



REPUBLIC OF SINGAPORE

# GOVERNMENT GAZETTE

## BILLS SUPPLEMENT

*Published by Authority*

---

---

NO. 43]

MONDAY, OCTOBER 1

[2018

---

---

First published in the *Government Gazette*, Electronic Edition, on 1 October 2018 at 5 pm.

**Notification No. B 43** — The Serious Crimes and Counter-Terrorism (Miscellaneous Amendments) Bill is published for general information. It was introduced in Parliament on 1 October 2018.



# **Serious Crimes and Counter-Terrorism (Miscellaneous Amendments) Bill**

---

**Bill No. 43/2018.**

*Read the first time on 1 October 2018.*

A BILL

*i n t i t u l e d*

An Act to amend the Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (Chapter 65A of the 2000 Revised Edition) and the Terrorism (Suppression of Financing) Act (Chapter 325 of the 2003 Revised Edition) to enhance the legal framework for preventing money laundering and combating terrorism financing.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

## Short title and commencement

1. This Act is the Serious Crimes and Counter-Terrorism (Miscellaneous Amendments) Act 2018 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

## PART 1

### AMENDMENTS TO CORRUPTION, DRUG TRAFFICKING AND OTHER SERIOUS CRIMES (CONFISCATION OF BENEFITS) ACT

#### Amendment of section 4

2. Section 4 of the Corruption, Drug Trafficking and Other Serious Crimes (Confiscation of Benefits) Act (Cap. 65A) (called in this Part the CDS Act) is amended by inserting, immediately after subsection (5), the following subsection:

“(5A) To avoid doubt, a District Court or Magistrate’s Court may make a confiscation order under subsection (1) in respect of the full amount determined in accordance with section 10 to be the value of the benefits derived by the defendant from drug dealing.”.

#### Amendment of section 5

3. Section 5 of the CDS Act is amended by inserting, immediately after subsection (8), the following subsection:

“(9) To avoid doubt, a District Court or Magistrate’s Court may make a confiscation order under subsection (1) in respect of the full amount determined in accordance with section 10 to be the value of the benefits derived by the defendant from criminal conduct.”.

#### Amendment of section 17

4. Section 17 of the CDS Act is amended —

(a) by deleting paragraph (b) of subsection (5) and substituting the following paragraph:

“(b) any capital markets products.”;

- (b) by inserting, immediately after subsection (8), the following subsection:

“(9) In this section, “capital markets products” has the meaning given by section 2(1) of the Securities and Futures Act (Cap. 289).”; and

5

- (c) by deleting the word “securities” in the section heading and substituting the words “capital markets products”.

### **Amendment of section 39**

5. Section 39 of the CDS Act is amended by deleting subsection (2) and substituting the following subsection:

10

“(2) Any person who contravenes subsection (1) shall be guilty of an offence and shall be liable on conviction —

- (a) if the person is an individual, to a fine not exceeding \$250,000 or to imprisonment for a term not exceeding 3 years or to both; or

15

- (b) if the person is not an individual, to a fine not exceeding \$500,000.”.

### **Amendment of section 41**

6. Section 41 of the CDS Act is amended —

- (a) by inserting, immediately after the word “arrangement” in subsection (2)(a), the words “, or an international arrangement,”;

20

- (b) by deleting paragraph (b) of subsection (2) and substituting the following paragraph:

“(b) the Suspicious Transaction Reporting Officer is satisfied —

25

- (i) in any case where there exists an international arrangement mentioned in paragraph (a), that the corresponding authority has given appropriate undertakings under or in

30