



REPUBLIC OF SINGAPORE

# GOVERNMENT GAZETTE

## BILLS SUPPLEMENT

*Published by Authority*

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NO. 12]

TUESDAY, APRIL 27

[2010

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First published in the *Government Gazette*, Electronic Edition, on 26th April 2010 at 5:00 pm.

**Notification No. B 12** — The Electronic Transactions Bill is hereby published for general information. It was introduced in Parliament on the 26th day of April 2010.

# **Electronic Transactions Bill**

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**Bill No. 12/2010.**

*Read the first time on 26th April 2010.*

## **ELECTRONIC TRANSACTIONS ACT 2010**

**(No.    of 2010)**

### **ARRANGEMENT OF SECTIONS**

#### **PART I**

##### **PRELIMINARY**

Section

1. Short title and commencement
2. Interpretation
3. Purposes and construction
4. Excluded matters
5. Party autonomy

#### **PART II**

##### **ELECTRONIC RECORDS, SIGNATURES AND CONTRACTS**

6. Legal recognition of electronic records
7. Requirement for writing
8. Requirement for signature
9. Retention of electronic records
10. Provision of originals
11. Formation and validity of contracts
12. Effectiveness between parties
13. Time and place of despatch and receipt
14. Invitation to make offer
15. Use of automated message systems for contract formation
16. Error in electronic communications

### PART III

#### SECURE ELECTRONIC RECORDS AND SIGNATURES

##### Section

- 17. Secure electronic record
- 18. Secure electronic signature
- 19. Presumptions relating to secure electronic records and signatures

### PART IV

#### REGULATION OF SPECIFIED SECURITY PROCEDURES AND SPECIFIED SECURITY PROCEDURE PROVIDERS

- 20. Interpretation of this Part
- 21. Specified security procedures
- 22. Regulation of specified security procedures and specified security procedure providers
- 23. Controller may give directions for compliance
- 24. Power to investigate

### PART V

#### USE OF ELECTRONIC RECORDS AND SIGNATURES BY PUBLIC AGENCIES

- 25. Acceptance of electronic filing and issue of documents

### PART VI

#### LIABILITY OF NETWORK SERVICE PROVIDERS

- 26. Liability of network service providers

### PART VII

#### GENERAL

- 27. Appointment of Controller and other officers
- 28. Obligation of confidentiality
- 29. Access to computers and data
- 30. Production of documents, etc.
- 31. Obstruction of Controller or authorised officer
- 32. Offences by bodies corporate, etc.
- 33. General penalties
- 34. Consent of Public Prosecutor
- 35. Jurisdiction of court
- 36. Composition of offences
- 37. Power to exempt
- 38. Regulations
- 39. Repeal and transitional provisions
  - First Schedule — Matters excluded by section 4
  - Second Schedule — Specified security procedures

Section

- Third Schedule — Digital signatures
- Fourth Schedule — Designated persons

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A BILL

*i n t i t u l e d*

An Act to repeal and re-enact with amendments the Electronic Transactions Act (Chapter 88 of the 1999 Revised Edition) to provide for the security and use of electronic transactions, to implement the United Nations Convention on the Use of Electronic Communications in International Contracts adopted by the General Assembly of the United Nations on 23rd November 2005 and to provide for matters connected therewith.

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