

Competition (Amendment) Bill

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Bill No: 32/2005

Read the first time: 17th October 2005

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Expenditure of Public Money

Competition (Amendment) Bill

Bill No. 32/2005

Read the first time on 17th October 2005.

An Act to amend the Competition Act 2004 (Act 46 of 2004).

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 may be cited as the Competition (Amendment) Act 2005 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 64

2. Section 64(5) of the Competition Act 2004 is amended —

- (a) by deleting the word “and” at the end of paragraph (d); and
- (b) by deleting the full-stop at the end of paragraph (e)(ii) and substituting the word “; and”, and by inserting immediately thereafter the following paragraph:
 - “(f) take any step which appears to be necessary for the purpose of preserving or preventing interference with any document which he considers relates to any matter relevant to the investigation.”.

Repeal and re-enactment of section 66

3. Section 66 of the Competition Act 2004 is repealed and the following section substituted therefor:

“Self-incrimination and savings for professional legal advisers

66.—(1) A person is not excused from disclosing any information or document to the Commission or, as the case may be, to an inspector or investigating officer, under a requirement made of him under any provision of this Act on the ground that the disclosure of the information or document might tend to incriminate him.

(2) Where a person claims, before making a statement disclosing information that he is required to under any provision of this Act to the Commission or, as the case may be, to an inspector or investigating officer, that the statement might tend to incriminate him, that statement —

- (a) shall not be admissible in evidence against him in criminal proceedings other than proceedings under Part V; but
- (b) shall, for the avoidance of doubt, be admissible in evidence in civil proceedings, including proceedings under this Act.