

# **Singapore Armed Forces (Amendment) Bill**

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**Bill No: 2/2000**

***Read the first time: 17th January 2000***

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### **Singapore Armed Forces (Amendment) Bill**

#### **Bill No. 2/2000**

*Read the first time on 17th January 2000.*

An Act to amend the Singapore Armed Forces Act (Chapter 295 of the 1995 Revised Edition) and to make consequential amendments to the Pension Fund Act (Cap. 224A).

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

#### **Short title and commencement**

**1.**—(1) This Act may be cited as the Singapore Armed Forces (Amendment) Act 2000 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

(2) The Minister may appoint different dates for the coming into operation of the different provisions of this Act.

#### **Amendment of section 2**

**2.** Section 2(1) of the Singapore Armed Forces Act (referred to in this Act as the principal Act) is amended —

- (a) by inserting, immediately after the word “includes” in the last line of the definition of “disciplinary officer”, the words “a Service Chief and”; and
- (b) by inserting, immediately after the definition of “sentence”, the following definition:

““Service Chief” means the Chief of Air Force, the Chief of Army or the Chief of Navy;”.

## **Amendment of section 62**

**3.** Section 62 of the principal Act is amended —

- (a) by deleting the words “lieutenant-colonel” in subsection (2) and substituting the word “colonel”;
- (b) by inserting, immediately after subsection (2), the following subsection:

“(2A) If the accused is an officer of the rank of lieutenant-colonel, the charge shall, within such time as may be specified in the regulations made under this Act, be brought before a Service Chief.”; and
- (c) by inserting, immediately after the words “other than” in the 1st line of subsection (6), the words “a Service Chief or”.

## **Repeal and re-enactment of section 65A and new section 65B**

**4.** Section 65A of the principal Act is repealed and the following sections substituted therefor:

### **“Powers of Service Chief when dealing with charge**

**65A.**—(1) A Service Chief when dealing with a charge brought before him under section 62(2A) may —

- (a) dismiss the charge if he is of the opinion that it ought not to be proceeded with;
- (b) try the accused summarily; or
- (c) if he is of the opinion that the charge should not be dealt with by him, refer the charge to the person appointed under section 82(5)(a).

(2) A Service Chief shall try the accused summarily where a charge is referred to him under section 67(b)(ii) or 75(4)(a)(i).

### **Powers of Chief of Defence Force when dealing with charge**

**65B.**—(1) The Chief of Defence Force when dealing with a charge brought before him under section 62(2) may —

- (a) dismiss the charge if he is of the opinion that it ought not to be proceeded with;
- (b) try the accused summarily; or
- (c) if he is of the opinion that the charge should not be dealt with by him,

refer the charge to the person appointed under section 82(5)(a).

(2) The Chief of Defence Force shall try the accused summarily where a charge is referred to him under section 67(b)(iii) or 75(4)(a)(i) or (ii).”.

### **Amendment of section 67**

5. Section 67 of the principal Act is amended —

- (a) by inserting, immediately after the words “superior commander” in the 1st line, the words “, a Service Chief”;
- (b) by deleting the word “and” at the end of paragraph (b)(i); and
- (c) by deleting sub-paragraph (ii) of paragraph (b) and substituting the following sub-paragraphs:
  - “(ii) in the case of a charge referred to him by a Service Chief, the Service Chief, any other Service Chief or the Chief of Defence Force; and
  - (iii) in the case of a charge referred to him by the Chief of Defence Force, the Chief of Defence Force; or”.

### **Repeal and re-enactment of section 70A and new section 70B**

6. Section 70A of the principal Act is repealed and the following sections substituted therefor:

#### **“Powers of punishment of Service Chief**

**70A.**—(1) A Service Chief may, upon the conviction of an accused of the rank of lieutenant-colonel, impose any one or all of the following punishments:

- (a) forfeiture of seniority of rank and forfeiture of all or any part of service for the purposes of promotion;
- (b) a fine not exceeding a sum of \$1,500; or
- (c) reprimand.

(2) In addition to or in lieu of any other punishment, a Service Chief may order that the accused shall suffer any deduction from his ordinary pay authorised by this Act.

#### **Powers of punishment of Chief of Defence Force**

**70B.**—(1) The Chief of Defence Force may, upon the conviction of an accused of the rank of lieutenant-colonel or colonel, impose any one or all of the following punishments:

- (a) forfeiture of seniority of rank and forfeiture of all or any part of service for the purposes of promotion;
- (b) a fine not exceeding a sum of \$1,500; or
- (c) reprimand.

(2) In addition to or in lieu of any other punishment, the Chief of Defence Force may order that the accused shall suffer any deduction from his ordinary pay authorised by this Act.”.

### **Amendment of section 72**

7. Section 72 of the principal Act is amended —

- (a) by deleting the word “colonel” in subsection (1) and substituting the words “brigadier-general”;
- (b) by deleting the words “lieutenant-colonel” in the 3rd line of subsection (2) and substituting the word “colonel”; and
- (c) by deleting the words “section 75(4)(a)(i)” in the last line of subsection (2) and substituting the words “section 75(4)(a)(ii)”.

### **Amendment of section 73**

8. Section 73(2) of the principal Act is amended by inserting, immediately after the words “a superior commander,” in the 4th line, the words “a Service Chief,”.

### **Amendment of section 75**

9. Section 75 of the principal Act is amended —

- (a) by inserting, immediately after the words “compensation of” in the 2nd and 3rd lines of subsection (3)(a), the words “a Service Chief or”;
- (b) by inserting, immediately after the words “appointment of” in the 5th line of subsection (3)(a), the words “a Service Chief or”;
- (c) by inserting, immediately after paragraph (a) of subsection (4), the following sub-paragraph:
  - “(i) where the disciplinary officer is a Service Chief, by the Service Chief or, if the Council is of the