

Mass Rapid Transit Corporation (Amendment) Bill

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Bill No: 10/1987

Read the first time: 20th May 1987

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Expenditure of Public Money

Mass Rapid Transit Corporation (Amendment) Bill

Bill No. 10/1987

Read the first time on 20th May 1987.

An Act to amend the Mass Rapid Transit Corporation Act (Chapter 172 of the 1985 Revised Edition).

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 Mass Rapid Transit Corporation (Amendment) Act 1987 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 2

2. Section 2 of the Mass Rapid Transit Corporation Act (referred to in this Act as the principal Act) is amended —

- (a) by inserting, immediately after the definition of “land”, the following definition:

“ “licensee” means a company which is licensed under this Act to operate the Mass Rapid Transit System;”;

- (b) by inserting, immediately after the words “part thereof” in the definition of “Mass Rapid Transit System”, the words “set up or”;
- (c) by inserting, immediately after the word “infrastructures” in the definition of “railway”, the words “constructed or”; and
- (d) by inserting, immediately after the definition of “railway area”, the following definition:

“ “railway premises” means any area, space or building owned or occupied by the Corporation which is designed, equipped or set apart for the carriage of passengers by train or for affording facilities incidental to the carriage of passengers by train and includes any train on such premises;”.

Amendment of section 4

3. Section 4 of the principal Act is amended —

- (a) by deleting the word “and” at the end of paragraph (a), and by inserting immediately thereafter the following paragraph:
 - “(b) to approve and regulate the operation of the Mass Rapid Transit System by any licensee having regard to the reasonable requirements of the public transport system of Singapore; and”; and
- (b) by re-lettering the existing paragraph (b) as paragraph (c).

Amendment of section 5

4. Section 5 of the principal Act is amended —

- (a) by deleting the word “and” at the end of paragraph (f) of subsection (2);
- (b) by deleting paragraph (g) and substituting the following paragraphs:
 - “(g) issue licences, with or without conditions, to such company or companies as the Corporation thinks fit to operate the Mass Rapid Transit System; and
 - (h) with the approval of the Minister, form or participate in the formation of a company or companies under the provisions of any written law

in force relating to companies.”;

(c) by deleting subsection (3); and

(d) by renumbering subsection (4) as subsection (3).

New Part IIA

5. The principal Act is amended by inserting, immediately after Part II, the following Part:

“PART IIA

LICENCES

Operating the Mass Rapid Transit System without licence

16A. Any person who operates the Mass Rapid Transit System without being licensed by the Corporation shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$50,000 or to imprisonment for a term not exceeding 6 months or to both and, in the case of a continuing offence, to a further fine not exceeding \$5,000 for every day during which the offence continues after conviction.

Licence to operate Mass Rapid Transit System

16B.—(1) Subject to the provisions of this Act, the Corporation may grant to any company a licence to operate the Mass Rapid Transit System for such period as may be specified in the licence.

(2) Every licensee shall be authorised under this Act to operate the Mass Rapid Transit System for the period specified in the licence unless the licence is earlier revoked, cancelled or suspended under the provisions of this Act.

(3) The fee for a licence to operate the Mass Rapid Transit System shall be such amount as may be prescribed.

Matters to be considered by Corporation in granting licence

16C. In exercising its discretion to grant or refuse a licence to operate the Mass Rapid Transit System, the Corporation shall have regard to the financial standing of the applicant and its ability to maintain an adequate, satisfactory, safe and efficient service.

Conditions of licence

16D. In granting a licence to operate the Mass Rapid Transit System, the Corporation may impose such conditions as it thinks fit, and may, in particular, impose conditions relating to —

- (a) the extent, hours and general level of services;
- (b) the safety of persons using or engaged in work on the Mass Rapid Transit System;
- (c) the maintenance and operation of the railway;
- (d) the approval of persons who are to be appointed as directors of the licensee; and
- (e) the deposit of security or bank guarantee to the satisfaction of the Corporation for the due performance by the licensee of all or any obligations imposed upon it by the licence or by this Act or any regulations made thereunder.

Suspension or cancellation of licence, etc.

16E. If any licensee —

- (a) contravenes or fails to comply with or fails to secure the compliance by its servants, agents or contractors with any of the conditions of the licence to operate the Mass Rapid Transit System or with the provisions of this Act or any regulations made thereunder; or
- (b) in the opinion of the Corporation, fails or is likely to fail to provide and maintain an adequate, safe and satisfactory service,

the Corporation may, by notice in writing and without any compensation, do either or both of the following:

- (i) suspend or cancel the licence;
- (ii) forfeit the whole or any part of any security deposited with the Corporation by the licensee or by his bank pursuant to a bank guarantee.

Appeal

16F.—(1) Any person who is aggrieved by any decision of the Corporation under section 16E may appeal to the Minister whose decision shall be final.