

Central Provident Fund (Nominations) (Amendment) Rules 2010

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No. S 122

CENTRAL PROVIDENT FUND ACT (CHAPTER 36)

CENTRAL PROVIDENT FUND (NOMINATIONS) (AMENDMENT) RULES 2010

In exercise of the powers conferred by sections 25(1) and (5)(b) and 77(2)(ea) and (k) of the Central Provident Fund Act, the Central Provident Fund Board hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Central Provident Fund (Nominations) (Amendment) Rules 2010 and shall come into operation on 1st March 2010.

Deletion and substitution of rules 2, 3 and 4

2. Rules 2, 3 and 4 of the Central Provident Fund (Nominations) Rules (R 1) (referred to in these Rules as the principal Rules) are deleted and the following rules substituted therefor:

“Nomination by member

2.—(1) Subject to these Rules, a member may, by executing a memorandum in Form A, 1A, 2A, 3A, 4A or 5A set out in the Schedule, nominate any person to receive the whole or any portion of —

- (a) the amount payable on the death of the member out of the Fund under section 20(1) of the Act; or
- (b) any shares designated under section 26(1) of the Act.

(2) Every nomination made under paragraph (1) shall —

- (a) be signed by the member in the presence of 2 witnesses; and
- (b) contain an attestation by those witnesses to the signature of the member.

Nomination on behalf of member

3.—(1) This rule applies where a member lacks capacity within the meaning of section 4 of the Mental Capacity Act 2008 (Act 22 of 2008), and the court makes an order under section 20(2)(a) of the Mental Capacity Act 2008 in relation to the executing under section 25(1) of the Act, on the member’s behalf, of a memorandum nominating any person specified in the order to receive the whole or any portion of —

- (a) the amount payable on the death of the member out of the Fund under section 20(1) of the Act; or
- (b) any shares designated under section 26(1) of the Act.

(2) The order must authorise a person (referred to in this rule as the authorised person) to execute the memorandum on the member’s behalf.

(3) Any nomination made in pursuance of the order must —

- (a) be in Form 5A set out in the Schedule;
- (b) state that it is signed by the member acting by the authorised person;