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**SINGAPORE ARMED FORCES ACT
(CHAPTER 295)**

**SINGAPORE ARMED FORCES (PENSIONS) (AMENDMENT)
REGULATIONS 2008**

In exercise of the powers conferred by section 205 of the Singapore Armed Forces Act, the Armed Forces Council hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Singapore Armed Forces (Pensions) (Amendment) Regulations 2008 and shall come into operation on 1st April 2008.

Amendment of regulation 2

2. Regulation 2 of the Singapore Armed Forces (Pensions) Regulations (Rg 9) (referred to in these Regulations as the principal Regulations) is amended —

(a) by deleting “, VI” in the definition of “member” in paragraph (1);

(b) by inserting, immediately after the definition of “mobilised service” in paragraph (1), the following definition:

“ “monthly gross salary”, in relation to a member in the non-pensionable service, on contract or in national service or volunteer service, means the rank pay of the member, whether he is confirmed in any rank that he holds or otherwise, and includes —

(a) any non-pensionable variable payment, top-up payment to the Central Provident Fund, education supplement, pilot

allowance, flying training pay supplement and temporary allowance, if payable at the relevant time;

- (b) for the purposes of Parts IV and V, such reimbursement or pay to which the member is entitled or which is payable to him by his employer under section 24 of the Enlistment Act (Cap. 93); and
- (c) any other component or allowance declared by the Armed Forces Council to be a component of the monthly gross salary, not being an allowance for the performance by a member of duties in a rank higher than his substantive or temporary rank;”;
- (c) by inserting, immediately before the word “means” in the 1st line of the definition of “pensionable emoluments” in paragraph (1), the words “, in relation to a member in the pensionable service,”;
- (d) by deleting the words “Parts IV to VI” in paragraph (b) of the definition of “pensionable emoluments” in paragraph (1) and substituting the words “Parts IV and V”;
- (e) by deleting “, VI” in the definition of “service” in paragraph (1); and
- (f) by deleting paragraph (2) and substituting the following paragraph:

“(2) For the purposes of Parts IV and V, the monthly gross salary of any member shall be the monthly gross salary last drawn by the member at the material time.”.

Amendment of regulation 13

3. Regulation 13 of the principal Regulations is amended —

- (a) by deleting the words “and regulation 14” in paragraph (1); and

- (b) by deleting the words “by a Pensions Officer” in paragraph (2) and substituting the words “under these Regulations (other than an award to which regulation 13A relates)”.

New regulation 13A

4. The principal Regulations are amended by inserting, immediately after regulation 13, the following regulation:

“Compensation Board

13A.—(1) For the purposes of these Regulations, the Armed Forces Council may appoint a Compensation Board which shall consist of not less than 4 members.

(2) The Compensation Board shall have power to make an award or vary any award made by a Pensions Officer in respect of the death or disablement of a member, whether by increasing or decreasing such award, and the decision of the Compensation Board thereon shall be final and conclusive.

(3) The Compensation Board shall have power —

(a) to call for any document relating to the appellant’s service from an Officer-in-charge of Records and to order the appellant to undergo a medical examination by a medical officer to be appointed by the Compensation Board in any particular case; and

(b) to certify to an Officer-in-charge of Records any reasonable travelling and other expenses which may have been incurred by any person in appearing before the Compensation Board or before any medical officer appointed to make a medical examination of the person under this regulation.

(4) Every appellant shall have the right to appear before the Compensation Board in person, or by a representative, but the Compensation Board may hear and determine any appeal in the absence of the appellant.

(5) Every appeal under this regulation shall be brought within 12 months of the date on which the decision of a Pensions Officer

is notified to the appellant but the Compensation Board may allow an appeal to be brought after the expiration of the period limited by this regulation if it considers that there was a reasonable excuse for the delay.”.

Amendment of regulation 14

5. Regulation 14 of the principal Regulations is amended —

- (a) by deleting the words “regulation 41, 42 or 43” in paragraph (1) and substituting the words “regulations 41 to 50”; and
- (b) by deleting the word “Tribunal” in paragraphs (1) and (2) and substituting in each case the words “Compensation Board”.

Amendment of regulation 23

6. Regulation 23(6) of the principal Regulations is amended by deleting the definition of “one year’s pensionable emoluments” and substituting the following definition:

““one year’s pensionable emoluments” means the emoluments which would be taken for the purpose of computing any pension or gratuity granted to the member if he had retired at the date of his death in the circumstances described in regulation 22(c).”.

Amendment of regulation 28

7. Regulation 28(4) of the principal Regulations is amended by deleting the words “disability pension” and substituting the word “award”.

Amendment of regulation 37

8. Regulation 37(1) of the principal Regulations is amended —

- (a) by deleting the words “one year’s pensionable emoluments” in sub-paragraph (b) and substituting the words “12 months” monthly gross salary of a member in regular service of equivalent rank;

- (b) by deleting the words “one year’s pensionable emoluments if he had been in the pensionable service” in sub-paragraph (c) and substituting the words “12 months” monthly gross salary if he had been in regular service; and
- (c) by deleting the words “one year’s pensionable emoluments” in sub-paragraph (d) and substituting the words “12 months” monthly gross salary.

Amendment of regulation 38

9. Regulation 38 of the principal Regulations is amended —

- (a) by inserting, immediately after the words “one year’s pensionable emoluments” in paragraph (1), the words “or 12 months” monthly gross salary, as the case may be;
- (b) by deleting the words “pension other than a pension” in paragraph (1)(b) and substituting the words “any award or pension other than an award”; and
- (c) by deleting paragraph (2) and substituting the following paragraph:

“(2) For the purposes of this regulation and regulation 37, one year’s pensionable emoluments or 12 months’ monthly gross salary shall be computed using the emoluments which would be taken for the purpose of computing any pension or gratuity granted to the member if he had retired at the date of his death in the circumstances described in regulation 22(c).”.

Deletion and substitution of regulation 39

10. Regulation 39 of the principal Regulations is deleted and the following regulation substituted therefor:

“Compensation payable where member dies of injuries received in and which are attributable to service

39.—(1) Where a member dies as a result of any injury received in and which is attributable to service, the Armed Forces Council may pay to his dependants or personal representatives —