

Singapore Armed Forces (Premium Plan) (Amendment) Regulations 2008

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No. S 163

SINGAPORE ARMED FORCES ACT

(CHAPTER 295)

SINGAPORE ARMED FORCES (PREMIUM PLAN) (AMENDMENT)
REGULATIONS 2008

In exercise of the powers conferred by section 205A 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 (Premium Plan) (Amendment) Regulations 2008 and shall come into operation on 1st April 2008.

Amendment of regulation 2

2. Regulation 2(1) of the Singapore Armed Forces (Premium Plan) Regulations (Rg 22) (referred to in these Regulations as the principal Regulations) is amended by deleting the definition of “child”.

Amendment of regulation 4

3. Regulation 4(2) of the principal Regulations is amended by deleting the words “by an Awards Officer” and substituting the words “under these Regulations (other than an award to which regulation 4A relates)”.

New regulation 4A

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

“Compensation Board

4A.—(1) For the purposes of these Regulations, the Armed Forces Council may also 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 an Awards 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 or 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 such 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 an Awards 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 24

5. Regulation 24 of the principal Regulations is amended —

- (a) by deleting sub-paragraph (a) of paragraph (1);
- (b) by inserting, immediately after the words “one of the following” in paragraph (1)(c), the words “, whichever is the greatest”;
- (c) by deleting the word “or” at the end of paragraph (1)(c)(ii);
- (d) by deleting the comma at the end of paragraph (1)(c)(iii)(B) and substituting the word “; or”;
- (e) by deleting the words “whichever is the greater.” in the last line of sub-paragraph (iii) of paragraph (1)(c), and by inserting immediately thereafter the following sub-paragraph:

“(iv) 12 months of the compensation salary of the member at the date of his death.”; and

- (f) by deleting paragraphs (2) and (3) and substituting the following paragraphs:

“(2) There may be paid, in addition to the total sum under paragraph (1), a special award of a sum to be determined by the Armed Forces Council if, in the opinion of the Armed Forces Council, the injury was received by the member in the course of military operations or training.

(3) There may be paid, in addition to the total sum under paragraph (1) and, where applicable, paragraph (2), an additional award to be determined by the Armed Forces Council having regard to the principles on which a claim for damages would be determined in the civil courts if, in the opinion of the Armed Forces Council, the injury was received under exceptional circumstances or while the member was rendering service beyond the call of duty.

(4) Where a member's death is caused as a result of the aggravation by service of an adverse medical condition that —

- (a) existed in him before service; or
- (b) had arisen during but which was not attributable to service,

and the death occurred within 7 years of the aggravation of such medical condition, the amount of compensation payable to his dependants or personal representatives, as the case may be, may be equal to 50% of the compensation payable under paragraph (1)(b), and 50% of any award payable under paragraph (2) or (3), had his death occurred as a result of injuries received in and which were attributable to service.”.

Deletion of regulation 25

6. Regulation 25 of the principal Regulations is deleted.

Amendment of regulation 26

7. Regulation 26 of the principal Regulations is amended —

- (a) by deleting the word “either —” in paragraph (1)(b) and substituting the words “one of the following, whichever is the greatest.”;
- (b) by deleting the word “or” at the end of paragraph (1)(b)(i);
- (c) by deleting the full-stop at the end of sub-paragraph (ii)(B) of paragraph (1)(b) and substituting the word “; or”, and by inserting immediately thereafter the following sub-paragraph:
 - “(iii) 12 months of the compensation salary of the member at the date of his retirement.”;
- (d) by deleting the words “the greater of —” in paragraph (2)(b) and substituting the words “one of the following, whichever is the greatest.”;