

Singapore Armed Forces (DXO — Disciplinary Proceedings and Miscellaneous Powers) Regulations 2002

Table of Contents

Enacting Formula

Part I PRELIMINARY

1 Citation and commencement

2 Definitions

Part II DISCIPLINARY PROCEEDINGS OF DXO SERVICEMEN BY DXO DISCIPLINARY OFFICERS

3 Disciplinary proceedings against DXO

4 No summary disposal of charges for offences not specified in Schedule to Act

5 Charges and jurisdiction

6 Powers of DXO junior disciplinary officer when dealing with charge

7 Powers of DXO senior disciplinary officer when dealing with charge

8 Powers of DXO superior disciplinary officer when dealing with charge

9 Restrictions on power to dismiss charge

10 Powers of punishment of DXO junior disciplinary officer

11 Powers of punishment of DXO senior disciplinary officer

12 Powers of punishment of DXO superior disciplinary officer

13 Powers of Senior Disciplinary Committee

14 Referral to Director, Legal Services

15 Compensation

16 Recovery of compensation

17 Power to quash finding of DXO disciplinary officer

18 Inapplicability of law of evidence

19 Right of accused to elect for trial by subordinate military court

20 Time limits for disciplinary proceedings

21 Record of proceedings

Part III GENERAL

22 Where person deemed to belong to unit, etc.

23 Designation to be in writing

Part IV CHARGE, CHARGE REPORT AND CHARGE-SHEET

24 Meaning of charge

25 Meaning of alternative charge

26 When charge report prepared

27 When charge-sheet prepared

28 Construction of charge, charge report and charge-sheet

Part V AVOIDANCE OF DELAY

29 Avoidance of delay by DXO disciplinary officers in dealing with charges

Part VI DEALING WITH CHARGES

30 Investigations

31 Hearing of evidence by DXO disciplinary officer

32 Investigation before summary dealing by DXO disciplinary officer

33 Dismissal of charges by DXO disciplinary officer

34 Charge before Senior Disciplinary Committee

Part VII MISCELLANEOUS

35 Evidence

36 Joint or separate trial

37 Withdrawal of election

38 No withdrawal without permission

39 Charge may be added to

40 Cases not provided for

41 Documents to be forwarded

42 Effects of irregularities in procedure

43 Form of oath and affirmation

44 Forms

45 Record of proceedings of summary trial

46 Time within which to forward record

47 How fine recovered

48 Dealing with 2 or more charges and award of punishment

49 Investigating officers

50 Deductions from pay and write off of public property

51 Mode of complaint by servicemen

52 Revocation and transitional provisions

THE SCHEDULE

No. S 325

SINGAPORE ARMED FORCES ACT (CHAPTER 295)

SINGAPORE ARMED FORCES (DXO — DISCIPLINARY PROCEEDINGS AND MISCELLANEOUS POWERS) REGULATIONS 2002

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

PART I

PRELIMINARY

Citation and commencement

1. These Regulations may be cited as the Singapore Armed Forces (DXO — Disciplinary Proceedings and Miscellaneous Powers) Regulations 2002 and shall come into operation on 1st July 2002.

Definitions

2. In these Regulations, unless the context otherwise requires —

“accused” means any DXO who has been accused of an offence under the Act;

“defence executive officer” or “DXO” means a regular serviceman in the non-uniformed service of a grade set out in the Singapore Armed Forces (DXO — Service Grades) Regulations 2002 (G.N. No. S 324/2002);

“disciplinary proceedings” means proceedings for an offence before a DXO disciplinary officer or the Senior Disciplinary Committee under these Regulations;

“DXO disciplinary officer” means a DXO junior disciplinary officer, a DXO senior disciplinary officer or a DXO superior disciplinary officer;

“DXO junior disciplinary officer” means a DXO of officer grade 8, 9, 10 or 11 designated as a DXO junior disciplinary officer by a DXO senior disciplinary officer for the purpose of discipline of defence executive officers in designated departments, bases or units;

“DXO senior disciplinary officer” means a DXO of officer grade 12 or 13 designated as a DXO senior disciplinary officer by the Armed Forces Council for the purpose of discipline of defence executive officers in designated departments, bases or units;

“DXO superior disciplinary officer” means a DXO of officer grade 14 or above designated as a DXO superior disciplinary officer by the Armed Forces Council for the purpose of discipline of defence executive officers in designated departments, bases or units;

“grade” means a service grade as set out in the Singapore Armed Forces (DXO — Service Grades) Regulations 2002 (G.N. No. S 324/2002);

“Senior Disciplinary Committee” means a Senior Disciplinary Committee appointed, with the necessary modifications, in accordance with section 72 of the Act.

PART II

DISCIPLINARY PROCEEDINGS OF DXO SERVICEMEN BY DXO DISCIPLINARY OFFICERS

Disciplinary proceedings against DXO