

Controlled Premises (Special Provisions) Rules

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FIRST SCHEDULE

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Legislative History

CONTROLLED PREMISES (SPECIAL PROVISIONS) ACT
(CHAPTER 60, SECTION 23(2))

CONTROLLED PREMISES (SPECIAL PROVISIONS) RULES

R 1

REVISED EDITION 1994

(25th March 1992)

[10th June 1970]

Citation

1. These Rules may be cited as the Controlled Premises (Special Provisions) Rules.

Application for recovery of possession of controlled premises

2.—(1) The landlord of any controlled premises situated in a designated development area who intends to effect or cause to be effected development in relation to such controlled premises may apply for recovery of possession of such controlled premises in the form set out in the First Schedule setting out, inter alia, the particulars in rule 3.

(2) Every such application shall be supported by an affidavit certifying the evidence and the undertakings required to be given under section 4(2) of the Act.

(3) The fee payable in respect of an application shall be \$800.

[S 223/94 wef 01/06/1994]

Registration of application

3.—(1) An application for the recovery of possession of controlled premises shall be addressed to the Secretary who shall upon its receipt register the application in a register containing particulars of —

- (a) the landlord's name and address;
- (b) a description of the controlled premises;
- (c) the nature of the interest which the landlord has in the controlled premises;
- (d) the names and address of every tenant, sub-tenant and any person in occupation of the controlled premises;
- (e) the name and address of the landlord's advocate and solicitor (if any); and
- (f) the landlord's address for service within Singapore.

(2) The Board may without prejudice to section 19 of the Act require the landlord at any time —

- (a) to serve a copy of the application made by him to all tenants, sub-tenants and occupiers, for the time being known to him, of the controlled premises in question; and
- (b) to advertise the application made in at least one English language newspaper and one Chinese language newspaper.

Appearance

4.—(1) Any tenant or sub-tenant or any person in occupation of the controlled premises intending to attend and be heard at the proceedings of the Board in relation to any application made shall within 14 days of the date of receipt of a notice issued under section 19 of the Act or in pursuance of rule 3(2) (a) give notice in the form set out in the Second Schedule of his intention to do so to the Secretary whereupon the Secretary shall, on the direction of the Board, fix the date and place for the hearing of the application.

(2) Before the commencement of the hearing of an application, the Board may, at its discretion, require any tenant, sub-tenant or any person in occupation of the controlled premises who has given notice under paragraph (1) to indicate in writing or by supporting affidavit the nature of the evidence, whether oral or documentary, upon which he intends to rely and to serve such evidence upon the landlord.

Sitting of Board

5. The Board shall sit in the Court room of the Industrial Arbitration Court or at such other place as the Chairman may from time to time determine.

Procedure at hearings

6. Subject to the Act and these Rules, the procedure at hearings and at any proceedings before the Board shall be such as the Board may determine.

Default of appearance

7. When an application is called for hearing and the landlord or any party does not appear, the Board may, if it thinks fit, dismiss or allow the application.

Disclosure of documents

8.—(1) The Board may require any party to any proceedings before it to furnish to the Secretary within such time as may be prescribed any document or other information which it is within the power of such party to furnish and shall afford to all other parties to the proceedings an opportunity to inspect such documents and to take copies thereof.