REPUBLIC OF SINGAPORE

GOVERNMENT GAZETTE

ACTS SUPPLEMENT

Published by Authority

NO. 6] **FRIDAY, MARCH 6** **[2026**

First published in the Government *Gazette*, www.egazette.gov.sg, on 2 March 2026 at 5 pm.

The following Act was passed by Parliament on 13 January 2026 and assented to by the President on 3 February 2026:—

REPUBLIC OF SINGAPORE

No. 3 of 2026.

I assent.

LS

THARMAN SHANMUGARATNAM,
President.
3 February 2026.

An Act to amend the National Council of Social Service Act 1992, and to make related amendments to the Income Tax Act 1947 and the Public Sector (Governance) Act 2018.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act is the National Council of Social Service (Amendment) Act 2026 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

Replacement of section 2

2. In the National Council of Social Service Act 1992 (called in this Act the principal Act), replace section 2 with —

"**Interpretation**

2. In this Act —

"Chairperson" means the Chairperson of the Council appointed under section 5(2)(*a*) and includes any individual acting in that capacity;

"Chief Executive Officer" means the Chief Executive Officer of the Council mentioned in section 22(1) and includes any individual acting in that capacity;

"Community Chest" means the Community Chest established under section 13(1);

"Council" means the National Council of Social Service established under section 3;

"Deputy Chairperson" means the Deputy Chairperson of the Council appointed under section 5C(1);

"Endowment Fund" means the Endowment Fund established under section 26(1);

"member" means a member of the Council mentioned in section 5(2);

"sector member" means a sector member of the Council appointed under section 15(1).".

Amendment of Part 2 heading

3. In the principal Act, in Part 2, in the Part heading, after "ESTABLISHMENT", insert "AND CONSTITUTION".

Amendment of section 4

4. In the principal Act, in section 4 —

(*a*) in subsections (1) and (2)(*b*), replace "Board" with "Council"; and

(*b*) in subsection (2)(*b*), replace "president" with "Chairperson".

Replacement of section 5 and new sections 5A to 5K

5. In the principal Act, replace section 5 with —

"**Constitution of Council**

5.—(1) The Council consists of at least 15 but not more than 27 members.

(2) The members of the Council are —

(*a*) a Chairperson to be appointed by the Minister;

(*b*) the Chief Executive Officer;

(*c*) the chairperson of the Community Chest;

(*d*) subject to subsections (1) and (4), at least 7 members to be appointed by the Minister, from a list of nominees to be submitted by the Chairperson; and

(*e*) subject to subsections (1) and (4), any number of other members to be appointed by the Minister.

(3) The list of nominees to be submitted by the Chairperson to the Minister under subsection (2)(*d*) must consist of persons nominated by sector members, except that the Chairperson may exclude any nominee whose nomination does not meet the prescribed requirements in regulations made under section 37(2)(*ba*).

(4) The number of members appointed under subsection (2)(*d*) must be at least half of the total number of members, excluding the Chairperson.

Appointment of members of Council

5A.—(1) Every appointment of a member of the Council mentioned in section 5(2)(*a*), (*d*) or (*e*) must be made by instrument in writing given to the member.

(2) The instrument must state —

(*a*) the term of the appointment (which must not be longer than 3 years); and

(*b*) the date the appointment takes effect (which must not be a date earlier than the date the member receives the instrument).

(3) A member of the Council mentioned in section 5(2)(*a*), (*d*) or (*e*) may be re-appointed.

Membership disqualification

5B.—(1) In appointing members of the Council, the Minister must have regard to whether the members of the Council will collectively possess the appropriate knowledge, skills and experience for the Council to perform its functions effectively.

(2) However, the following individuals are disqualified to be or from being a member of the Council mentioned in section 5(2)(*a*), (*d*) or (*e*):

(*a*) an employee of the Council (other than the Chief Executive Officer);

(*b*) a Judge or judicial officer;

(*c*) an undischarged bankrupt or an individual who has an arrangement with any of his or her creditors;

(*d*) an individual who has been convicted of an offence involving dishonesty, fraud or moral turpitude and has not received a free pardon;

(*e*) an individual who has been sentenced to imprisonment for a term of 6 months or more, and has not received a free pardon;

(*f*) an individual who is —

(i) disqualified under section 154(1) of the Companies Act 1967 from acting as a director, or taking part (whether directly or indirectly) in the management, of a company during the period of disqualification in that provision;

(ii) disqualified by a court order under section 149(1), 149A(1) or 154(2) of the Companies Act 1967 from being a director, or in any way (whether directly or indirectly) being concerned in, or taking part in, the management, of a company during the period of disqualification in the court order;

(iii) disqualified under section 58(1) of the Variable Capital Companies Act 2018 from acting as a director, or taking part (whether directly or indirectly) in the management, of a VCC during the period of disqualification in that provision; or

(iv) disqualified by a court order under section 56(1), 57(1) or 58(2) of the Variable Capital Companies Act 2018 from being a director, or in any way (whether directly or indirectly) being concerned in, or taking part in, the management, of a VCC during the period of disqualification in the court order;

(*g*) an individual who lacks capacity in respect of his or her duties as a member, within the meaning of the Mental Capacity Act 2008, or in respect of whom an order is made under section 10 of the Mental Health (Care and Treatment) Act 2008.

(3) In this section —

"company" has the meaning given by section 4(1) of the Companies Act 1967;

"VCC" has the meaning given by section 2(1) of the Variable Capital Companies Act 2018.

Chairperson and Deputy Chairperson

5C.—(1) The Minister may, by instrument in writing, appoint a member (other than the Chairperson or the Chief Executive Officer) to be the Deputy Chairperson of the Council for the period specified in the instrument.

(2) The Chairperson or Deputy Chairperson holds office until whichever of the following happens first:

(*a*) his or her term of office as Chairperson or Deputy Chairperson (as the case may be) expires;

(*b*) he or she ceases to hold office as a member of the Council;

(*c*) the Minister terminates his or her appointment as Chairperson or Deputy Chairperson, as the case may be.

(3) Subject to section 5E, the Deputy Chairperson has and may perform all the functions and exercise all the powers of the Chairperson in relation to a matter if —

(*a*) the Chairperson is unavailable; or

(*b*) the Chairperson is interested (within the meaning given by Part 4 of the Public Sector (Governance) Act 2018) in the matter.

Premature vacancies

5D.—(1) If a premature vacancy occurs in the office of any member of the Council, the Minister may, subject to sections 5, 5A and 5B, appoint an individual to fill the vacancy and hold that office for the remainder of the term for which the vacating member was appointed.

(2) In this section, "premature vacancy", for an office, means a vacancy that occurs in that office by virtue of section 5J(1) or for any reason other than the expiry of the term of the office.

Acting Chairperson and members of Council

5E.—(1) The Minister may appoint a member of the Council (other than the Chief Executive Officer) to act temporarily as the Chairperson during any period, or during all periods, when the Chairperson is —

(*a*) absent from duty or Singapore; or

(*b*) for any reason, unable to perform the duties of the office.

(2) The Minister may appoint an individual to act temporarily as a member of the Council (other than the Chairperson) during any period, or during all periods, when a member is —

(*a*) absent from duty or Singapore; or

(*b*) for any reason, unable to perform the duties of the office.

(3) An individual is ineligible for appointment under this section to act as the Chairperson or a member of the Council if the individual is disqualified under section 5B(2) for appointment as a member of the Council.

(4) The Minister may, at any time and without giving any reason, revoke the appointment of a person made under subsection (1) or (2).

(5) The Minister may specify other terms and conditions of appointment in writing when making an appointment under subsection (1) or (2).

Removal of member of Council

5F.—(1) The Minister may, at any time and without giving any reason, remove a member of the Council mentioned in section 5(2)(*a*), (*d*) or (*e*) from office.

(2) Every removal under subsection (1) must be made by written notice given to the member with a copy to the Council.

(3) The notice must state the date the removal takes effect, which must not be a date earlier than the date the member receives the notice.

Resignation from office

5G.—(1) A member of the Council (other than the Chief Executive Officer or the chairperson of the Community Chest) may resign his or her office by written notice to the Minister (with a copy to the Council) signed by the member.

(2) The resignation is effective when the notice in subsection (1) is received by the Minister or at any later time specified in the notice.

Validity of acts, etc.

5H.—(1) Despite section 33 of the Interpretation Act 1965, the performance of any function or exercise of any power by the Council is not affected merely because at the relevant time —

(*a*) there was a vacancy in the membership of the Council, including a vacancy arising from the failure to appoint a member;

(*b*) there was some defect or irregularity existing in the appointment or continuance in office of an individual purporting to be a member of the Council; or

(*c*) there was an irregularity in the Council's decision-making procedure that does not affect the merits of the decision made.

(2) The acts of an individual as a member of the Council are not affected merely because —

(*a*) there was some defect or irregularity existing in the appointment or continuance in office of the individual purporting to be a member of the Council; or

(*b*) in the case of an individual acting in the capacity of the Chairperson, a member or the Chief Executive Officer, the occasion for the individual so acting, or

for his or her appointment, had not arisen or had ended.

Remuneration, etc.

5I.—(1) Subject to subsection (2), the members of the Council may be paid, out of the funds of the Council, such salaries, fees and allowances as the Minister may from time to time determine.

(2) The members of the Council must not be paid salaries, fees or allowances from funds administered by the Council for charitable purposes.

Vacation of office

5J.—(1) A member of the Council ceases to hold office if he or she —

(*a*) dies;

(*b*) is adjudicated a bankrupt or makes an arrangement with any of his or her creditors;

(*c*) becomes otherwise disqualified from being a member under section 5B(2);

(*d*) is removed from office in accordance with section 5F;

(*e*) resigns in accordance with section 5G;

(*f*) fails without reasonable cause to disclose any interest required under Division 1 of Part 4 of the Public Sector (Governance) Act 2018 and a notice is given under that Act to the Minister about that default;

(*g*) fails to attend 3 consecutive meetings of the Council without the approval of the Council; or

(*h*) is not re-appointed when his or her term of office expires.

(2) A member of the Council is not entitled to any compensation or other payment or benefit relating to his or her ceasing, for any reason, to hold office as a member.

Other terms and conditions

5K. The Minister may specify other terms and conditions of appointment of a member of the Council mentioned in section 5(2)(*a*), (*d*) or (*e*) in the instrument of appointment.".

Replacement of sections 6 to 12 and Part 3 heading

6. In the principal Act, replace sections 6 to 12 and the Part heading of Part 3 with —

"**Meetings of Council**

6.—(1) The Council must hold such meetings as are necessary for performing its functions.

(2) The Chairperson must appoint the times and places of the meetings of the Council, and cause notice of those meetings to be given to each member of the Council not present when the appointment is made.

(3) The meetings of the Council must be held in accordance with the provisions of this Act and Part 4 of the Public Sector (Governance) Act 2018.

Quorum

7.—(1) The quorum for a meeting of the Council is the higher of the following:

(*a*) one-third of the number of members;

(*b*) 7 members.

(2) No business may be transacted at a meeting of the Council if a quorum is not present.

Presiding at meetings

8.—(1) At a meeting of the Council, the following person presides:

(*a*) the Chairperson;

(*b*) in the absence of the Chairperson, or if the Chairperson is interested in the matter (within the

meaning given by Part 4 of the Public Sector (Governance) Act 2018), and there is a Deputy Chairperson who is present and is not interested in the matter (within the meaning given by Part 4 of that Act) — the Deputy Chairperson;

(*c*) in any other case — a member of the Council elected from among the members present at the meeting to preside.

(2) The person specified in subsection (1)(*b*) or (*c*) may perform the functions and exercise the powers of the Chairperson for the purposes of the meeting.

Voting at meetings

9.—(1) Each member of the Council has one vote.

(2) In addition to his or her general vote, the member presiding at a meeting has, in the case of an equality of votes, a casting vote.

(3) A resolution of the Council is passed if it is agreed to by all members present without dissent, or if a majority of the votes cast on it by members present and voting are in favour of it.

(4) A member present at a meeting of the Council is presumed to have agreed to, and to have cast a vote in favour of, a decision of the Council unless the member expressly dissents from or votes against the decision at the meeting or is prevented from voting by section 26 of the Public Sector (Governance) Act 2018.

Directions of Minister, etc.

10.—(1) The Minister may give to the Council any direction under section 5 of the Public Sector (Governance) Act 2018.

(2) Without limiting subsection (1), the Minister may give such directions to the Council as are necessary in the circumstances if it appears to the Minister to be requisite or expedient to do so —

(*a*) in the interests of relations with the government of a territory outside Singapore; or

(*b*) in order to —

(i) discharge or facilitate the discharge of an obligation binding on the Government by virtue of it being a member of an international organisation or a party to an international agreement;

(ii) attain or facilitate the attainment of any other object the attainment of which is in the Minister's opinion requisite or expedient in view of the Government being a member of such an organisation or a party to such an agreement; or

(iii) enable the Government to become a member of such an organisation or a party to such an agreement.

(3) To avoid doubt, the Minister is entitled —

(*a*) to information in the possession of the Council; and

(*b*) where the information is in or on a document, to have, and make and retain copies of, that document.

(4) For the purposes of this section, the Minister may request the Council to —

(*a*) provide information to the Minister; or

(*b*) give the Minister access to information.

(5) The Council must give effect to any direction given to it under subsection (1) or (2) and must comply with a request under subsection (4).

(6) The Council must not disclose any direction given to it under this section if the Minister notifies the Council that, in the Minister's opinion, disclosure of the direction is against the public interest.

(7) In this section, "information" means information specified, or of a description specified, by the Minister that relates to the functions of the Council.

PART 3

OBJECTIVES, FUNCTIONS AND POWERS OF COUNCIL

Objectives and functions of Council

11.—(1) The objectives of the Council are —

(*a*) to build an effective, efficient and sustainable social service sector; and

(*b*) to support the development of such a sector by —

(i) strengthening social service delivery;

(ii) strengthening capability building in the social service sector; and

(iii) building a robust social service ecosystem which includes community support, philanthropy and volunteerism.

(2) The Council has the following functions:

(*a*) to assist the Government in relation to social services and the social service sector by providing advice, assisting in strategic planning and representing Singapore and advancing its interests internationally in matters relating to social service;

(*b*) to act as a coordinating agency for the provision of social services and to direct the provision, development, implementation or operation of social services;

(*c*) to facilitate support for and provision, development, implementation or operation of social services, including by —

(i) providing consultancy or other services;

(ii) promoting and developing competencies and professional and governance standards in relation to social service for both individuals and organisations;

(iii) promoting or coordinating research and development into matters relating to social service; and

(iv) promoting and facilitating the participation of the community, individuals and organisations;

(*d*) to directly provide, develop, implement or operate social services, and undertake research into, and development of matters relating to, social service;

(*e*) to establish and maintain standards and guidelines for the management and administration of, and the provision of social services by, sector members;

(*f*) to raise and allocate funds to further the objectives and carry out the functions of the Council;

(*g*) in the performance of its functions, to implement Government policy in relation to social service and the social service sector and to collaborate with any person or organisation and with other public sector bodies;

(*h*) to perform any other functions that may be conferred on the Council by any other Act.

(3) In addition to the functions conferred by this section, the Council may also undertake any other functions that the Minister may, by notification in the *Gazette*, assign to the Council, and in so undertaking —

(*a*) the Council is deemed to be fulfilling the purposes of this Act; and

(*b*) the provisions of this Act apply to the Council in respect of those other functions.

(4) Nothing in this section imposes on the Council, directly or indirectly, any form of duty or liability enforceable by

proceedings before any court to which the Council would not otherwise be subject.

Powers of Council

12.—(1) Subject to this Act, the Council has power to do all things necessary or expedient to be done for, or in connection with, the performance of its functions.

(2) Without limiting subsection (1), the powers of the Council mentioned in that subsection include power —

(*a*) to acquire and dispose of any property, both movable and immovable, and to use any such property, including mortgaging it;

(*b*) to apply for, obtain and hold any intellectual property rights, and enter into agreements or arrangements for the commercial exploitation of those intellectual property rights;

(*c*) to accept grants, gifts, donations or contributions from any source, whether subject to any trust or not, or raise funds by all lawful means;

(*d*) to form or participate in the formation of a trust;

(*e*) to act as trustee of property vested in the Council on trust;

(*f*) to provide financial support, grant, aid or assistance to any person in connection with any function of the Council;

(*g*) to provide scholarships, training grants and financial awards in the field of social service;

(*h*) to charge for the provision of goods or services, or the performance of work, by or on behalf of the Council;

(*i*) to waive or refund the whole or part of any fee or charges payable or paid to the Council under this Act or any other Act administered by the Council;

(*j*) to establish and administer any scheme or programme relating to its functions;

(*k*) to publish or provide any information, or publish or sponsor the publication of works;

(*l*) to collect, compile, analyse and disseminate information of a statistical nature or otherwise concerning matters relating to its functions;

(*m*) to enter into contracts, agreements and arrangements, including memoranda of understanding;

(*n*) with the approval of the Minister, to form or participate in the formation of a body corporate, unincorporated association or organisation, or enter into a joint venture with any person or organisation; and

(*o*) to do any other thing that is incidental to the performance of its functions.

(3) To avoid doubt, subsection (1) does not limit any other power given to the Council by any other provision in this Act or any other Act.".

Amendment of section 13

7. In the principal Act, in section 13 —

(*a*) in subsection (1), delete "to raise funds on behalf of the Council"; and

(*b*) replace subsections (2) to (7) with —

"(2) The Community Chest established by the Council has the following functions:

(*a*) to raise funds on behalf of the Council;

(*b*) to mobilise resources (financial or in kind, including the services of volunteers) to facilitate the provision of social services in Singapore.

(3) The Community Chest consists of —

(*a*) a chairperson of the Community Chest to be appointed by the Minister;

(*b*) a deputy chairperson of the Community Chest to be appointed by the chairperson of the Community Chest in consultation with the Chairperson of the Council; and

(*c*) any number of other members of the Community Chest to be appointed by the chairperson of the Community Chest in consultation with the Chairperson of the Council.

(4) Subject to subsection (5), an individual is disqualified to be or from being the chairperson, the deputy chairperson or any other member of the Community Chest if he or she would be disqualified to be or from being a member of the Council under section 5B(2).

(5) The Chief Executive Officer may be a member of the Community Chest but is not to be appointed as the chairperson or deputy chairperson of the Community Chest.

(6) An individual may not be appointed as the chairperson, the deputy chairperson or any other member of the Community Chest unless, before appointment, he or she discloses to the Council the details of any interest (within the meaning given by Part 4 of the Public Sector (Governance) Act 2018) the individual may have if he or she were a member of the Community Chest.

(7) Subject to subsection (16), the chairperson of the Community Chest holds office for a period of 3 years or any shorter period specified by the Minister at the time of appointment, and on the terms determined by the Minister.

(8) Subject to subsection (16), the deputy chairperson and other members of the Community Chest hold office for a period specified by the chairperson of the Community Chest at the time of appointment, and on the terms determined by the Council.

(9) The chairperson, deputy chairperson and other members of the Community Chest may be re-appointed.

(10) The deputy chairperson of the Community Chest has and may perform all the functions and exercise all the powers of the chairperson of the Community Chest in relation to a matter if —

(*a*) the chairperson of the Community Chest is unavailable; or

(*b*) the chairperson of the Community Chest is interested (within the meaning given by Part 4 of the Public Sector (Governance) Act 2018) in the matter.

(11) The Chairperson of the Council may appoint a member of the Community Chest (other than the Chief Executive Officer) to act temporarily as the chairperson of the Community Chest during any period, or during all periods, when both the chairperson and deputy chairperson of the Community Chest are —

(*a*) absent from duty or Singapore; or

(*b*) for any reason, unable to perform the duties of the office of chairperson of the Community Chest.

(12) The Minister may, at any time and without giving any reason, remove the chairperson of the Community Chest from office.

(13) The chairperson of the Community Chest may, in consultation with the Chairperson of the Council, at any time and without giving any reason, remove the deputy chairperson or any other member of the Community Chest from office.

(14) Every removal under subsection (12) or (13) must be made by written notice given to the person being removed from office with a copy to the Community Chest, stating the date the removal takes effect, which must not be a date earlier than the date the person receives the notice.

(15) The chairperson, the deputy chairperson or a member of the Community Chest may resign his or her office in the following manner:

(*a*) in the case of the chairperson of the Community Chest, by written notice to the Minister (with a copy to the Community Chest) signed by the chairperson;

(*b*) in the case of the deputy chairperson or other member of the Community Chest, by written notice to the chairperson of the Community Chest (with a copy to the Community Chest) signed by the deputy chairperson or member, as the case may be.

(16) The chairperson, the deputy chairperson or a member of the Community Chest ceases to hold office if he or she —

(*a*) dies;

(*b*) is adjudicated a bankrupt or makes an arrangement with any of his or her creditors;

(*c*) becomes otherwise disqualified from being a member under subsection (4);

(*d*) is removed from office in accordance with subsection (12) or (13);

(*e*) resigns in accordance with subsection (15);

(*f*) fails without reasonable cause to disclose any interest required under Division 1 of Part 4 of the Public Sector (Governance) Act 2018 and a notice is given under that Act to the Council about that default;

(*g*) fails to attend 3 consecutive meetings of the Community Chest without the approval of the Community Chest; or

(*h*) is not re-appointed when his or her term of office expires.

(17) Section 5H applies, with the necessary modifications, to the Community Chest, and to members of the Community Chest or individuals purporting to be members of the Community Chest.

(18) Sections 20, 21 and 28 of the Public Sector (Governance) Act 2018 apply in relation to the Community Chest as they would apply if —

(*a*) the Community Chest were a committee of the Council appointed under section 14; and

(*b*) the chairperson, deputy chairperson and other members of the Community Chest were members of that committee.

(19) Subject to this Act and any restrictions imposed by the Council by resolution, the Community Chest may regulate its own proceedings and business.".

Replacement of section 14 and new section 14A

8. In the principal Act, replace section 14 with —

"**Appointment of committees, etc.**

14.—(1) The Council may, by resolution, appoint such number of committees as the Council thinks fit for purposes which, in the opinion of the Council, would be better regulated and managed by means of such committees.

(2) A committee appointed under this section may consist of such individuals as the Council thinks fit, and may include individuals who are not members of the Council.

(3) Without limiting subsection (1), the Council may appoint committees —

(*a*) to advise the Council on matters relating to the Council's functions and powers that are referred to the committee by the Council; or

(*b*) to perform any function or exercise any power of the Council that is delegated to the committee.

(4) An individual may not be appointed as a member of a committee unless, before appointment, he or she discloses to the Council the details of any interest (within the meaning given by Part 4 of the Public Sector (Governance) Act 2018) the individual may have if he or she were a member of that committee.

(5) Subject to this Act, the Public Sector (Governance) Act 2018 and any restrictions imposed by the Council by resolution, a committee appointed under this section may regulate its own proceedings and business.

(6) Section 5H applies, with the necessary modifications, to a committee and the members of the committee or individuals purporting to be members of the committee.

Ability to delegate, etc.

14A.—(1) The Council may delegate any of its functions or powers, either generally or specially and subject to such conditions or restrictions as the Council thinks fit, to any of the following:

(*a*) a member of the Council;

(*b*) the Chief Executive Officer or an employee of the Council;

(*c*) a committee of the Council appointed under section 14;

(*d*) a company that is incorporated in Singapore and is a subsidiary of the Council.

(2) A delegation under subsection (1) must be by resolution and written notice given to the delegate.

(3) Subsection (1) does not apply to —

(*a*) the power to make subsidiary legislation conferred by this Act or any other Act;

(*b*) the power to delegate conferred by this section; or

(*c*) any function or power under this Act or any other Act that is declared by this Act or that other Act to be non-delegable.

(4) A delegation in accordance with this section —

(*a*) except as otherwise provided in this Act or any other Act administered by the Council, does not affect or prevent the performance of any function or the exercise of any power by the Council;

(*b*) is not affected by any change in the membership of the Council;

(*c*) is not affected by any change in the membership of a committee appointed under section 14 (where the committee is the delegate); and

(*d*) is not affected by any change in the individual appointed as the Chief Executive Officer or holding any specified office in the Council (where the delegate is the Chief Executive Officer or the holder of the specified office).

(5) For the purposes of subsection (1)(*d*), a company is a subsidiary of the Council if —

(*a*) the Council is the sole member of that company; or

(*b*) the Council, as a member of that company, holds more than half of the voting power in that company.

(6) A delegate who purports to perform a function or exercise a power under delegation —

(*a*) is taken to do so in accordance with the terms of the delegation under this section, unless the contrary is shown; and

(*b*) must produce evidence of the delegation, if reasonably required to do so.".

Replacement of Part 4 heading

9. In the principal Act, in Part 4, replace the Part heading with —

"SECTOR MEMBERS AND
PATRONS OF COUNCIL".

Replacement of sections 15 and 16

10. In the principal Act, replace sections 15 and 16 with —

"**Sector members**

15.—(1) The Council may appoint an organisation to be a sector member of the Council.

(2) A sector member may be re-appointed.

(3) To be appointed as a sector member, an organisation must either —

(*a*) have the primary function of providing a social service in Singapore; or

(*b*) have the primary function of directly supporting the provision of a social service in Singapore.

(4) A sector member must comply with —

(*a*) such standards for the management and administration of, and the provision of social service by, sector members as may be prescribed; and

(*b*) such standards for the cooperation of sector members with the Council as may be prescribed.

(5) The Council may at any time revoke the appointment of an organisation as a sector member in accordance with any regulations made under section 37.

(6) In determining whether to appoint or re-appoint an organisation as a sector member under subsection (1) or (2), respectively, or whether to revoke the appointment of an organisation as a sector member under subsection (5), the Council may consider the organisation's aims, objects and activities, including whether those aims, objects and activities are contrary to the public interest, public order or national harmony.

(7) Sector members are not members of the Council for the purposes of section 5 and the definition of "member" in relation to a public body in section 2(1) of the Public Sector (Governance) Act 2018.

Appeal to Minister

16.—(1) An organisation aggrieved by a decision mentioned in subsection (2) may appeal to the Minister within 14 days after notice of the decision is served on the organisation or such extended period as the Minister may allow in any particular case.

(2) A decision for the purpose of subsection (1) is a decision of the Council —

(*a*) refusing to appoint that organisation as a sector member under section 15(1);

(*b*) refusing to re-appoint that organisation as a sector member under section 15(2); or

(*c*) revoking that organisation's appointment as a sector member under section 15(5).

(3) Any organisation that appeals to the Minister under subsection (1) must —

(*a*) in the appeal, state as concisely as possible the circumstances under which the appeal arises, and the issues and grounds for the appeal; and

(*b*) submit the appeal to the Minister together with all relevant facts, evidence and arguments for the appeal, within the period specified in subsection (1).

(4) Where an appeal has been made to the Minister under subsection (1), the Minister may require any party to the appeal to provide the Minister with such information or document as the Minister may require for determining the appeal, and any person so required must provide the information or document in such manner and within such period as may be specified by the Minister.

(5) The Minister is not under any duty to hear, consider or determine any appeal if —

(*a*) the appellant does not comply with subsection (3) or (4); or

(*b*) it appears that the bringing of the appeal is or the proceedings of the appeal are frivolous or vexatious.

(6) The decision appealed against must be complied with until the determination of the appeal unless otherwise directed by the Minister in any particular case.

(7) The Minister may determine an appeal under this section by —

(*a*) confirming, varying or cancelling the decision appealed against; or

(*b*) directing the Council to reconsider the decision appealed against.

(8) The decision of the Minister in any appeal is final.

(9) Every appellant must be notified of the Minister's decision under subsection (7).

(10) The Minister may designate any of the following office-holders in his or her Ministry to hear and determine, in the Minister's place, any appeal made under this section:

(*a*) any Minister assigned by the Prime Minister to assist the Minister;

(*b*) any Minister of State;

(*c*) any Parliamentary Secretary.

(11) In this section (except subsection (10)), a reference to the Minister in relation to an appeal includes a reference to any office-holder designated under subsection (10) to hear and determine the appeal.".

Deletion of sections 17 to 20

11. In the principal Act, delete sections 17 to 20.

Amendment of section 21

12. In the principal Act, in section 21, delete ", on the recommendation of the Board,".

Replacement of Part 6

13. In the principal Act, replace Part 6 with —

"PART 6

FINANCIAL PROVISIONS

Financial year

24. The financial year of the Council begins on 1 April of each year and ends on 31 March of the succeeding year.

Funds and property of Council

25.—(1) The funds and property of the Council include —

(*a*) all moneys paid to the Council by way of grants, subsidies, donations, gifts and contributions for the purposes of the Council;

(*b*) all moneys paid to, and all other moneys and property lawfully received by, the Council for the purposes of the Council;

(*c*) all fees, charges and other sums paid to the Council under this Act or any other Act administered by the Council, except as otherwise provided in this Act or that other Act;

(*d*) all moneys, dividends, royalties, interest or income received from any transaction made under the powers of the Council under this Act or any other Act administered by the Council;

(*e*) all moneys borrowed by the Council under this Act; and

(*f*) all accumulations of income derived from any property or moneys referred to in paragraphs (*a*) to (*e*).

(2) To avoid doubt, the funds and property of the Council include the funds in the Endowment Fund.

(3) The moneys of the Council are to be applied only in payment of expenses incurred by it in the discharge of its functions, obligations and liabilities, and in making any payment that the Council is authorised or required to make.

Endowment Fund

26.—(1) There is established an Endowment Fund which vests in the Council and consists of —

(*a*) all donations and gifts accepted by the Council for the Endowment Fund;

(*b*) all reserves of the Council in excess of 2 years of its operating expenditure; and

(*c*) any other moneys that the Council decides to transfer to the Endowment Fund.

(2) Any interest, dividends and other income derived from the Endowment Fund do not form part of the Endowment Fund.

(3) The Endowment Fund may be applied for such purposes as may be approved by the Minister in writing.

Bank accounts

27.—(1) The Council must open and maintain one or more accounts with such bank or banks as the Council thinks fit.

(2) Every account under subsection (1) may only be operated by a person who is authorised to do so by the Council.

Power of investment

28. The Council may invest its moneys in accordance with the standard investment power of statutory bodies as defined in section 33A of the Interpretation Act 1965.

Grants

29. For the purpose of enabling the Council to carry out its functions, the Minister may make grants to the Council of such sums of money as the Minister may determine out of money to be provided by Parliament.

Power to borrow

30.—(1) The Council cannot raise loans for the performance of its functions except in accordance with this section.

(2) Subject to subsection (3), the Council may raise loans by —

(*a*) mortgage, overdraft or other means, with or without security;

(*b*) charge, whether legal or equitable, on any property vested in the Council or on any other revenue receivable by the Council under this Act or any other written law; or

(*c*) the creation and issue of debentures or bonds, or such other instrument as the Minister may approve.

(3) The Council may —

(*a*) raise loans under subsection (2) from the Government;

(*b*) obtain a credit facility for the purchase of goods or services mentioned in subsection (4) from a bank or financial institution, whether in or outside Singapore; or

(*c*) with the approval of the Minister, raise a loan or obtain a credit facility from any other source, whether in or outside Singapore.

(4) For the purposes of this section, the power to raise loans includes the power to enter into any financial agreement or arrangement under which credit facilities are granted to the Council for the purchase of goods or services.

Issue of shares, etc.

31. As a consequence of —

(*a*) the vesting of any property, right or liability in the Council under this Act; or

(*b*) any capital injection or other investment by the Government in the Council in accordance with any written law,

the Council must issue such shares or other securities to the Minister charged with the responsibility for finance as that Minister may direct.

Financial statements

32. The Council must, as soon as practicable but no later than 30 June in each year, prepare and submit financial statements in respect of the preceding financial year to the auditor who must audit and report on them.

When audited financial statements must be given to Minister

33. The Council must send the audited annual financial statements of the Council, signed by the Chairperson, together with a copy of any report made by the auditor of the Council, to the Minister no later than 30 September in each year.".

Replacement of section 36

14. In the principal Act, replace section 36 with —

"**Protection from personal liability**

36.—(1) No liability shall lie against the Chief Executive Officer, any member, employee or delegate of the Council, any member of a committee of the Council appointed under section 14, or any other person acting under the direction of the Council, for anything which is done or purported to be done, or omitted to be done, in good faith and with reasonable care in —

(*a*) the performance or purported performance of any function of the Council, or of any other function under this Act; or

(*b*) the exercise or purported exercise of any power of the Council, or of any other power under this Act.

(2) No liability shall lie against the chairperson, the deputy chairperson or any member of the Community Chest for anything which is done or purported to be done, or omitted to be done, in good faith and with reasonable care in —

(*a*) the performance or purported performance of any function of the Community Chest, or of any other function under this Act; or

(*b*) the exercise or purported exercise of any power of the Community Chest, or of any other power under this Act.".

Amendment of section 37

15. In the principal Act, in section 37 —

(*a*) in subsection (1), after "this Act", insert ", except for the matters provided for in section 38";

(*b*) in subsection (2)(*a*), replace ", and the termination of, membership in the Council" with "appointment or re-appointment of an organisation as a sector member";

(*c*) in subsection (2), after paragraph (*a*), insert —

"(*aa*) the procedure for the revocation of the appointment of an organisation as a sector member;";

(*d*) in subsection (2)(*b*), replace "membership in the Council" with "being appointed or re-appointed as a sector member";

(*e*) in subsection (2), after paragraph (*b*), insert —

"(*ba*) the procedure and criteria for nominations by sector members of proposed members of the Council under section 5(3), including limits on the number of nominations that a sector member can make in a given period of time;";

(*f*) in subsection (2)(*c*), (*d*) and (*j*), replace "Council members" with "sector members";

(*g*) in subsection (2), after paragraph (*c*), insert —

"(*ca*) the standards and guidelines for the cooperation of sector members with the Council;";

(*h*) in subsection (2)(*d*), replace "committee members" with "officers";

(*i*) in subsection (2)(*d*), replace "termination of membership in the Council" with "revocation of appointment as a sector member";

(*j*) in subsection (2)(*f*), replace "and quorum for the meetings of the Board" with "for the meetings of the Council";

(*k*) in subsection (2), delete paragraph (*h*);

(*l*) in subsection (2)(*i*), replace "body" with "association";

(*m*) in subsection (2)(*i*), replace "section 11(1)(*h*)" with "section 12(2)(*n*)";

(*n*) in subsection (2)(*j*), replace the full-stop at the end with a semi-colon;

(*o*) in subsection (2), after paragraph (*j*), insert —

"(*k*) to prescribe anything that is required or permitted to be prescribed under this Act."; and

(*p*) in subsection (3), delete "and the Board".

New section 38

16. In the principal Act, after section 37, insert —

"**Regulations relating to appeal to Minister**

38. The Minister may make regulations in respect of the manner in which an appeal under section 16 may be made, and the procedure to be adopted in the hearing of any appeal.".

Related amendments to other Acts

17.—(1) In the Income Tax Act 1947, in section 14Z(9), replace "Services" with "Service".

(2) In the Public Sector (Governance) Act 2018 —

(*a*) in the First Schedule, in Part 1, after item 27, insert —

"27A.	National Council of Social Service	National Council of Social Service Act 1992"; and

(*b*) in the Third Schedule, in Part 2, delete item 1.

Saving and transitional provisions

18.—(1) Despite sections 5 and 10, all acts done by the Council (or the Board of the Council) under the unamended Act continue to remain valid and applicable as though done by the Council under the amended Act, until such time as invalidated, revoked, cancelled or otherwise determined by the Council.

(2) Despite sections 5 and 10, where anything has been commenced by or on behalf of the Council (or the Board of the Council) under the unamended Act before the appointed day, such thing may be carried on and completed by or under the authority of the Council under the amended Act so far as it is not inconsistent with the provisions of the amended Act.

(3) Despite sections 10 and 15, any subsidiary legislation made under the unamended Act and in force immediately before the appointed day continues in force, so far as it is not inconsistent with the provisions of the amended Act, as if made under the amended Act until it is revoked or repealed by subsidiary legislation made under the amended Act.

(4) On the appointed day, every person who or organisation which, immediately before that date, held an appointment as —

(*a*) a Board member under section 5(1) of the unamended Act; or

(*b*) a Council member under section 15(1) of the unamended Act,

ceases to hold such appointment, and no such person is entitled to any compensation or other payment in respect of the cessation of his or her appointment under this subsection despite anything to the contrary in the terms of his or her appointment.

(5) Despite section 10, on the appointed day, every organisation which, immediately before that date, held an appointment as a full Council member mentioned in section 15(1)(*a*) of the unamended Act is deemed to have been appointed as a sector member under section 15(1) of the amended Act.

(6) Despite section 10, where an organisation is deemed to have been appointed as a sector member under subsection (5), that appointment is to expire on the date that the organisation's appointment as a full Council member would have expired under the unamended Act, unless earlier revoked.

(7) To avoid doubt, the Council may, under section 15(5) of the amended Act, revoke the appointment of a sector member deemed to have been appointed under subsection (5) on grounds arising before the appointed day.

(8) Despite section 10, on the appointed day, any application by an organisation for appointment as a full Council member under section 15(2) of the unamended Act that is pending immediately before that date is deemed to be an application by that organisation to the Council for appointment as a sector member under section 15(1) of the amended Act.

(9) Despite sections 10 and 15, on the appointed day, any application by an organisation for renewal of its appointment as a full Council member under the unamended Act that is pending immediately before that date is deemed to be an application by that organisation to the Council to be re-appointed as a sector member under section 15(2) of the amended Act.

(10) Despite sections 10 and 15, on the appointed day, any notice of resignation of an organisation as a full Council member under the unamended Act that is pending the expiry of the notice period immediately before that date is deemed to be a notice of resignation of that organisation as a sector member under the amended Act, and the expiry date of the notice period of the resignation of the organisation as a full Council member under the unamended Act is deemed to be the expiry date of the notice period of the resignation of the organisation as a sector member under the amended Act.

(11) Despite sections 10 and 15, on the appointed day, any proceeding commenced by the Board of the Council for the termination of the appointment of an organisation as a full Council member under the unamended Act that is pending immediately before that date is deemed to be a proceeding by the Council for the

revocation of the appointment of that organisation as a sector member under section 15(5) of the amended Act.

(12) Despite sections 10 and 15, on the appointed day, any inquiry commenced under the unamended Act in respect of an organisation as a full Council member that is pending immediately before that date is deemed to be an inquiry in respect of that organisation as a sector member under the amended Act.

(13) Despite section 6, on the appointed day, the Endowment Fund established under section 12(1) of the unamended Act continues as the Endowment Fund established under section 26(1) of the amended Act.

(14) On the appointed day, the Chairperson of the Community Chest, any Vice-Chairperson of the Community Chest, and any other members of the Community Chest holding such appointment under the unamended Act immediately before that date cease to hold their respective appointments, and no such person is entitled to any compensation or other payment in respect of the cessation of his or her appointment under this subsection despite anything to the contrary in the terms of his or her appointment.

(15) On the appointed day, any member of a committee of the Council appointed under section 14(1) of the unamended Act immediately before that date ceases to hold such appointment, and no such person is entitled to any compensation or other payment in respect of the cessation of his or her appointment under this subsection despite anything to the contrary in the terms of his or her appointment.

(16) On the appointed day, the moneys in the General Fund established under section 24 of the unamended Act are deemed to be the property of the Council under section 25 of the amended Act.

(17) On the appointed day —

(*a*) any reference in any written law or contract or other document as in force immediately before the appointed day to the Board of the Council established under the unamended Act is to be read as a reference to the Council under the amended Act;

(*b*) any reference in any written law or contract or other document as in force immediately before the appointed day to the president of the Board of the Council established under the unamended Act is to be read as a reference to the Chairperson of the Council under the amended Act;

(*c*) any reference in any written law or contract or other document as in force immediately before the appointed day to a vice-president of the Board of the Council established under the unamended Act is to be read as a reference to the Deputy Chairperson of the Council under the amended Act;

(*d*) any reference in any written law or contract or other document as in force immediately before the appointed day to the Chairperson of the Community Chest or a Vice-Chairperson of the Community Chest appointed under the unamended Act is to be read as a reference to the chairperson of the Community Chest or the deputy chairperson of the Community Chest (as the case may be) appointed under the amended Act; and

(*e*) any reference in any written law or contract or other document as in force immediately before the appointed day to a full Council member under the unamended Act is to be read as a reference to a sector member appointed under the amended Act that is an organisation which has the primary function of providing a social service in Singapore.

(18) For a period of 2 years after the date of commencement of any provision of this Act, the Minister may, by regulations, prescribe such additional provisions of a saving or transitional nature consequent on the enactment of that provision as the Minister may consider necessary or expedient.

(19) Nothing in this section affects section 16 of the Interpretation Act 1965.

(20) In this section —

(*a*) "amended Act" means the principal Act as amended by this Act;

(*b*) "appointed day" means the date of commencement of this Act;

(*c*) "unamended Act" means the principal Act as in force immediately before the appointed day; and

(*d*) unless the context otherwise requires, "Council" and "sector member" have the meanings given by section 2 of the amended Act.