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CENTRAL PROVIDENT FUND ACT 1953
(SECTIONS 25(1) AND 77(2))

CENTRAL PROVIDENT FUND
(RETIREMENT SUM SCHEME NOMINATIONS)
RULES 2006

ARRANGEMENT OF RULES

Rule

1. Citation
 2. Parties to marriage may nominate each other to receive retirement sum
 3. Nomination by party to marriage
 4. Nomination on behalf of party to marriage
 5. Parties to marriage not to be witnesses
 6. Qualification of witness
 7. Application to revoke nomination
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- The Schedule
-

[1 July 2006]

Citation

1. These Rules are the Central Provident Fund (Retirement Sum Scheme Nominations) Rules 2006.

Parties to marriage may nominate each other to receive retirement sum

2. Subject to these Rules, where 2 parties to a marriage who are members of the Fund make before 1 January 2013 a joint application to the Board to set aside jointly an amount which is less than 2 times the retirement sum under section 15(6A) of the Act, unless the Board

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specifies otherwise, each party must nominate the other party to receive, on his or her death, the amount of the retirement sum belonging to him or her.

Nomination by party to marriage

3. Subject to rule 4 —

- (a) a nomination under rule 2 must be made by both parties to the marriage executing a memorandum in Form A or 1A set out in the Schedule; and
- (b) the nomination under rule 2 made by each party to the marriage must —
 - (i) be signed before 1 January 2013 by that party in the presence of 2 witnesses; and
 - (ii) contain an attestation made before 1 January 2013 by those witnesses to that party's signature on the nomination.

Nomination on behalf of party to marriage

4.—(1) This rule applies where a party to the marriage lacks capacity within the meaning of section 4 of the Mental Capacity Act 2008, and the court makes an order under section 20(2)(a) of the Mental Capacity Act 2008 in relation to the executing under section 15(6A) of the Act, on the party's behalf, of a memorandum referred to in rule 3(a).

(2) The order must authorise a person (called in this rule the authorised person) to execute the memorandum on the party's behalf.

(3) Any nomination under rule 2 made on behalf of the party pursuant to the order must —

- (a) be in Form 1A set out in the Schedule;
- (b) state that it is signed by the party acting by the authorised person;
- (c) be signed before 1 January 2013 by the authorised person with the names of the party and the authorised person, in the presence of 2 witnesses;

(d) contain an attestation made before 1 January 2013 by those witnesses to the signature of the authorised person on the nomination; and

(e) be sealed with the official seal of the court.

(4) A nomination under rule 2 made in accordance with this rule has the same effect for all purposes as if —

(a) the party had the capacity to make a nomination under that rule and section 15(6A) of the Act; and

(b) the nomination had been made by the party in accordance with rule 3.

Parties to marriage not to be witnesses

5. Each party to the marriage is not permitted to attest the signature on the nomination under rule 2 made by or on behalf of the other party to the marriage in accordance with rule 3 or 4, as the case may be.

Qualification of witness

6. A person is not permitted to attest a signature on a nomination under rule 2 unless —

(a) he or she has attained 21 years of age and does not lack capacity within the meaning of section 4 of the Mental Capacity Act 2008; or

(b) he or she is an employee of the Board.

Application to revoke nomination

7.—(1) Subject to paragraph (3), a nomination under rule 2 made in respect of both parties to a marriage may be revoked, on the application of either party, if —

(a) the marriage is dissolved; or

(b) the Board is satisfied that either or both parties are —

(i) physically or mentally incapacitated —

(A) from ever continuing in any employment; or

(B) in such other manner as the Minister may approve;

- (ii) mentally disordered and incapable of managing himself or herself or themselves, or his or her or their affairs;
- (iii) suffering from a medical condition leading to a severely impaired life expectancy; or
- (iv) suffering from a terminal illness or disease.

(2) An application under paragraph (1) must be made in such form as the Board may require.

(3) Where either party to a marriage (called in this paragraph the relevant party) lacks capacity within the meaning of section 4 of the Mental Capacity Act 2008, a nomination under rule 2 made in respect of both parties to the marriage may be revoked, without an application under paragraph (1), if —

- (a) any ground for the revoking of the nomination specified in paragraph (1)(a) or (b)(i), (ii), (iii) or (iv) is satisfied;
- (b) the court makes an order under section 20(2)(a) of the Mental Capacity Act 2008 providing for the revoking, on the relevant party's behalf, of the nomination; and
- (c) a copy of the order (sealed with the official seal of the court) is received by the Board during the lifetime of the relevant party.

Saving provision

8. Every nomination made under the revoked Central Provident Fund (Minimum Sum Scheme Nominations) Rules (Cap. 36, R 8, 1998 Revised Edition) is deemed to be made under these Rules.

*Central Provident Fund
(Retirement Sum Scheme Nominations)
Rules 2006*

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THE SCHEDULE — *continued*

PART B		To be completed by Second Applicant					
NAME OF MEMBER as in *NRIC/Passport (In BLOCK LETTERS)		NRIC (or CPF A/C No., if you do not have an NRIC)					
		*S/T	-				
Marriage Certificate No.	Date of Marriage	Telephone Numbers: (H) (O) (HP)					
		Email Address:					
I nominate my spouse _____ (Name), *S/T _____ (NRIC No.) to receive the amount of the minimum sum belonging to me in accordance with section 15 (6A) of the Central Provident Fund Act. I understand that except where the Board is satisfied of the occurrence of any of the events set out in section 15 (6B) of the Act, this nomination shall be irrevocable during the subsistence of my marriage to the abovenamed spouse.							
Signed by the abovenamed member/The right thumbprint of the abovenamed member was affixed (a) in the presence of the 2 witnesses below; OR (b) after the contents have been read over and explained to *him/her in the _____ *language/dialect in the presence of the 2 witnesses below.		<table border="1" style="width: 100%; height: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"></td> <td style="width: 50%;"></td> </tr> <tr> <td style="text-align: center; padding: 5px;">Signature/Right thumbprint of Member</td> <td style="text-align: center; padding: 5px;">Date</td> </tr> </table>				Signature/Right thumbprint of Member	Date
Signature/Right thumbprint of Member	Date						
Note: The 2 witnesses must be at least 21 years old (unless they are employees of the Board), and must not be the first applicant or the second applicant.							
Name of Witness	(1)	(2)					
NRIC/ Passport No.							
Telephone No.	(H) (HP)	(H) (HP)					
Signature							

*Delete whichever is inapplicable.

