

**No. 15874**

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**UNITED STATES OF AMERICA  
and  
SINGAPORE**

**Exchange of notes constituting an agreement relating to  
social security. Singapore, 8 and 9 September 1975**

*Authentic text: English.*

*Registered by the United States of America on 25 August 1977.*

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**ÉTATS-UNIS D'AMÉRIQUE  
et  
SINGAPOUR**

**Échange de notes constituant un accord relatif à la sécu-  
rité sociale. Singapour, 8 et 9 septembre 1975**

*Texte authentique : anglais.*

*Enregistré par les États-Unis d'Amérique le 25 août 1977.*

# EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE UNITED STATES OF AMERICA AND SINGAPORE RELATING TO SOCIAL SECURITY

## I

### *The American Embassy to the Singaporean Ministry of Foreign Affairs*

No. 389/75

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of the Republic of Singapore and has the honour to propose that the United States participate, without prejudice to or in derogation of its rights and obligations under General Principles of International Law, on a limited voluntary basis in the Central Provident Fund Act (Chapter 121), as amended, for certain employees of the United States Government in Singapore. It is proposed that an agreement containing the following conditions will govern United States Government participation.

#### I. PARTICIPATION

1. Employees on the employment rolls of the United States Government in Singapore as of the effective date of the Agreement who are nationals or permanent residents of Singapore and who are not citizens of the United States, nor participants in the retirement system of the United States, shall, within the limits of their eligibility under Singapore law, be enrolled by the United States Government in the Central Provident Fund for retirement benefits.

2. Employees hired by the United States Government in Singapore after the effective date of the Agreement who are nationals or permanent residents of Singapore and who are not citizens of the United States shall, within the limits of their eligibility under Singapore law, be enrolled by the United States Government in the Central Provident Fund for retirement benefits.

3. Employees on the employment rolls of the United States Government in Singapore on the effective date of the Agreement who are nationals or permanent residents of Singapore and who are not citizens of the United States, and who are participants in the United States retirement system and who elect to remain in the United States retirement system, shall be permitted to do so.

4. United States Government employees covered under paragraphs 1 and 2 of the Agreement shall enjoy the same benefits as other contributors to the Central Provident Fund under the law of Singapore. The rights and duties of such employees in matters relating to retirement shall be determined by the relevant law of Singapore, the Central Provident Fund Act.

#### II. ADMINISTRATION

1. Subject to the provisions of Part I of the Agreement, the United States shall undertake the following actions on behalf of employees identified in paragraphs 1 and 2 of Part I and who become enrolled in the Central Provident Fund:

- a. pay appropriate contributions as an employer;
- b. withhold appropriate contributions of its employees;

<sup>1</sup> Came into force on 9 September 1975, the date of the note in reply, in accordance with the provisions of the said notes.

- c. remit said contributions to appropriate officials of the Central Provident Fund;
- d. make returns on forms and in the manner prescribed by the Central Provident Fund Act;
- e. furnish information as may be relevant to the administration of the provisions of the Central Provident Fund Act;
- f. provide self-audit and self-inspection of its accounts and financial records in lieu of audit and inspection by the Central Provident Fund required by the law of Singapore for private employers.

2. No penalty or penalty interest shall be incurred by the United States and no lien or charge shall be levied against its property because of its agreement to assume the obligations enumerated in paragraph 1 of this Part.

3. Nothing in this Agreement is to be construed to effect the sovereign immunity of the United States Government or as a modification of the privileges and immunities derived from generally accepted principles of international law and practice and from treaties and agreements in force between our respective governments. Nor shall this Agreement subject the United States, its departments or establishments or its officers or employees who are not within the groups identified in paragraphs 1 and 2 or Part I of this Agreement to any judicial or administrative action, whether civil or penal in nature, provided by Singapore law or any other law now or in the future.

4. If the United States should otherwise become eligible for a refund of contributions made pursuant to this Agreement, such amounts shall be applied in reduction of future obligations for contributions by the United States. Upon termination of this Agreement, any amounts outstanding to the credit of the United States shall be promptly refunded.

5. The United States Government shall jointly with the Singapore Government and/or the Central Provident Fund conclude administrative arrangements, regulatory in nature, for the further implementation of this Agreement. Amendments, modifications, additions, and deletions of provisions in such administrative arrangements may be made by mutual consent.

### III. AMENDMENT OF AGREEMENT

This Agreement may be amended at any time by mutual consent.

### IV. TERMINATION

1. Either Party may terminate this Agreement at any time provided notice in writing is given to the other Party six months in advance of such termination date.

2. The Embassy proposes that, if these conditions are acceptable to the Ministry of Foreign Affairs, this note and the Ministry's reply concurring therein shall constitute agreement between our two governments which shall enter into force on the date of the Ministry's note.

The Embassy of the United States of America avails itself of this occasion to renew to the Ministry for Foreign Affairs of the Government of Singapore the assurances of its highest consideration.

Singapore, September 8, 1975.

Embassy of the United States of America

## II

*The Singaporean Ministry of Foreign Affairs to the American Embassy*

## MAJULAH SINGAPURA\*

No. P/1103/75

The Ministry of Foreign Affairs presents its compliments to the Embassy of the United States of America and has the honour to refer to the latter's Note No. 389/75 dated 8 September 1975.

This Ministry is pleased to inform the Embassy that it concurs with the proposals contained therein.

The Ministry of Foreign Affairs avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.

Singapore, 9 September, 1975.

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\* Republic of Singapore.