

Work Injury Compensation (Amendment) Regulations 2024

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No. S 1017

WORK INJURY COMPENSATION ACT 2019

**WORK INJURY COMPENSATION
(AMENDMENT) REGULATIONS 2024**

In exercise of the powers conferred by section 82 of the Work Injury Compensation Act 2019, the Minister for Manpower makes the following Regulations:

Citation and commencement

1. These Regulations are the Work Injury Compensation (Amendment) Regulations 2024 and come into operation on 1 January 2025.

New regulation 2A

2. In the Work Injury Compensation Regulations 2020 (G.N. No. S 729/2020) (called in these Regulations the principal Regulations), after regulation 2, insert —

“Apportionment of liability for compensation for disease

2A.—(1) This regulation applies where —

- (a) an individual contracts a disease mentioned in section 10(1) or 34G(1) of the Act by a gradual process;
- (b) 2 or more employers, 2 or more platform operators or a combination of one or more employers and one or more platform operators are

severally liable to pay compensation under the Act in respect of the individual's incapacity or death that results from that disease; and

- (c) all of those employers or platform operators or the combination of employers and platform operators (as the case may be) do not come to an agreement on the apportionment of liability in respect of that compensation.

(2) For the purposes of section 11A(b) of the Act, an employer or a platform operator mentioned in paragraph (1)(b) is liable for the proportion of the compensation payable under the Act in respect of the individual's incapacity or

death that is computed according to the formula $\frac{E}{A}$, where —

- (a) E —
 - (i) in the case of an employer — is the individual's earnings as an employee of the employer during the apportionment period; or
 - (ii) in the case of a platform operator — is the individual's earnings as a platform worker of the platform operator during the apportionment period; and
- (b) A is the individual's aggregate earnings during the apportionment period.

(3) For the purposes of paragraph (2), the apportionment period applicable in respect of an individual —

- (a) starts on the date that precedes the date the individual's incapacity commences or death happens (as the case may be) by the specified duration; and
- (b) ends on the date the individual's incapacity commences or death happens, as the case may be.

(4) In paragraph (3)(a), the specified duration is either of the following:

- (a) in a case where the individual contracts a disease specified in the first column of the Fifth Schedule — the duration specified in the second column of the Fifth Schedule opposite that disease;
- (b) in a case where the individual contracts a disease mentioned in section 10(1)(c) or 34G(1)(c) of the Act — subject to paragraph (5),

12 months.

(5) The Commissioner may reduce the specified duration mentioned in paragraph (4)(b) by any period if the Commissioner is satisfied that the individual was not exposed to the chemical or biological agent to which the disease that the individual contracted is attributable during that period.

(6) In paragraph (2)(b), “aggregate earnings” means —

- (a) in a case where only 2 or more employers are liable — the aggregate of the individual’s earnings as an employee of each of those employers;
- (b) in a case where only 2 or more platform operators are liable — the aggregate of the individual’s earnings as a platform worker of each of those platform operators; or
- (c) in a case where a combination of one or more employers and one or more platform operators are liable — the aggregate of —
 - (i) the individual’s earnings as an employee of each of those employers; and
 - (ii) the individual’s earnings as a platform worker of each of those platform operators.”.

New Division 1 heading of Part 2

3. In the principal Regulations, before regulation 3, insert —

“Division 1 — Claims in respect of employee’s injury”.

Amendment of regulation 3

4. In the principal Regulations, in regulation 3 —

- (a) in paragraph (2), replace “or (b)” with “, (b) or (c)”; and
- (b) in paragraph (3)(a), replace “<http://www.mom.gov.sg/iReport>” with “<https://www.mom.gov.sg/iReport>”.

Amendment of regulation 5

5. In the principal Regulations, in regulation 5(4)(a), replace “section 39(2)” with “section 39(2)(a)”.

Amendment of regulation 6

6. In the principal regulations, in regulation 6(4)(a), replace “section 39(2)” with “section 39(2)(a)”.

New Division 2 of Part 2

7. In the principal Regulations, after regulation 6, insert —

“Division 2 — Claims in respect of platform worker’s injury

Giving of notice of accident by platform operator

6A.—(1) The prescribed time for a platform operator to give notice of an accident to the Commissioner and the platform operator’s insurer under section 35(3) of the Act is 10 days after the date the platform operator first has notice of the accident in accordance with section 35(2A) of the Act.

(2) For the purposes of paragraph (1), where the platform worker of the platform operator contracts an occupational disease mentioned in section 34G(1)(a), (b) or (c) of the Act, the platform operator first has notice of the accident when the platform operator has knowledge that a health professional has certified that, in the health professional’s opinion, the platform worker is suffering from such a disease.

(3) Notice of an accident —

(a) to the Commissioner under section 35(3)(a) of the Act must be given in the form and manner specified by the Commissioner at the website <https://www.mom.gov.sg/iReport>; and

(b) to the platform operator’s insurer under section 35(3)(b) of the Act must be given in writing.

(4) The notice of an accident under paragraph (3)(a) is deemed to be given when the platform operator makes a report in respect of the same accident in accordance with regulation 4, 6 or 7 of the Workplace Safety and Health (Incident Reporting) Regulations.

Notice under section 47B(2) of Act

6B. Within 7 days after the receipt of a notice or direction under

section 47B(1)(a), (b) or (c) of the Act (as the case may be), the platform operator's insurer (if of the view that the platform operator's insurance policy does not insure the platform operator's liability) must notify the Commissioner and the platform operator in accordance with section 47B(2) of the Act.

Circumstances where notice of computation need not be served

6C.—(1) A notice of computation in respect of a claim need not be served by a platform operator's insurer under section 47B(3) or 47C(3)(a) of the Act in any of the following circumstances:

- (a) the Commissioner does anything under section 47H(a) or (b) or 50(2)(a), (ba) or (c) of the Act in respect of the claim;
- (b) while the claim is suspended under section 37(4)(a) or (b) (read with section 35B) of the Act;
- (c) the claim is disallowed under section 37(7) (read with section 35B) of the Act;
- (d) the claim is withdrawn under section 41(1) (read with section 35B) of the Act.

(2) Subject to paragraph (3), a notice of computation in respect of the claim need not be served under section 47B(3) or 47C(3)(a) of the Act if, before any notice of computation in respect of a claim is issued, the platform worker notifies the platform operator's insurer (in the form and manner required by the Commissioner) that the platform worker has commenced or intends to commence proceedings to recover damages from a third party in respect of the injury to which the claim relates.

(3) Paragraph (2) ceases to apply to the claim if, within the period of one year after the date of the accident relating to the claim, the platform worker then applies to the platform operator's insurer (in the form and manner required by the Commissioner) to resume the claim proceedings under section 41(2)(a) (read with section 35B) of the Act.

(4) A notice of computation in respect of compensation for a platform worker's permanent incapacity or current incapacity need not be served under section 47B(3) or 47C(3)(a) of the Act if the platform worker —

- (a) has not been notified under section 39(2)(b) of the Act that the platform worker is being assessed for permanent incapacity or current incapacity because neither the platform operator nor the platform operator's insurer knows that there is permanent incapacity or current

incapacity arising from the work injury; and

- (b) has not made the claim for such compensation as required under section 39(1) of the Act.

Circumstances where notice of assessment need not be served

6D.—(1) A notice of assessment in respect of a claim need not be served under section 48(1) (read with section 35B) of the Act in any of the following circumstances:

- (a) the Commissioner does anything under section 47H(a) or (c) or 50(2)(a) of the Act in respect of the claim;
- (b) while the claim is suspended under section 37(4)(a) or (b) (read with section 35B) of the Act;
- (c) the claim is disallowed under section 37(7) (read with section 35B) of the Act;
- (d) the claim is withdrawn under section 41(1) (read with section 35B) of the Act.

(2) Subject to paragraph (3), a notice of assessment in respect of the claim need not be served under section 48(1) (read with section 35B) of the Act if, before any notice of assessment in respect of a claim is issued, the platform worker notifies the Commissioner (in the form and manner required by the Commissioner) that the platform worker has commenced or intends to commence proceedings to recover damages from a third party in respect of the injury to which the claim relates.

(3) Paragraph (2) ceases to apply to the claim if, within one year after the date of the accident relating to the claim, the platform worker then applies to the Commissioner (in the form and manner required by the Commissioner) to resume the claim proceedings.

(4) A notice of assessment in respect of compensation for a platform worker's permanent incapacity or current incapacity need not be served under section 48(1) (read with section 35B) of the Act if the platform worker —

- (a) has not been notified under section 39(2)(b) of the Act that the platform worker is being assessed for permanent incapacity or current incapacity because neither the platform operator nor the platform operator's insurer knows that there is permanent incapacity or current incapacity arising from the work injury; and

- (b) has not made the claim for such compensation as required by section 39(1) of the Act.”.

Amendment of regulation 7

8. In the principal Regulations, in regulation 7, after paragraph (2), insert —

“(3) If a platform worker whose right to compensation has been suspended under section 37(4)(a) or (b) (read with section 35B) of the Act subsequently offers himself or herself for a medical examination, the platform operator must offer the platform worker a medical examination which is fixed to take place —

- (a) within 72 hours after the platform worker’s offer for a medical examination; or
- (b) later, with the platform worker’s consent.

(4) Paragraph (3) does not apply if, for the purposes of section 37(6)(a) (read with section 35B) of the Act, the Commissioner has approved any other medical examination for the platform worker.”.

New Part 3A

9. In the principal Regulations, after Part 3, insert —

“PART 3A

PROVISION OF INFORMATION AND DOCUMENTS TO PLATFORM OPERATOR’S INSURER

Time for provision of information or document to platform operator’s insurer

- 7A. For the purposes of section 47I(3) of the Act —

- (a) a platform operator who receives a request from a platform operator’s insurer to provide any information or document mentioned in section 47I(2)(a)(i) and (ii) of the Act must provide the information or document within 10 days after receiving the request; and
- (b) a platform worker who receives a request from a platform operator’s insurer to provide any information or document mentioned in section 47I(2)(b)(i) and (ii) of the Act must provide the information or document within 10 days after receiving the request.”.

Amendment of regulation 11

10. In the principal Regulations, in regulation 11(b), after “section 17(4)(b)”, insert “or 34N(5)(b)”.

Amendment of regulation 14

11. In the principal Regulations, in regulation 14 —

- (a) in the regulation heading, replace “or 17(5)(a)” with “, 17(5)(a), 34M(5)(a) or 34N(6)(a)”;
- and
- (b) replace “or 17(6)(a)” with “, 17(6)(a), 34M(6)(a) or 34N(7)(a)”.

Amendment of regulation 15

12. In the principal Regulations, in regulation 15 —

- (a) renumber the regulation as paragraph (1) of that regulation; and
- (b) after paragraph (1), insert —

“(2) Where —

- (a) a platform operator or platform operator’s insurer applies for a review under section 34N(3) of the Act seeking the reduction or discontinuance of periodical payments for temporary incapacity; and
- (b) it appears to the Commissioner that there is reasonable ground for believing that the platform operator or platform operator’s insurer has a right to the reduction or discontinuance,

the Commissioner may issue an order withholding the periodical payments for temporary incapacity in whole or in part pending his or her decision on the application for review.”.

Amendment of regulation 16

13. In the principal Regulations, in regulation 16, after “section 17(4)(a)”, insert “or 34N(5)(a)”.

Amendment of regulation 17

14. In the principal Regulations, in regulation 17(1), replace “payable” with “to the employee”.

New regulations 18A and 18B

15. In the principal Regulations, after regulation 18, insert —

“Time for payment by platform operator under section 19(1) (read with section 34B) of Act

18A.—(1) Subject to paragraphs (2) and (3), the platform operator must pay the compensation to the platform worker under section 19(1)(a) (read with section 34B) of the Act within 21 days after the following dates, as the case may be:

- (a) where a notice of computation in respect of the compensation is issued and has the effect of an order of compensation under section 47B(5) of the Act — the date of service of the notice of computation;
- (b) where a notice of assessment in respect of the compensation is issued and has the effect of an order of compensation under section 48(3)(a) (read with section 35B) of the Act — the date of service of the notice of assessment;
- (c) where an order in respect of the compensation is made under section 51(2)(a) (read with section 35B) of the Act before any notice of computation or notice of assessment mentioned in sub-paragraph (a) or (b) is issued and no application to set aside the order is made within 21 days after the date on which that order is made — the date on which that order is made;
- (d) where all notices of objection to a notice of computation or a notice of assessment in respect of the compensation are withdrawn within 28 days after the service of that notice of computation or notice of assessment (as the case may be) — the earlier of the following dates:
 - (i) the date on which the notice of computation or notice of assessment has the effect of an order of compensation under section 47B(5)(b) or section 48(3)(b) (read with section 35B) of the Act, as the case may be;
 - (ii) if, upon the withdrawal of all those notices of objection, the Commissioner makes an order under section 54(1)(c) (read with section 35B) of the Act in respect of that compensation — the date on which that order is made;
- (e) where sub-paragraph (d) does not apply and the Commissioner makes an order under section 54(1)(c) (read with section 35B) of the Act in

respect of the compensation — the date on which that order is made.

(2) A platform operator must pay the amount of compensation payable by the platform operator under section 34M of the Act, in respect of any medical treatment received by the platform operator's platform worker for a work injury, within 14 days after the platform operator receives the following documents issued by the health professional or approved medical institution that provided the medical treatment:

- (a) an invoice for that medical treatment;
- (b) where necessary, certification that the medical treatment was provided in relation to the work injury.

(3) Compensation payable by a platform operator to the platform worker in respect of the platform operator's liability under section 34N of the Act must be paid within the time required under section 34N(2) of the Act, whether or not the claim for the compensation has been processed by the Commissioner or the platform operator's insurer under the Act.

(4) Where the Commissioner directs a platform operator to pay any compensation to a relative of a platform worker under section 20 (read with section 34B) of the Act, the amount payable by the platform operator under section 19(1)(b) (read with section 34B) of the Act in respect of that direction must be paid within 21 days after that direction is made.

Time for payment by platform operator's insurer under section 18(2) (read with section 34B) of Act

18B.—(1) Subject to paragraphs (2) and (3), where the Commissioner directs a platform operator's insurer under section 18(1) (read with section 34B) of the Act to pay an amount in respect of compensation, that amount must be paid under section 18(2) (read with section 34B) of the Act within whichever of the following times ends later:

- (a) 7 days after the date on which that direction is made;
- (b) the time for payment of that compensation under regulation 18A(1).

(2) Where the Commissioner directs a platform operator's insurer under section 18(1) (read with section 34B) of the Act to pay any amount in respect of a platform operator's liability for compensation under section 34M of the Act, the amount must be paid within whichever of the following times ends later:

- (a) 14 days after the direction is made;

(b) the time for payment of that compensation under regulation 18A(2).

(3) Where the Commissioner directs a platform operator's insurer under section 18(1) (read with section 34B) of the Act to pay any amount in respect of a platform operator's liability for compensation under section 34N of the Act, the amount must be paid within whichever of the following times ends later:

(a) 14 days after the direction is made;

(b) the time for payment of that compensation under regulation 18A(3).

(4) Where a platform operator's insurer is required under section 47F of the Act to pay an amount stated in a notice of computation that, under section 47B(5) of the Act, has the effect of an order of compensation, that amount must be paid under section 18(2) (read with section 34B) of the Act within the time for payment of that compensation under regulation 18A(1)(a) or (d)(ii).

(5) Despite paragraphs (1), (2), (3) and (4), where the Commissioner directs a platform operator's insurer to pay any compensation to a relative of a platform worker under section 20 (read with section 34B) of the Act, the amount payable by the platform operator's insurer under section 18(2)(e) (read with section 34B) of the Act in respect of that direction must be paid within 21 days after that direction is made.”.

Amendment of regulation 19

16. In the principal Regulations, in regulation 19 —

(a) renumber the regulation as paragraph (1) of that regulation; and

(b) after paragraph (1), insert —

“(2) The maximum amount of funeral expenses of a platform worker that the Commissioner may pay under section 21(2)(b)(i) (read with section 34B) of the Act is \$400.”.

New regulations 19A and 19B

17. In the principal Regulations, after regulation 19, insert —

“Time for reimbursement under section 47C(6) of Act

19A. For the purposes of section 47C(6) of the Act, the prescribed period is 21 days.

Prescribed period — section 47G(3)(a) of Act

19B. For the purposes of section 47G(3)(a) of the Act, the prescribed period is 21 days.”.

Amendment of regulation 23

18. In the principal Regulations, in regulation 23(2) —

- (a) in sub-paragraph (b), delete “or” at the end;
- (b) in sub-paragraph (c), replace the full-stop at the end with “; or”; and
- (c) after sub-paragraph (c), insert —
 - “(d) a notice of computation issued by a platform operator’s insurer under section 47B(3) or 47C(1)(a) of the Act.”.

Amendment of regulation 27

19. In the principal Regulations, in regulation 27(2) —

- (a) in sub-paragraph (a)(i), replace “designated insurer” with “designated employer’s insurer”;
- (b) in sub-paragraph (a), replace sub-paragraph (v) with —
 - “(v) a designated PO’s insurer or platform operator’s insurer;
 - (vi) a platform operator;
 - (vii) a platform worker of the platform operator;
 - (viii) a representative under section 43 of the Act of a person mentioned in sub-paragraph (i), (ii), (iii) or (iv);
 - (ix) a representative under section 43 (read with section 35B) of the Act of a person mentioned in sub-paragraph (v), (vi) or (vii);”;
- (c) in sub-paragraph (b)(iii), replace the full-stop at the end with a semi-colon; and
- (d) after sub-paragraph (b), insert —

“(c) in relation to the service of a notice or document required to be served under the Act by a platform operator’s insurer:

- (i) a platform operator;
- (ii) a platform worker of the platform operator;
- (iii) a representative under section 43 (read with section 35B) of the Act of a person mentioned in sub-paragraph (i) or (ii).”.

New Fifth Schedule

20. In the principal Regulations, after the Fourth Schedule, insert —

“FIFTH SCHEDULE

Regulation 2A(4)(a)

SPECIFIED DURATION

	<i>First column</i> <i>Disease</i>	<i>Second column</i> <i>Duration</i>
1.	Anthrax	12 months
2.	Asbestosis	3 years
3.	Barotrauma	12 months
4.	Byssinosis	12 months
5.	Cataracts due to infra-red, ultraviolet or X-ray radiation	12 months
6.	Compressed Air Illness or its sequelae, including dysbaric osteonecrosis	12 months
7.	Diseases caused by ionising radiation	12 months

8.	Diseases caused by excessive heat	12 months
9.	Glanders	12 months
10.	Leptospirosis or its sequelae	12 months
11.	Liver Angiosarcoma	12 months
12.	Mesothelioma	12 months
13.	Musculoskeletal disorders of the upper limb	12 months
14.	Noise-Induced Deafness	12 months
15.	Occupational Asthma	12 months
16.	Occupational skin cancers	12 months
17.	Occupational skin diseases	12 months
18.	Poisoning by —	
	(a) Arsenic	12 months
	(b) Benzene or a homologue of benzene	12 months
	(c) Cadmium	12 months
	(d) Carbamates	12 months
	(e) Carbon disulphide	12 months
	(f) Carbon dioxide gas	12 months
	(g) Carbon monoxide gas	12 months
	(h) Cyanide	12 months
	(i) Halogen derivatives of hydrocarbon compounds	12 months
	(j) Hydrogen sulphide	12 months
	(k) Lead	12 months

(l)	Manganese	12 months
(m)	Mercury	12 months
(n)	Oxides of nitrogen	12 months
(o)	Organophosphates	12 months
(p)	Phosphorus	12 months
19.	Silicosis	3 years
20.	Toxic hepatitis	12 months
21.	Tuberculosis	12 months
22.	Ulceration of the corneal surface of the eye	12 months

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[G.N. Nos. S 465/2023; S 822/2023]

Made on 19 December 2024.

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*Second Permanent Secretary,
 Ministry of Manpower,
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[HQ/Legis/WICA/SL/Jan2025_3; AG/LEGIS/SL/354/2020/3]