

## **Annex A – Revised Caning Penalties**

### **(A) Offences for which caning will be removed**

| <b>Offence</b>                                                                                                                     | <b>Punishment (Post-Amendment)</b>                                                                                                                                           |
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| <b>1. Railways Act 1905</b>                                                                                                        |                                                                                                                                                                              |
| a. Section 86: Obstructing engine or carriages or endangering safety of passengers.                                                | Fine of up to \$1,000 or imprisonment of up to 20 years, or both.                                                                                                            |
| b. Section 87: Wilful act or omission endangering passenger.                                                                       | Fine of up to \$200 or imprisonment of up to 7 years, or both.                                                                                                               |
| <b>2. Road Traffic Act 1961</b>                                                                                                    |                                                                                                                                                                              |
| a. Section 67A: Enhanced penalties for certain repeat offences.                                                                    | Up to 3 times the punishment that the offender would otherwise have been liable for the conviction. Where imprisonment is imposed, the punishment shall not exceed 10 years. |
| <b>3. Penal Code 1871</b>                                                                                                          |                                                                                                                                                                              |
| a. Section 195: Giving or fabricating false evidence with intent to procure conviction of an offence punishable with imprisonment. | Liable to the punishment for the offence that the offender had attempted to procure a conviction for, except for caning.                                                     |
| b. Section 401: Punishment for belonging to a gang of thieves.                                                                     | Imprisonment of up to 7 years.                                                                                                                                               |
| <b>4. Women's Charter 1961</b>                                                                                                     |                                                                                                                                                                              |
| a. Section 140(2): Second or subsequent prostitution-related offences.                                                             | Imprisonment of up to 10 years, and may also be sentenced to a fine of up to \$150,000.                                                                                      |
| b. Section 146(2): Second or subsequent offence of living on or trading in prostitution.                                           |                                                                                                                                                                              |

**(B) Offences for which mandatory caning will be made discretionary**

| Offence                                                                                          | Punishment (Post-Amendment)                                                                                                                                                                                                                                           |
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| <b>1. Penal Code 1871</b>                                                                        |                                                                                                                                                                                                                                                                       |
| a. Section 130B: Piracy by the law of nations.                                                   | Life imprisonment, and may also be sentenced to caning.<br><br>If, while committing or attempting to commit piracy, he murders, attempts to murder, or does any act that is likely to endanger the life of another person, the death penalty will be applied instead. |
| b. Section 382: Theft after preparation made for causing death or hurt in order to commit theft. | Imprisonment of up to 10 years, and may also be sentenced to caning.                                                                                                                                                                                                  |
| c. Section 393: Attempt to commit robbery.                                                       | Imprisonment of between 2 and 7 years, and may also be sentenced to caning.                                                                                                                                                                                           |
| d. Section 399: Making preparation to commit gang-robbery.                                       | Imprisonment of between 3 and 10 years, and may also be sentenced to caning.                                                                                                                                                                                          |
| e. Section 400: Belonging to gang-robbers.                                                       | Life imprisonment or imprisonment of up to 10 years, and may also be sentenced to caning.                                                                                                                                                                             |
| f. Section 402: Assembling to commit gang-robbery.                                               | Imprisonment of up to 7 years, and may also be sentenced to caning.                                                                                                                                                                                                   |
| g. Section 384: Extortion.                                                                       | Imprisonment of between 2 and 7 years, and may also be sentenced to caning.                                                                                                                                                                                           |

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| h. Section 385: Putting person in fear of harm in order to commit extortion.                                                                                             | Imprisonment of between 2 and 5 years, and may also be sentenced to caning.                                                                                                                                               |
| i. Section 387: Putting person in fear of death or of grievous hurt in order to commit extortion.                                                                        | Imprisonment of between 2 and 7 years, and may also be sentenced to caning.                                                                                                                                               |
| <b>2. Corrosive and Explosive Substances and Offensive Weapons Act 1958</b>                                                                                              |                                                                                                                                                                                                                           |
| a. Section 3: Possession of corrosive or explosive substance for purpose of causing hurt.                                                                                | Imprisonment of up to 10 years, may also be sentenced to caning.                                                                                                                                                          |
| b. Section 6: Carrying offensive weapons in public places otherwise than with lawful authority or for a lawful purpose.                                                  | Imprisonment of up to 3 years, may also be sentenced to caning.                                                                                                                                                           |
| c. Section 7: Carrying, having in possession or under control, manufacturing, selling or hiring, lending or giving any scheduled weapon other than for a lawful purpose. | For first-time offenders, imprisonment of up to 5 years, and may also be sentenced to caning.<br><br>For second-time or subsequent offenders, imprisonment of between 2 and 8 years, and may also be sentenced to caning. |
| <b>3. Prevention of Human Trafficking Act 2014</b>                                                                                                                       |                                                                                                                                                                                                                           |
| a. Section 4(1)(b): Second or subsequent offence of trafficking in persons.                                                                                              | Fine of up to \$150,000 and imprisonment of up to 15 years, and may also be sentenced to caning of up to 9 strokes.                                                                                                       |
| b. Section 6(2)(b): Second or subsequent offence of receiving payments in connection with exploitation of trafficked victims.                                            |                                                                                                                                                                                                                           |