

# GOVERNMENT-PAID SHARED PARENTAL LEAVE (SPL) SCHEME DECLARATION BY EMPLOYEE

Child Development Co-Savings Act (Cap. 38A)
Child Development Co-Savings (Leave and Benefits) Regulations 2017

This form will take about 3 minutes to complete.

#### Before you start,

- i) Please read the Explanatory Notes on Page 5.
- ii) Please note that apart from Part 7, all references to "you" or "I" in this form shall be taken to be a reference to you, the applicant, who is applying for Shared Parental Leave.
- iii) The child's mother is required to complete the Shared Parental Leave (SPL) Election form under "Share My Leave" at <a href="https://www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> to share her Government-Paid Maternity Leave (GPML)/ Adoption Leave for Mothers (AL) with you, the child's father.
- iv) A duplicate copy of this form should be submitted by the child's mother to her employer (where applicable) when she applies for GPML/ AL.
- v) The leave allocation between you and the child's mother, cannot be changed once she has submitted the election<sup>2</sup>.
- vi) Please remember to submit a copy of the following documents to your employer for verification, along with this form:
  - For natural father:
    - Your child/children's birth certificate(s)
    - o Notification of a Stillbirth or Certificate of Registration of Stillbirth (if applicable)
    - Singapore citizenship certificate of child (if applicable)
    - Marriage Certificate
  - For adoptive father:
    - Your child/children's birth certificate(s)
    - o Court application to adopt (for Singapore citizen child)
    - Dependant's Pass or document evidencing that the application for the dependant's pass has been approved (for non-Singapore citizen child)
    - Marriage Certificate.

All fields and tick boxes are mandatory unless otherwise stated.

\* Delete where applicable

Part 1: Parent Details			
Name:	NRIC / FIN:		
Part 2: Child Details			
For natural father <sup>3</sup>			
☐ Biological	☐ Stillbirth		
•			
Birth Certificate No.:	Stillbirth Notification / Reg No.:		
For adoptive father <sup>4</sup>			

<sup>&</sup>lt;sup>1</sup> The election must be made after the prescribed week of pregnancy and before the end of the 12 month period commencing on the child's date of birth. Please refer to the Child Development Co-Savings (Leave and Benefits) Regulations 2017 for the meaning of prescribed week.

<sup>&</sup>lt;sup>2</sup> The election is irrevocable save for the circumstances set out in the Child Development Co-Savings Act and the Child Development Co-Savings (Leave and Benefits) Regulations 2017.

<sup>&</sup>lt;sup>3</sup> A "natural father", in relation to a child, includes a person who is identified in the registration of the birth of the child as the father of the child.

<sup>&</sup>lt;sup>4</sup> An "adoptive father" includes a man who applies to adopt a child in accordance with any written law relating to the adoption of children or has obtained a dependant's pass for a child whom he intends to adopt in accordance with any written law relating to the adoption of children.

Birth Certificate / Dependant's Pass <sup>5</sup> No.:		Date of Adoption Order (if available):				
Pa	Part 3: Citizenship					
Bio	ological Child					
a.	a. The child in respect of whose birth I am applying for Shared Parental Leave has been, or will be, registered as a Singapore citizen within 12 months from the date of the child's birth.		□ Yes	□No		
Sti	llborn Child <sup>6</sup>					
b.	The child's mother was a citizen of Singapore at the time of the child's delivery.		□ Yes	□ No		
	(If the answer is "Yes", please skip to Part 4.)					
C.	c. I was a citizen of Singapore at the time of my child's delivery and was lawfully married to the child's mother on or before the child's delivery.		□ Yes	□No		
Ad	optive Child (Singapore Citizen)					
d.	. The child whom I am adopting <b>is a</b> Singapore citizen and I have made an application to the Court to adopt the child.			□No		
	(If the answer is "Yes",					
	Please indicate the date of the Court application:to as the "date of the FIA" in this form))	(hereinafter referred				
Ad	optive Child (Non-Singapore Citizen)					
e.	e. The child whom I am adopting <b>was not a</b> Singapore citizen at the date on which a dependant's pass (DP) was issued by Ministry of Social and Family Development in respect of the child.			□No		
	(If the answer is "Yes",					
	Please indicate the date on which the DP was issued:to as the "date of the FIA" in this form))	(hereinafter referred				
f.	I am making a joint application with the child's adoption or the adoptive mother have been a Singapore citizer		☐ Yes	□No		
Pa	rt 4: Spouse Details and Marital Status					
Na	me:	NRIC / FIN:				
For natural father						
a.	a. I was lawfully married to the child's mother on or before the child's birth.		□ Yes	□ No		
	(If the answer is "Yes", please skip to Part 5.)					
b.	I was lawfully married to the child's mother within 12 months commencing on the date of the child's birth, but on or before the date the child's mother made an election for me to take Shared Parental Leave.		□ Yes	□No		

<sup>&</sup>lt;sup>5</sup> "Dependant's pass" in relation to a child, means a dependant's pass, issued in respect of the child under regulations made under the Immigration Act to enable the child to remain, or to enter and remain, in Singapore for the purposes of adoption under the Adoption of Children Act, and includes a document evidencing that the application for the dependant's pass has been approved.

<sup>6</sup> If the child was delivered overseas, please email us at <a href="mailto:contactus@profamilyleave.gov.sg">contactus@profamilyleave.gov.sg</a> to check if you are eligible.

Form SPL1

For adoptive father						
C.		as lawfully married to the adoptive mother on or before the date that the adoptive mother de an election for me to take Shared Parental Leave.	□ Yes	□No		
Pa	rt 5	: Leave Consumption				
Fo	rma	t of taking leave				
Note: Please refer to paragraphs 1 to 13 of the Explanatory Notes on eligibility criteria, the point when you can start to consume your Shared Parental Leave and the conditions to meet for your employer to seek reimbursement from the Government in respect of your Shared Parental Leave.						
(PI	ease	e indicate "Yes" to <b>only one</b> of the following options (a), (b) and (c) below.)				
a.		ill take my Shared Parental Leave continuously for 1 week/ 2 weeks/ 3 weeks/ 4 eks*.	□ Yes	□No		
b.	wh	ill take my Shared Parental Leave in more than one period, each being of one or more ole weeks, and all of which in aggregate are equal in duration to 1 week/ 2 weeks/ 3 eks/ 4 weeks*.	□ Yes	□No		
C.	dui	ill take my Shared Parental Leave in more than one period (each being of such ration as is agreed with my employer), all of which in aggregate are equal in duration 1 week/ 2 weeks/ 3 weeks/ 4 weeks* my weekly index <sup>7</sup> or 6 days (whichever is lower).	□ Yes	□No		
Pa	rt 6	S: Declaration by Employee				
	l ha	ave read and understood the Explanatory Notes.				
	I hereby declare that:-					
	a)	all information given in this declaration is true, correct and complete; and				
	b)	the child's mother has elected for me to take the period of Shared Parental Leave application, and such election has not been revoked.	as indicat	ed in this		
	l uı	nderstand that:-				
	a) it is an offence under the Child Development Co-Savings Act to knowingly make any false or misleading statement, provide, or cause or knowingly allow to be provided, any document or information which I know to be false or misleading in a material particular, such offence being punishable with a fine not exceeding \$20,000 or to imprisonment for a term not exceeding 12 months or to both; and that upon conviction of such offence, the court may, in addition to the prescribed punishment, order me to make restitution of any money paid out to me by the Government in reliance of the false or misleading statement, document or information as the case may be; and					
	b)	my employer or the Government may recover from me any moneys paid out to me in re or misleading statement, document or information, or by reason of a mistake of fact.	eliance of a	any false		
		pplicable only for adoptive father) I further understand that the Government may recover the payment for the Shared Parental Leave claimed if:-	he whole o	r any part		
	a)	the child is not adopted within 12 months commencing on the date of the FIA; or				
	b)	the child is not a Singapore citizen by birth, and does not become a citizen of Singap commencing on the date the child is adopted.	ore within	6 months		

<sup>&</sup>lt;sup>7</sup> Number of working days a week.

Form SPL1

Name	NRIC / FIN	Signa	Signature & Date				
Part 7: Employer's Acknowledge	ement						
Note: Please ensure that your employee has met all the eligibility criteria and conditions (refer to paragraphs 1 to 13 of the Explanatory Notes) before granting the Shared Parental Leave as the Government will not reimburse you if your employee is not eligible for the Government-Paid Shared Parental Leave Scheme.							
(Please refer to your employee's format of taking leave under Part 5 of this form when filling in this portion and indicate "Yes" to <b>only one</b> of the following options (a), (b) or (c) below.)							
I have agreed to allow my employee above.	take his Shared Parental Lea	ave as per Part 5(a)	☐ Yes	□No			
b. I have agreed to allow my employee to take his Shared Parental Leave as per Part 5(b) above.			☐ Yes	□No			
c. I have agreed to allow my employee above.	to take his Shared Parental Lea	ave as per Part 5(c)	☐ Yes	□ No			
Name & Designation NRI	C / FIN Compan	ny Name	Signature &	Date			

Note to employer:

Please do not submit this declaration form. However please keep this form for a period of 5 years from the last date of leave taken by your employee, for verification of details if necessary.

## **EXPLANATORY NOTES ON DECLARATION BY EMPLOYEE**

# **Declaration of Eligibility**

1. In making the declaration, the male employee assures the employer that he meets the eligibility criteria for the Shared Parental Leave ("SPL") under the Child Development Co-Savings Act by the start of the SPL.

# Duration of SPL and election by child's mother

- 2. A male employee who is the *natural father*<sup>8</sup> of a child may take up to 4 weeks of SPL within the period of 12 months commencing from the date of the child's birth. The child's mother must first be eligible for Government Paid Maternity Leave ("GPML") in order to allocate up to 4 weeks of her leave to the male employee as SPL, and must make an election<sup>9</sup> under "Share My Leave" at <a href="www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> for the male employee to take SPL. The election form submitted by the child's mother will state the amount of SPL that the male employee will be entitled to claim.
- 3. A male employee who is the *adoptive father*<sup>10</sup> of a child may take up to 4 weeks of SPL after the date of the formal intent to adopt ("FIA")<sup>11</sup>. The child's mother must first be eligible for GPML or Adoption Leave for Mothers ("AL") in order to allocate up to 4 weeks of her leave to the male employee as SPL, and must make an election under "Share My Leave" at <a href="www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> for the male employee to take SPL. The election form submitted by the child's mother will state the amount of SPL that the male employee will be entitled to claim.
- 4. Such male employee must meet all the eligibility criteria (set out in paragraphs 6 or 8 below) before he is entitled to take SPL and be granted payment for the same.
- 5. A male employee may still be entitled to take SPL where a child's mother has (i) passed away before making any election for him to take SPL or (ii) revoked an election for him to take SPL but passed away before a new election could be made. For such cases, MSF will assist such male employee in making the relevant application. Such male employees should email us at <a href="mailto:contactus@profamilyleave.gov.sg">contactus@profamilyleave.gov.sg</a>.

## Eligibility criteria

- 6. A male employee who is the natural father of a child is eligible for paid SPL if:
  - a) his child is born on, or his child's estimated delivery date is on or after 1 Jul 2017, or (in the case of a stillborn child) on or after 1 Nov 2021;
  - b) his child:
    - i) is a Singapore citizen at the time of the child's birth, or (in the case of a stillborn child) would have been a citizen of Singapore at birth; or
    - ii) is not a Singapore citizen at birth but becomes a Singapore citizen within 12 months commencing on the date of the child's birth;
  - c) the child's mother was lawfully married to him:
    - i) at the time the child was conceived;
    - ii) after the child was conceived but before the child's birth; or

If the child is a Singapore citizen, the date of the FIA is the date on which an application to adopt is made to the Court. If the child is a non-Singapore citizen, the date of the FIA is the date on which a dependant's pass was issued by MSF in respect of the child.

<sup>&</sup>lt;sup>8</sup> A "natural father", in relation to a child, includes a person who is identified in the registration of the birth of the child as the father of the child.

<sup>&</sup>lt;sup>9</sup> The election must be made after the prescribed week of pregnancy and before the end of the 12 month period commencing on the child's date of birth. Please refer to the Child Development Co-Savings (Leave and Benefits) Regulations 2017 for the meaning of prescribed week.

<sup>&</sup>lt;sup>10</sup> An "adoptive father" includes a man who applies to adopt a child in accordance with any written law relating to the adoption of children or has obtained a dependant's pass for a child whom he intends to adopt in accordance with any written law relating to the adoption of children.

<sup>11</sup> The date of the FIA is to be determined as follows:

- iii) within 12 months commencing on the date of the child's birth, but on or before either of the following applicable dates:
  - (1) the date that the child's mother makes an election for the male employee to take SPL;
  - (2) the date of the child's mother's death if she dies before making an election for the male employee to take SPL, or where a previous election has been revoked but the child's mother dies before she is able to make a new election.

whether or not such marriage remains subsisting at the time of the child's birth, or on the date of the election or the child's mother's death, as the case may be.

- 7. A male employee whose child is stillborn must provide the Stillbirth Notification/Registration Number (which may be found in a Notification of a Stillbirth certified by a medical practitioner or a registered midwife or in a Certificate of Registration of Stillbirth issued by the Immigration and Checkpoints Authority)<sup>12</sup> and be registered in the Notification of a Stillbirth.
- 8. A male employee who is the adoptive father of a child is eligible for paid SPL if:
  - a) he has made a joint application with the child's adoptive mother to adopt the child;
  - b) the date of the FIA is on and after 1 Jul 2017;
  - c) he is lawfully married to the adoptive mother on or before either of the following applicable dates:
    - i) the date that the child's adoptive mother makes an election for the male employee to take SPL;
    - ii) the date of the child's mother's death if she dies before making an election for the male employee to take SPL, or where a previous election has been revoked but the child's mother dies before she is able to make a new election; and
  - d) where the child is not a citizen of Singapore, either the adoptive father or the adoptive mother has been a Singapore citizen since the date on which a dependant's pass<sup>13</sup> is issued in respect of the child.
- 9. The mother's entitlement for GPML or AL will be reduced by the number of weeks shared.

# **Consumption of Shared Parental Leave**

- 10. SPL may be taken:
  - a) Continuously
    - i) For one period equal in duration to N weeks;
  - b) Non-Continuously
    - i) More than one period, each being of one or more whole weeks, and all of which in aggregate are equal in duration to N weeks; or
    - ii) More than one period (each being of such duration as is agreed between the employer and employee), all of which in aggregate are equal in duration to N times the weekly index<sup>14</sup> or 6 days (whichever is lower).

<sup>&</sup>lt;sup>12</sup> If the Notification of a Stillbirth is not available, for example, where the stillbirth happened overseas, the meaning of "stillborn child" in the Registration of Births and Deaths Act 2021 will apply.

<sup>&</sup>lt;sup>13</sup> "Dependant's pass" in relation to a child, means a dependant's pass, issued in respect of the child under regulations made under the Immigration Act to enable the child to remain, or to enter and remain, in Singapore for the purposes of adoption under the Adoption of Children Act, and includes a document evidencing that the application for the dependant's pass has been approved.

<sup>&</sup>lt;sup>14</sup> Number of working days a week.

- Where "N" is the number of weeks (1,2,3 or 4) that the child's mother has specified in her election submitted at <a href="https://www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> (under "Share My Leave").
- 11. A male employee may consume his SPL no earlier than the date that the child's mother makes an election to share her leave with him at <a href="www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> (under "Share My Leave"). He must consume his SPL within 12 months from the child's date of birth. Any SPL that has not been consumed within 12 months from the child's date of birth will be forfeited.
- 12. A male employee who is an adoptive father who meets all the eligibility criteria, may only take SPL only after the date of the FIA.
- 13. There is <u>no</u> minimum employment service period for a male employee to qualify for SPL. The male employee will be able to take SPL so long as the child's mother has made the requisite election, and the male employee meets the relevant eligibility criteria.

# **Notes to Employers**

- 14. Employers should ensure that they have received and verified the duly signed and completed declaration form (SPL1), or in such other form the employer may provide in accordance to the requirements specified in the website <a href="www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a> and supporting documents, from their employee before making payment. If the employer is satisfied that the employee is entitled to payment in accordance with paragraph 6 or 8 of these Explanatory Notes, he may proceed to make payment to him.
- 15. Please do not submit this declaration form. However, please keep this form for a period of 5 years from the last date of leave taken by your employee, for verification when necessary.
- 16. For more information or clarification, please contact us at 1800-253-4757 or email to <a href="mailto:contactus@profamilyleave.gov.sg">contactus@profamilyleave.gov.sg</a>. Alternatively, you may visit our website at <a href="https://www.profamilyleave.msf.gov.sg">www.profamilyleave.msf.gov.sg</a>.