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**Part A Bar Examinations 2022**

# **Singapore Legal System**

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**SINGAPORE INSTITUTE OF LEGAL EDUCATION**

**PART A BAR EXAMINATIONS 2022**  
**SINGAPORE LEGAL SYSTEM**

**TOPICS TO BE COVERED**

<b>Topic</b>	<b>Synopsis</b>
<b>Part I: Aspects of the Singapore Legal System</b>	
1. The Legal History of Singapore	This topic includes the legal and constitutional history of Singapore, and how that has shaped the Singapore legal system both conceptually and practically.
2. The Sources of Law in Singapore	This topic discusses the various sources of law in Singapore with the aim of equipping candidates with sufficient relevant knowledge to deal with practical issues in this area.
3. The Legal Institutions of Singapore	This topic introduces candidates to the various legal institutes in Singapore, such as the Legislature, Executive and Judiciary, as well as their practical workings and relevance to legal practice.
4. The Legal Profession in Singapore	This topic introduces candidates to various bodies in the legal profession, such as the Law Society and Singapore Academy of Law, as well as discusses topical issues to do with the legal profession, such as the supply of lawyers and their regulation.
<b>Part II: Autochthonous Aspects of Singapore Law</b>	
5. The Development of an Autochthonous Singapore Legal System	This topic identifies the Singapore legal system's drive to develop an autochthonous system and the practical implications of those efforts. The following topics will examine specific autochthonous aspects of the Singapore legal system.
6. Commercial Law in Singapore	This topic looks at selected issues in contract and tort where Singapore law has departed from English law so as to equip candidates with the relevant knowledge for legal practice. Matters relating to equity and trusts are not examinable, but a list of materials has been provided for candidates' reference.
7. Constitutional Law in Singapore	This topic provides an overview of constitutional law in Singapore, including constitutional interpretation and the protection of several core freedoms under Singapore law.
8. Administrative Law in Singapore	This topic provides an overview of administrative law in Singapore, including the Singapore courts' approach to judicial review of administrative decisions made by various bodies.

9. Statutes and Statutory Interpretation in Singapore	This topic examines statutory law in Singapore and their interpretation so as to equip candidates with practical knowledge to deal with real-life statutory interpretation issues in legal practice.
<b>Part III: Future of the Singapore Legal System</b>	
10. The Future of the Singapore Legal System	This topic summarises key issues discussed in the preceding weeks and looks ahead to important topical issues to do with the future of the Singapore legal system, such as the rise of Singapore as a legal disputes resolution hub, the continued development of an autochthonous legal system and the growth of community law and legal social involvement.

## SEMINARS

Seminar	Topics Covered
Seminar 1	<ol style="list-style-type: none"> <li>1. The Legal History of Singapore</li> <li>2. The Sources of Law in Singapore</li> <li>3. The Legal Institutions of Singapore</li> <li>4. The Legal Profession in Singapore</li> </ol>
Seminar 2	<ol style="list-style-type: none"> <li>5. The Development of an Autochthonous Singapore Legal System</li> <li>6a. Commercial Law in Singapore (1): Contract I</li> </ol>
Seminar 3	<ol style="list-style-type: none"> <li>6b. Commercial Law in Singapore (2): Contract II</li> <li>6c. Commercial Law in Singapore (2): Torts</li> </ol>
Seminar 4	<ol style="list-style-type: none"> <li>7. Constitutional Law in Singapore</li> <li>8. Administrative Law in Singapore</li> </ol>
Seminar 5	<ol style="list-style-type: none"> <li>9. Statutes and Statutory Interpretation in Singapore</li> <li>10. The Future of the Singapore Legal System and Overall Revision</li> </ol>

**READING LISTS**

**TOPIC 1: THE LEGAL HISTORY OF SINGAPORE**

**A. Overview**

- Goh Yihan, “History of the Singapore Legal System”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- Kevin Tan Yew Lee, “A Short Legal and Constitutional History of Singapore”, in Kevin Y L Tan (ed), *The Singapore Legal System* (Singapore University Press, 2nd ed, 1999) (optional)

**B. The British Years**

- J W Norton Kyshe, “A Judicial History of the Straits Settlements 1786–1890” (1969) 11 *Malaya Law Review* 99 (available through JSTOR, which is accessible through the National Library Board)

**C. The Post-Independence Years, Expansion Years, and Refinement Years**

- Andrew Phang, Goh Yihan & Jerrold Soh, “The Development of Singapore Law: A Bicentennial Retrospective” (2020) 32 *Singapore Academy of Law Journal* 804
- Goh Yihan, “History of the Singapore Legal System”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

## TOPIC 2: THE SOURCES OF LAW IN SINGAPORE

### A. *Pre-1993: Reception by Three Means*

- Andrew Phang, Goh Yihan & Jerrold Soh, “The Development of Singapore Law: A Bicentennial Retrospective” (2020) 32 Singapore Academy of Law Journal 804
- G W Bartholomew, “English Statutes in Singapore Courts” (1991) 3 Singapore Academy of Law Journal 1
- Goh Yihan & Paul Tan, “An Empirical Study of the Development of Singapore Law” (2011) 23 Singapore Academy of Law Journal 176, 181–184
- Andrew Phang, “Reception of English Law in Singapore: Problems and Proposed Solutions” (1990) 2 Singapore Academy of Law Journal 20

### B. *Post-1993: The Application of English Law Act*

- Andrew Phang, Goh Yihan & Jerrold Soh, “The Development of Singapore Law: A Bicentennial Retrospective” (2020) 32 Singapore Academy of Law Journal 804
- Second Reading of Application of English Law Bill: *Singapore Parliamentary Debates, Official Report* (12 October 1993) vol 61, cols 609-617 (Prof S Jayakumar, Minister for Law)
- Second Reading of Statutes (Miscellaneous Amendments) Bill: *Singapore Parliamentary Debates, Official Report* (25 August 1997) vol 67, cols 1548-1558 (Assoc Prof Ho Peng Kee, Minister of State for Law)

#### (1) *The Application of English Law Act and Singapore Law*

- Chan Sek Keong, “The Application of English Law Act: A New Charter of Justice”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)
- Goh Yihan & Paul Tan, “An Empirical Study of the Development of Singapore Law” (2011) 23 Singapore Academy of Law Journal 176, 185–192)
- Andrew Phang, “Cementing the Foundations: The Singapore Application of English Law Act 1993” (1994) 28 University of British Columbia Law Review 205 (optional)

(2) *The Application of English Law Act in Practice*

- *Joseph Mathew v Singh Chiranjeev* [2010] 1 SLR 338
- *Review Publishing Co Ltd v Lee Hsien Loong* [2010] 1 SLR 52

### TOPIC 3: THE LEGAL INSTITUTIONS OF SINGAPORE

#### A. Overview

#### B. The Executive

- *Singapore Parliamentary Debates, Official Report* (29 July 1991) vol 58, cols 228-280 (Prof S Jayakumar, Minister for Law)
- *Singapore Parliamentary Debates, Official Report* (04 October 1990) vol 56, cols 459-502
- Kevin Tan, "The President", in *An Introduction to Singapore's Constitution* (Talisman, 2014) (optional)
- Thio Li-ann, *A Treatise on Singapore Constitutional Law* (Academy Publishing, 2012), ch 8

#### (1) *The Elected President, the Council of Presidential Advisers, and the Presidential Council for Minority Rights*

##### (a) Role and functions

- Constitution of the Republic of Singapore (1985 Rev Ed, 1999 Reprint), Arts 17–22P, 100, 142–148I, 149–151A
- Constitution, Arts 37A-37M
- Report of the Constitutional Commission 2016 (chaired by Chief Justice Sundaresh Menon, 17 August 2016), chapter 2 ([Document link](#))
- Speech by DPM Teo Chee Hean at the 2nd Reading of the Constitution of the Republic of Singapore (Amendment) Bill 2016, 7 November 2016:  
<https://www.pmo.gov.sg/newsroom/speech-dpm-teo-chee-hean-2nd-reading-constitutional-republic-singapore-amendment-bill> (you might find handouts 2, 3, and 4 useful)
- Chen Siyuan, "The Executive", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional; note date of publication)
- *Tan Cheng Bock v AG* [2017] 5 SLR 424 at [8]-[29]
- *Tan Cheng Bock v AG* [2017] 2 SLR 850 at [11]-[19]

(b) Specific powers

- *Constitution*, Arts 21-21A, 37IA, 37IF
- *Constitutional Reference No 1 of 1995* [1995] 1 SLR(R) 803
- *Yong Vui Kong v AG* [2011] 2 SLR 1189
- Chan Sek Keong, "Working Out the Presidency: No Passage of Rights" [1996] *Singapore Journal of Legal Studies* 1
- Yvonne Lee, "Under Lock and Key: The Evolving Role of the Elected President as a Fiscal Guardian" [2007] *Singapore Journal of Legal Studies* 290 (optional)
- Thio Li-ann, "Working out the Presidency: The Rites of Passage" [1995] *Singapore Journal of Legal Studies* 509 (optional)

(c) Presidential Council for Minority Rights

- Thio Li-ann, *A Treatise on Singapore Constitutional Law* (Academy Publishing, 2012), ch 6

(2) *The Prime Minister and Cabinet*

- *Constitution*, Arts 23-26
- Chen Siyuan, "The Executive", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional)

(3) *The Attorney-General and Deputy Attorneys-General*

- Pages under "Our Roles" on the website of the Attorney-General's Chambers: <http://www.agc.gov.sg>

(a) Role and functions

- *Constitution*, Arts 35, 35A
- Chen Siyuan, "The Executive", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional)

(b) Prosecutorial discretion

- *Ramalingam Ravinthran v AG* [2012] 2 SLR 49



- *Yong Vui Kong v PP* [2012] 2 SLR 872
- *Quek Hock Lye v PP* [2012] 2 SLR 1012
- *Law Society of Singapore v Tan Guat Neo Phyllis* [2008] 2 SLR(R) 239
- Chen Siyuan, “The Limits of Prosecutorial Discretion in Singapore: Past, Present, and Future” (2013) *International Review of Law*
- Gary Chan, “Prosecutorial Discretion and the Legal Limits in Singapore” (2013) 25 *Singapore Academy of Law Journal* 15
- *PP v Soh Chee Wen* [2021] 3 SLR 641

(c) Prosecutorial duty of disclosure

- *Muhammad bin Kadar v PP* [2011] 3 SLR 1205
- *PP v Goldring Timothy Nicholas* [2014] 1 SLR 586
- *Muhammad Nabill bin Mohd Fuad v PP* [2020] 1 SLR 984
- Chen Siyuan, “Disclosure in Criminal Proceedings: Developments and Issues Ahead” (2021) *Singapore Academy of Law Journal* (Article link)

(4) *The Ministry of Law*

- “What We Do”, and related pages, on the website of the Ministry of Law: <https://www.mlaw.gov.sg/about-us/what-we-do/>
- Chen Siyuan, “The Executive”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional)

(5) *The Civil Service*

- *Asia Development Pte Ltd v AG* [2020] 1 SLR 886
- Makoto Hong Cheng & Wong Huiwen Denise, “Delegation of Powers for Modern Government’ (2019) 31 *Singapore Academy of Law Journal* 94 (optional)

**C. The Legislature**

- Eugene Tan, “The Legislature”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- *Vellama d/o Marie Muthu v AG* [2013] 4 SLR 1
- *Wong Souk Yee v AG* [2018] SGHC 80; [2019] 1 SLR 1223 (CA)

**D. The Judiciary**

(1) *The Court Structure and Hierarchy of the Singapore Judiciary*

- Gary Chan, “The Judiciary”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- “Media Release: Structural reforms to the High Court and appointment of Judges of the Appellate Division from 2 January 2021”, Supreme Court (18 December 2020) ([Document link](#))

(2) *Jurisdiction of the Courts*

(a) Statutory jurisdiction of the Supreme Court, Family Justice Courts and State Courts

- Gary Chan, “The Judiciary”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- Supreme Court of Judicature Act, ss 5A, 15-17A, 18A-18M, 19-20, 23-24, 27, 31, 49
- State Courts Act, ss 19-30, 50, 51-54
- Family Justice Act, ss 22-25, 26, 32-33, 35

(b) Inherent jurisdiction

- *Cheong Wei Chang v Lee Hsien Loong* [2019] 3 SLR 326 at [64]–[74]
- *Re Nalpon Zero Geraldo Mario* [2013] 3 SLR 258
- *Yong Vui Kong v PP* [2010] 2 SLR 192
- Goh Yihan, “The Inherent Jurisdiction and Inherent Powers of the Singapore Courts: Rethinking the Limits of their Exercise” [2011] Singapore Journal of Legal Studies 178 ([Article link](#))

(3) *Roles and Responsibilities of the Judiciary*

(a) Judicial duty to give reasons

- *Thong Ah Fat v PP* [2012] 1 SLR 676

(b) Judicial role in the adversarial process

- *Mohammed Ali bin Johari v PP* [2008] 4 SLR(R) 1058
- *Sandz Solutions (Singapore) Pte Ltd v Strategic Worldwide Assets Ltd* [2014] 3 SLR 562

(c) Judicial independence

- Chan Sek Keong, "Securing and Maintaining Judicial Independence" (2010) 22 Singapore Academy of Law Journal 229
- *AHQ v AG* [2015] 4 SLR 760

#### TOPIC 4: THE LEGAL PROFESSION IN SINGAPORE

##### A. Overview

- Aedit Abdullah, “The Legal Profession”, in Kevin Y L Tan (ed), *Essays in Singapore Legal History* (Marshall Cavendish Academic, 2005) (optional)

##### B. The Bodies Governing the Legal Profession

###### (1) The Law Society

- Legal Profession Act, Part V
- Motion for Independence and Integrity of Singapore’s Judiciary: *Singapore Parliamentary Debates, Official Report* (2 November 1995) vol 65, cols 213-222 (Ow Chin Hock)
- Motion for Independence and Integrity of Singapore’s Judiciary: *Singapore Parliamentary Debates, Official Report* (3 November 1995) vol 65, cols 249-308 (Ow Chin Hock)
- Second Reading of Legal Profession (Amendment) Bill: *Singapore Parliamentary Debates, Official Report* (4 November 2014) vol 92 (K Shanmugam, Minister for Law)

###### (2) The Singapore Academy of Law

- Singapore Academy of Law Act (optional)
- Second Reading of Singapore Academy of Law (Amendment) Bill: *Singapore Parliamentary Debates, Official Report* (27 September 1995) vol 64, cols 1539-1543 (Assoc Prof Ho Peng Kee, Parliamentary Secretary)

###### (3) The Legal Services Regulatory Authority

- Second Reading of Legal Profession (Amendment) Bill: *Singapore Parliamentary Debates, Official Report* (4 November 2014) vol 92 (K Shanmugam, Minister for Law)
- “Press Release: New Regulatory Framework for Legal Practice in Singapore”, Ministry of Law (27 January 2014) ([Document link](#))

**(4) Legal Service Commission and Judicial Service Commission**

- “Press Release: Structural Changes to the Legal Service to Deepen Capabilities and Better Meet Evolving Demands”, Ministry of Law (4 October 2021) ([Document link](#))

**C. Regulating the Supply of Lawyers**

- “Press Release: Government Welcomes Key Recommendations of the 4th Committee on the Supply of Lawyers”, Ministry of Law (28 May 2013) ([Document link](#))

**D. Changing Face of the Legal Profession**

- Second Reading of Constitution of the Republic of Singapore (Amendment) Bill: *Singapore Parliamentary Debates, Official Report* (4 November 2014) vol 92 (K Shanmugam, Minister for Law)
- Second Reading of Supreme Court of Judicature (Amendment) Bill: *Singapore Parliamentary Debates, Official Report* (4 November 2014) vol 92 (K Shanmugam, Minister for Law)

## TOPIC 5: THE DEVELOPMENT OF AN AUTOCHTHONOUS SINGAPORE LEGAL SYSTEM

### A. *Overview*

- Goh Yihan & Paul Tan, “An Empirical Study of the Development of Singapore Law” (2011) 23 Singapore Academy of Law Journal 176 ([Article link](#))

### B. *The Growth of an Autochthonous Singapore Legal System*

- Goh Yihan & Paul Tan, “The Development of Local Jurisprudence”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

#### (1) *The Growth of Local Jurisprudence*

- Goh Yihan & Paul Tan, “The Development of Local Jurisprudence”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

#### (2) *Recourse to Foreign Judgments*

- Goh Yihan & Paul Tan, “The Development of Local Jurisprudence”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)
- *Tang Kin Hwa v Traditional Chinese Medicine Practitioners Board* [2005] 4 SLR(R) 604

#### (3) *Non-Reliance on Foreign Judgments*

- Goh Yihan & Paul Tan, “The Development of Local Jurisprudence”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

### C. *The Spread of Singapore Law*

- Goh Yihan & Paul Tan, “The Next Leap Forward – The Spread of Singapore Law”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

## TOPIC 6: COMMERCIAL LAW IN SINGAPORE

### A. *Contract Law*

#### (1) *Overview*

- Peh Aik Hin, “Contract Law – A Rationalisation Process Towards Coherence and Fairness”, in *Goh Yihan & Paul Tan (eds), Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)
- Andrew Phang & Goh Yihan, “Contract Law in Commonwealth Countries: Uniformity or Divergence?” (2019) 31 *Singapore Academy of Law Journal* 170

#### (2) *Consideration*

- *Gay Choon Ing v Loh Sze Terence Peter* [2009] 2 SLR(R) 332
- Andrew B L Phang & Goh Yihan, *Contract Law in Singapore* (Wolters Kluwer, 2nd ed, 2021), 176–182
- Goh Yihan, “Compromising on Consideration in Singapore: *Gay Choon Ing v Loh Sze Ti Terence Peter*” (2009) 23 *Commercial Law Quarterly* 11 ([Article link](#))

#### (3) *The Implication of Terms*

##### (a) Terms implied in fact

- *Forefront Medical Technology (Pte) Ltd v Modern-Pak Private Ltd* [2006] 1 SLR(R) 927
- *Foo Jong Peng v Phua Kiah Mai* [2012] 4 SLR 1267
- *Sembcorp Marine Ltd v PPL Holdings Pte Ltd* [2013] 4 SLR 193
- Andrew B L Phang & Goh Yihan, *Contract Law in Singapore* (Wolters Kluwer, 2nd ed, 2021), 575–587
- Goh Yihan, “Terms Implied in Fact Clarified in Singapore” [2013] *Journal of Business Law* 237 ([Article link](#))
- Goh Yihan, “A New Framework for the Implication of Terms in Fact” (2013) 13 *Oxford University Commonwealth Law Journal* 379 ([Article link](#))

(b) Implied terms of good faith?

- *Ng Giap Hon v Westcomb Securities Pte Ltd* [2009] 3 SLR(R) 518
- *HSBC Institutional Trust Services (Singapore) Ltd (trustee of Starhill Global Real Estate Investment Trust) v Toshin Development Singapore Pte Ltd* [2012] 4 SLR 738
- Colin Liew, “A Leap of Good Faith in Singapore Contract Law” [2012] Singapore Journal of Legal Studies 416

(4) *The Interpretation of Terms*

(a) General principles

- *CIFG Special Assets Capital I Ltd v Ong Puay Koon* [2018] 1 SLR 170
- *Yap Son On v Ding Pei Zhen* [2017] 1 SLR 219
- *Xia Zhengyan v Geng Changqing* [2015] 3 SLR 732
- *Y.E.S. F&B Group Pte Ltd v Soup Restaurant Singapore Pte Ltd* [2015] 5 SLR 1187
- *Sembcorp Marine Ltd v PPL Holdings Pte Ltd* [2013] 4 SLR 193
- *Zurich Insurance (Singapore) Pte Ltd v B-Gold Interior Design & Construction Pte Ltd* [2008] 3 SLR(R) 1029
- Andrew B L Phang & Goh Yihan, *Contract Law in Singapore* (Wolters Kluwer, 2nd ed, 2021), 555–573
- Goh Yihan, “The New Contractual Interpretation in Singapore: From Zurich Insurance to Sembcorp Marine” [2013] Singapore Journal of Legal Studies 301 ([Article link](#))
- Goh Yihan, “Contractual Interpretation in Indian Evidence Act Jurisdictions: Compatibility with Modern Contextual Approach?” (2013) 13 Oxford University Commonwealth Law Journal 17 ([Article link](#))

(b) Non-absolute obligation clauses

- *KS Energy Services Ltd v BR Energy (M) Sdn Bhd* [2014] 2 SLR 905
- Yip Man & Goh Yihan, “Default Standards for Non-absolute Obligation Clauses” [2014] Lloyd’s Maritime and Commercial Law Quarterly 320 ([Article link](#))



- Benjamin Wong YongQuan, “Endeavours Clauses in Singapore Contract Law” (2019) 31 Singapore Academy of Law Journal 1068

(5) *Breach of Contract*

- *The “STX Mumbai”* [2015] 5 SLR 1
- *RDC Concrete Pte Ltd v Sato Kogyo (S) Pte Ltd* [2007] 4 SLR(R) 413
- *Sports Connection Pte Ltd v Deuter Sports GmbH* [2009] 3 SLR(R) 883
- Andrew B L Phang & Goh Yihan, *Contract Law in Singapore* (Wolters Kluwer, 2nd ed, 2021), 681–724
- Goh Yihan, “Towards a Consistent Approach in Breach and Termination of Contract at Common Law: *RDC Concrete Pte Ltd v Sato Kogyo (S) Pte Ltd*” (2008) 24 Journal of Contract Law 251 ([Article link](#))

(6) *Vitiating Factors*

(a) Mistake

- *Chwee Kin Keong v Digilandmall.com Pte Ltd* [2005] 1 SLR(R) 502
- *Olivine Capital Pte Ltd v Chia Chin Yan* [2014] 2 SLR 1371
- *Quoine Pte Ltd v B2C2 Ltd* [2020] 2 SLR 20

(b) Frustration

- *Alliance Concrete Singapore Pte Ltd v Sato Kogyo (S) Pte Ltd* [2014] 3 SLR 857

(c) Illegality

- *Ochroid Trading Ltd v Chua Siok Lui* [2018] 1 SLR 363
- *Ting Siew May v Boon Lay Choo* [2014] 3 SLR 609

(d) Misrepresentation

- *RBC Properties Pte Ltd v Defu Furniture Pte Ltd* [2015] 1 SLR 997
- Goh Yihan, “RBC Properties Pte Ltd v Defu Furniture Pte Ltd [2014] SGCA 62: Restatement of Law Relating to Misrepresentation in Singapore”, Singapore Law Blog (23 December 2014) ([Article link](#))

(e) Unconscionability

- *BOM v BOK* [2019] 1 SLR 349

(7) Remedies

- *Denka Advantech Pte Ltd v Seraya Energy Pte Ltd* [2021] 1 SLR 631
- *Turf Club Auto Emporium Pte Ltd v Yeo Boong Hua* [2018] 2 SLR 655
- *PH Hydraulics & Engineering Pte Ltd v Airtrust (Hong Kong) Ltd* [2017] 2 SLR 129
- *Alvin Nicholas Nathan v Raffles Assets (Singapore) Pte Ltd* [2016] 2 SLR 1056
- *Out of the Box Pte Ltd v Wanin Industries Pte Ltd* [2013] 2 SLR 363
- Goh Yihan, “Contractual Remoteness in England and Singapore Compared: Orthodoxy Preferable?” (2013) 30 *Journal of Contract Law* 233 ([Article link](#))
- Goh Yihan, “Explaining Contractual Remoteness in Singapore” [2011] *Journal of Business Law* 282 ([Article link](#))

**B. Tort Law**

(1) Overview

- Goh Yihan, “The Law of Torts – The Dominant Role of Land Scarcity”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

(2) *The Duty of Care in the Tort of Negligence*

- *Spandek Engineering (S) Pte Ltd v DSTA* [2007] 4 SLR(R) 100
- *Ngiam Kong Seng v Lim Chiew Hock* [2008] 3 SLR(R) 674
- *Animal Concerns Research and Education Society v Tan Boon Kwee* [2011] 2 SLR 146
- *Anwar Patrick Adrian v Ng Chong & Hue LLC* [2014] 3 SLR 761
- *ACB v Thomson Medical Pte Ltd* [2017] 1 SLR 918
- David Tan & Goh Yihan, “The Promise of Universality: The Spandek Formulation Half A Decade On” (2013) 25 *Singapore Academy of Law Journal* 510 ([Article link](#))

- Colin Liew, “Keeping it Spick and Spandeck: A Singaporean Approach to the Duty of Care” (2012) 20 Torts Law Journal 1
- Goh Yihan, “Duty of Care in Psychiatric Harm in Singapore” (2008) 124 Law Quarterly Review 539 ([Article link](#))

(3) *Vicarious Liability*

- *Ng Huat Seng v Munib Mohammad Madni* [2017] 2 SLR 1074
- *Skandinaviska Enskilda Banken AB v Asia Pacific Breweries (S) Pte Ltd* [2011] 3 SLR 540

**C. [For information only; not examinable] Equity & Trusts**

(1) *Overview*

- Yip Man, “Trusts and Equity – Dreaming and Building a Singapore Equitable Jurisdiction”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)

(2) *Trusts in Domestic Contexts (Resulting Trusts and Common Intention Constructive Trusts)*

- *Low Gim Siah v Low Geok Khim* [2007] 1 SLR(R) 795
- *Lau Siew Kim v Yeo Guan Chye Terence* [2008] 2 SLR(R) 108
- *Chan Yuen Lan v See Fong Mun* [2014] 3 SLR 1048

(3) *Trusts in Commercial Contexts (Quistclose Trusts)*

- *Pacific Rim Palm Oil Ltd v PT Asiatic Persada* [2003] 4 SLR(R) 731
- *Singapore Tourism Board v Children’s Media Pte Ltd* [2008] 3 SLR 981
- *Tee Yok Kiat v Pang Min Seng* [2013] SGCA 9
- *AG v Aljunied-Hougang-Punggol East Town Council* [2015] 4 SLR 474

(4) *Remedies*

(a) Remedial constructive trust

- *Koh Cheong Heng v Ho Yee Fong* [2011] 3 SLR 125
- *Wee Chiaw Sek Anna v Ng Li-Ann Genevieve* [2013] 3 SLR 801

- Man Yip, “Singapore’s Remedial Constructive Trust: Lessons from Australia?” (2014) 8 Journal of Equity 77
  - (b) Equitable compensation
- *Sim Poh Ping v Winsta Holding Pte Ltd* [2020] 1 SLR 1199

## TOPIC 7: CONSTITUTIONAL LAW IN SINGAPORE

### A. Overview

- Cheah Wui Ling, “An Expository Approach to Public Law Adjudication: The Singapore Judiciary’s Evolving Jurisprudence”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)
- Kevin YL Tan, *Introduction to Singapore’s Constitution* (Talisman, 2014) (optional)
- *Chan Hiang Leng Colin v PP* [1994] 3 SLR(R) 209 at [50]
- *Jeyaretnam Joshua Benjamin v PP* [1989] 2 SLR(R) 419 -- note the difference between judicial review of legislation and of *executive action for constitutionality*

### B. Constitutional Interpretation

- V K Rajah, “Interpreting the Constitution” The Straits Times, 30 May 2015 ([Article link](#))
- *Ong Ah Chuan v PP* [1979 – 1980] SLR(R) 710
- *Haw Tua Tau v PP* [1981 – 1982] SLR(R) 133
- *Jabar v PP* [1995] 1 SLR(R) 326
- *Nguyen Tuong Van v PP* [2005] 1 SLR(R) 103
- *Prabakaran a/l Srivijayan v PP* [2017] 1 SLR 173
- *Tan Cheng Bock v AG* [2017] 2 SLR 850
- *Wong Souk Yee v AG* [2019] 1 SLR 1223
- *Daniel De Costa Augustin v AG* [2020] 2 SLR 621
- Chan Sek Keong, “The Courts and the ‘Rule of Law’ in Singapore” [2012] Singapore Journal of Legal Studies 209
- Thio Li-ann, *A Treatise on Singapore Constitutional Law* (Academy Publishing, 2012), 541–567
- Marcus Teo, “Making meaning: *Tan Cheng Bock*, the *Interpretation Act* and purposive conflicts in constitutional interpretation” (*Singapore Law Watch Commentary*, Issue 1/Oct 2017) (available through LawNet)

### C. Article 9: Protection of Life and Liberty

#### (1) “Life”, “Personal Liberty” and “Law”

- *Yong Vui Kong v PP* [2010] 3 SLR 489
- *Yong Vui Kong v AG* [2011] 2 SLR 1189

- *Tan Eng Hong v AG* [2012] 4 SLR 476
- *Yong Vui Kong v PP* [2015] 2 SLR 1129
- *Lim Meng Suang v AG* [2015] 1 SLR 26

(2) *Right to Counsel*

- *Jasbir Singh v PP* [1994] 1 SLR(R) 782
- *Rajeevan Edakalavan v PP* [1998] 1 SLR(R) 10
- *Tan Chor Jin v PP* [2008] 4 SLR(R) 306
- *James Raj s/o Arokiasamy v PP* [2014] 3 SLR 750

(3) *Preventive Detention*

- Constitution, Arts 149 & 151
- Internal Security Act, ss 8-13
- Criminal Law (Temporary Provisions) Act
- *Chng Suan Tze v Minister for Home Affairs* [1988] 2 SLR(R) 525
- *Lee Mau Seng v Minister for Home Affairs* [1971 – 1973] SLR(R) 135
- *Teo Soh Lung v Minister for Home Affairs* [1989] 1 SLR(R) 461 (HC); [1990] 1 SLR(R) 347 (CA)
- *Tan Seet Eng v AG* [2016] 1 SLR 779 (consider: why was Article 9 not mentioned?)
- Chan Sek Keong, “The Courts and the ‘Rule of Law’ in Singapore” [2012] Singapore Journal of Legal Studies 209

**D. Article 12: Equality and Equal Protection of the Law**

- Constitution, Arts 12 & 16
- *Eng Foong Ho v AG* [2009] 2 SLR(R) 542
- *Lim Meng Suang v AG* [2015] 1 SLR 26
- *Yong Vui Kong v PP* [2015] 2 SLR 1129
- *Ramalingam Ravinthran v AG* [2012] 2 SLR 49
- *Yong Vui Kong v PP* [2012] 2 SLR 872
- *Ravi s/o Madasamy v AG* [2017] 5 SLR 489
- *Saravanan Chandaram v PP* [2020] 2 SLR 95
- *Syed Suhail bin Syed Zin v AG* [2021] 1 SLR 809
- *Syed Suhail bin Syed Zin v AG* [2021] 5 SLR 452

**E. Article 14: Constitutional Limits on Free Speech**

- Constitution, Art 14
- *Jeyaretnam Joshua Benjamin v PP* [1989] 2 SLR(R) 419
- *JB Jeyaretnam v Lee Kuan Yew* [1992] 1 SLR(R) 791
- *Chee Soon Juan v PP* [2003] 2 SLR(R) 445
- *Chee Siok Chin v Minister for Home Affairs* [2005] 1 SLR(R) 582
- *Lee Hsien Loong v Singapore Democratic Party* [2009] 1 SLR(R) 642
- *Review Publishing Co Ltd v Lee Hsien Loong* [2010] 1 SLR 52
- *Ting Choon Meng v AG* [2017] 1 SLR 373
- *AG v Wham Kwok Han Jolovan* [2020] 3 SLR 446 (HC); [2020] 1 SLR 804 (CA)
- *Wham Kwok Han Jolovan v PP* [2021] 1 SLR 476
- Thio Li-ann, "The Virtual and the Real: Article 14, Political Speech and the Calibrated Management of Deliberative Democracy in Singapore" [2008] Singapore Journal of Legal Studies 25

**F. Articles 15 and 16: Freedom of Religion**

- Constitution, Arts 15 & 16
- *Chan Hiang Leng Colin v PP* [1994] 3 SLR(R) 209
- *Chan Hiang Leng Colin v Minister for Information and the Arts* [1995] 2 SLR(R) 627
- *Chan Hiang Leng Colin v Minister for Information and the Arts* [1996] 1 SLR(R) 294
- *Peter Williams Nappalli v ITE* [1998] SGHC 351
- *Nappalli Peter Williams v ITE* [1998] 2 SLR(R) 529
- *Vijaya Kumar s/o Rajendran v AG* [2015] SGHC 244

**G. Consequences of Unconstitutionality of Legislation**

- *Tan Eng Hong v AG* [2012] 4 SLR 476
- *Prabakaran a/l Srivijayan v PP* [2017] 1 SLR 173

## TOPIC 8: ADMINISTRATIVE LAW IN SINGAPORE

(Note: Judicial review of administrative action on the ground of unconstitutionality is covered in Topic 7.)

### A. Overview

- Chan Sek Keong, “Judicial Review – From Angst to Empathy” (2010) 22 Singapore Academy of Law Journal 469
- Thio Li-ann, “Theory and Practice of Judicial Review in Administrative Action in Singapore: Trends and Perspectives”, in Yeo Tiong Min, Hans Tjio & Tang Hang Wu (gen eds), *SAL Conference 2011: Developments in Singapore Law between 2006 and 2010: Trends and Perspectives* (Academy Publishing, 2011), 714–752 ([Document link](#))
- Swati Jhaveri, “Administrative Law in Singapore: Recent Developments and Looking Ahead” Singapore Law Gazette, May 2019 ([Document link](#))

### B. Constitutional Basis for Judicial Review of Executive Action

- Constitution, Art 93
- *Tan Seet Eng v AG* [2016] 1 SLR 779
- *Chng Suan Tze v Minister for Home Affairs* [1988] 2 SLR(R) 525
- Kenny Chng, “The Theoretical Foundations of Judicial Review in Singapore” [2019] Singapore Journal of Legal Studies 294
- Sundaresh Menon, “Executive Power: Rethinking the Modalities of Control” (2019) 29 Duke Journal of Comparative & International Law 277 ([Document link](#))

### C. Preliminary Matters

#### (1) Remedies

- Supreme Court of Judicature Act, ss 18, 27, 49 and First Schedule, Paragraph 1
- Rules of Court 2021 (which will come into force on 1 April 2022), O 4 r 7 and O 24
- *CBB v Law Society of Singapore* [2021] 1 SLR 977
- *Ahmad Kasim bin Adam v Moona Esmail Tamby Merican s/o Mohamed Ganse* [2019] 1 SLR 1185 at [89]
- *Borissik Svetlana v Urban Redevelopment Authority* [2009] 4 SLR(R) 92 at [21]
- *Wham Kwok Han Jolovan v AG* [2016] 1 SLR 1370 at [45]



(2) *Time Limit for Judicial Review*

- *Teng Fuh Holdings Pte Ltd v Collector of Land Revenue* [2007] 2 SLR(R) 568 at [16]-[23]
- *Per Ah Seng Robin v HDB* [2016] 1 SLR 1020 at [51]
- *Syed Suhail bin Syed Zin v AG* [2021] 1 SLR 809 at [32]-[33]

(3) *Leave to Apply for Judicial Review*

- [Rules of Court 2021 \(which will come into force on 1 April 2022\)](#), O 24
- *Lee Pheng Lip Ian v Chen Fun Gee* [2020] 1 SLR 586

(a) Susceptibility to judicial review

- *Public Service Commission v Lai Swee Lin Linda* [2001] 1 SLR(R) 133
- *UDL Marine v Jurong Town Corporation* [2011] 3 SLR 94
- *Yeap Wai Kong v Singapore Exchange Securities Trading* [2012] 3 SLR 565
- *Tey Tsun Hang v National University of Singapore* [2015] 2 SLR 178
- Chen Zhida, "The Nature Test and Source Test in Judicial Review" (2013) 31 *Singapore Law Review* 329

(b) Arguable case

- *Chan Hiang Leng Colin v Minister for Information and the Arts* [1996] 1 SLR(R) 294
- *Public Service Commission v Lai Swee Lin Linda* [2001] 1 SLR(R) 133
- *Teng Fuh Holdings Pte Ltd v Collector of Land Revenue* [2006] 3 SLR(R) 507
- *ACC v CIT* [2010] 1 SLR 273

(c) *Locus standi*

- *Chan Hiang Leng Colin v Minister for Information and the Arts* [1996] 1 SLR(R) 294
- *Tan Eng Hong v AG* [2012] 4 SLR 476

- *Vellama d/o Marie Muthu v AG* [2013] 4 SLR 1
- *Jeyaretnam Kenneth Andrew v AG* [2014] 1 SLR 345

(4) *Exhaustion of Alternative Remedies; Existence of a “Decision”*

- *Wong Keng Leong Rayney v Law Society of Singapore* [2006] 4 SLR(R) 934
- *Borissik Svetlana v Urban Redevelopment Authority* [2009] 4 SLR(R) 92
- *Tey Tsun Hang v National University of Singapore* [2015] 2 SLR 178
- *Per Ah Seng Robin v HDB* [2016] 1 SLR 1020 (optional)
- *Gobi a/l Avedian v AG* [2020] 2 SLR 883
- *Wham Kwok Han Jolovan v PP* [2021] 1 SLR 476 at [55]-[56]

(5) *Hypothetical Issues; Prematurity; Mootness*

- *Tan Eng Hong v AG* [2012] 4 SLR 476
- *Vellama d/o Marie Muthu v AG* [2013] 4 SLR 1
- *Vijaya Kumar s/o Rajendran v AG* [2015] SGHC 244

**D. Grounds of Review**

(1) *Illegality*

- *PP v MM Pillay* [1977 – 1978] SLR(R) 45
- *Lines International Holding (S) Pte Ltd v Singapore Tourism Promotion Board* [1997] 1 SLR(R) 52
- *Registrar of Vehicles v Komoco Motors Pte Ltd* [2008] 3 SLR(R) 340
- *Ramalingam Ravinthran v AG* [2012] 2 SLR 49
- *Tan Seet Eng v AG* [2016] 1 SLR 779
- *Tan Gek Neo Jessie v MOF* [1991] 1 SLR(R) 1
- *CBB v Law Society of Singapore* [2019] SGHC 293
- *Great Eastern General Insurance Ltd v Next of kin of Maripan Ponnusamy, deceased* [2020] SGHC 163
- *Asia Development Pte Ltd v AG* [2020] 1 SLR 886

(2) *Irrationality*

- *Re Siah Mooi Guat* [1988] 2 SLR(R) 165
- *Lines International Holding (S) Pte Ltd v Singapore Tourism Promotion Board* [1997] 1 SLR(R) 52

- *Kang Ngah Wei v Commander of Traffic Police* [2002] 1 SLR(R) 14
- *Chee Siok Chin v Minister for Home Affairs* [2006] 1 SLR(R) 582
- *City Developments Ltd v Chief Assessor* [2008] 4 SLR(R) 150
- *Mir Hassan bin Abdul Rahman v AG* [2009] 1 SLR(R) 134
- *Chiu Teng@Kallang Pte Ltd v Singapore Land Authority* [2014] 1 SLR 1047

(3) *Proportionality*

- *Chan Hiang Leng Colin v Minister for Information and the Arts* [1996] 1 SLR(R) 294
- *Chee Siok Chin v Minister for Home Affairs* [2006] 1 SLR(R) 582
- *Vijaya Kumar s/o Rajendran v AG* [2015] SGHC 244
- *Ong Ming Johnson v AG* [2020] SGHC 63 at [207]-[236]

(4) *Bad Faith*

- *AG v Ng Hock Guan* [2004] 3 SLR(R) 253
- *Teng Fuh Holdings Pte Ltd v Collector of Land Revenue* [2006] 3 SLR(R) 507

(5) *Procedural Impropriety*

(a) Fair Hearing

- *Stansfield Business International Pte Ltd v Minister for Manpower* [1993] 3 SLR 742
- *Chiam See Tong v Singapore Democratic Party* [1993] 3 SLR 774
- *PP v Chua Siew Wei Kathleen* [2016] 2 SLR 713
- *Muhammad Nabill bin Mohd Fuad v PP* [2020] 1 SLR 984

(b) Actual bias

- *AG v Ng Hock Guan* [2004] 3 SLR(R) 253
- *Chee Siok Chin v AG* [2006] 4 SLR(R) 541
- *Yong Vui Kong v AG* [2011] 2 SLR(R) 1189

(c) Apparent bias

- *Jeyaretnam Joshua Benjamin v Lee Kuan Yew* [1992] 1 SLR(R) 791
- *Tang Liang Hong v Lee Kuan Yew* [1997] 4 SLR(R) 604
- *Manjit Singh s/o Karpal Singh v AG* [2013] 2 SLR 844
- *Sim Yong Teng v Singapore Swimming Club* [2016] 2 SLR 489
- *BOI v BOJ* [2018] 2 SLR 1156

(d) Following procedures set out in statute

- *Iskandar bin Rahmat v Law Society of Singapore* [2020] SGHC 40 at [11]-[12]
- *Lee Pheng Lip Ian v Chen Fun Gee* [2020] 1 SLR 586

(6) *Breach of Legitimate Expectations*

(a) Procedural Legitimate Expectations

- *Re Siah Mooi Guat* [1988] 2 SLR(R) 165
- *Borissik Svetlana v Urban Redevelopment Authority* [2009] 4 SLR(R) 92
- *Yong Vui Kong v AG* [2011] 2 SLR 1189

(b) Substantive Legitimate Expectations

- *Chiu Teng@Kallang Pte Ltd v Singapore Land Authority* [2014] 1 SLR 1047
- *SGB Starkstrom Pte Ltd v Commissioner for Labour* [2016] 3 SLR 598
- *Tan Hon Leong Eddie v AG* [2021] SGHC 196
- Tham Lijing, “Substantive Legitimate Expectations: Slow and Steady” *Singapore Law Gazette*, July 2016 ([Document link](#))
- Kenny Chng, “An Uncertain Future for Substantive Legitimate Expectations in Singapore” [2018] *Public Law* 192

(7) *Legislative Attempts to Oust Judicial Review*

- *Nagaenthran a/l K Dharmalingam v AG* [2019] 2 SLR 216
- Kenny Chng, “Reconsidering Ouster Clauses in Singapore Administrative Law” (2020) 136 *Law Quarterly Review* 40
- Benjamin Joshua Ong, “The constitutionality of ouster clauses” (2019) 19 *Oxford University Commonwealth Law Journal* 157



## TOPIC 9: STATUTES AND STATUTORY INTERPRETATION IN SINGAPORE

### A. Overview

- Goh Yihan, “Statutory Interpretation”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- Goh Yihan, “Statutory Interpretation in Singapore: 15 Years on from Legislative Reform” (2009) 21 *Singapore Academy of Law Journal* 97

#### (1) Statutory Reform

##### (a) The Position Prior to Statutory Reform

- Goh Yihan, “Statutory Interpretation”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

##### (b) The Substance of the Statutory Reform

- Interpretation Act, s 9A
- *Singapore Parliamentary Debates, Official Report* (26 February 1993) vol 60, cols 516–519 (Prof S Jayakumar, Minister for Law)
- Goh Yihan, “Statutory Interpretation”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

#### (2) Principles of Statutory Interpretation in Singapore

##### (a) The Proper Interpretative Approach

##### (i) What is the purposive approach?

- Interpretation Act, s 9A(1)
- *Saravanan Chandaram v PP* [2020] 2 SLR 95
- *Wong Souk Yee v AG* [2019] 1 SLR 1223
- *Tan Cheng Bock v AG* [2017] 2 SLR 850
- *AG v Ting Choon Meng* [2017] 1 SLR 373
- *PP v Low Kok Heng* [2007] 4 SLR(R) 183
- *Raffles City Pte Ltd v AG* [1993] 2 SLR(R) 606

- *WX v WW* [2009] 3 SLR(R) 573
- *AAG v Estate of AAH, deceased* [2010] 1 SLR 769
- Goh Yihan, "Statutory Interpretation", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)
- Goh Yihan, "Two Contrasting Approaches in the Interpretation of Outdated Statutory Provisions" [2010] *Singapore Journal of Legal Studies* 530

(ii) When is the purposive approach used?

- *Planmarine AG v Maritime and Port Authority of Singapore* [1999] 1 SLR(R) 669
- *Dorsey James Michael v World Sport Group Pte Ltd* [2013] 3 SLR 354

(b) The Reference to Extrinsic Materials

(i) When can extrinsic materials be referred to?

- Interpretation Act, s 9A(2)
- *AG v Ting Choon Meng* [2017] 1 SLR 373
- *PP v Low Kok Heng* [2007] 4 SLR(R) 183
- Goh Yihan, "Statutory Interpretation", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

(ii) What type of extrinsic materials can be referred to?

- Interpretation Act, s 9A(3)
- *AG v Ting Choon Meng* [2017] 1 SLR 373
- *Lee Kwang Peng v PP* [1997] 2 SLR(R) 569
- Goh Yihan, "Statutory Interpretation", in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

(iii) The effect of extrinsic materials?

- *Seow Wei Sin v PP* [2011] 1 SLR 1199

- (c) Selected Examples of Other Rules of Statutory Interpretation as Recently Used by the Singapore Courts
- (i) *Expressio Unius* Principle
- *PP v Li Weiming* [2014] 2 SLR 393
- (ii) *Ut Res Magis Valeat Quam Pereat* Principle
- *Fatimah bte Kumin Lim v AG* [2014] 1 SLR 547
- (iii) *Ejusdem Generis* Principle
- *Orchard Central Pte Ltd v Cupid Jewels Pte Ltd* [2014] 2 SLR 156
- (iv) *Lex Nil Frustra Facit* Principle
- *LaserResearch (S) Pte Ltd (in liquidation) v Internech Systems Pte Ltd* [2011] 1 SLR 382
- (v) Interpretation of Statute so as not to take away Pre-Existing Common Law Rights
- *Goldring Timothy Nicholas v PP* [2013] 3 SLR 487
- (vi) Deeming Statutory Provisions
- *Glengary Pte Ltd v Chief Assessor* [2012] 4 SLR 1130



## TOPIC 10: THE FUTURE OF THE SINGAPORE LEGAL SYSTEM

### A. Overview

- Goh Yihan & Paul Tan, “The Spread of Singapore Law”, in Goh Yihan & Paul Tan (eds), *Singapore Law: 50 Years in the Making* (Academy Publishing, 2015)
- “About Singapore Law” (on the Singapore Law Watch website), Chapter 1: <https://www.singaporelawwatch.sg/About-Singapore-Law/Overview> (section 8)
- Gary Low, “A Glocalised Legal Profession”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional)

### B. *The Rise of Singapore as a Legal Disputes Resolution Hub*

#### (1) *Arbitration, Singapore International Commercial Court and Alternative Disputes Resolution*

##### (a) Arbitration

- Sundaresh Menon, “Keynote Address at the Chartered Institute of Arbitrators International Arbitration Conference 2013” ([Document link](#))
- Sundaresh Menon, “Keynote Address at the 4th Annual Singapore International Investment Arbitration Conference” ([Document link](#))

##### (b) Singapore International Commercial Court

- Report of the Singapore International Commercial Court Committee, November 2013 ([Document link](#))
- Sundaresh Menon, “Opening Lecture for the DIFC Courts Lecture Series 2015 – International Commercial Courts: Towards a Transnational System of Dispute Resolution” ([Document link](#))

##### (c) Alternative (or Appropriate) Dispute Resolution

- Sundaresh Menon, “Technology and the Changing Face of Justice” ([Document link](#))

- Sundaresh Menon, “Speech Delivered at Asia-Pacific International Mediation Summit in New Delhi, India” ([Document link](#))
- Sundaresh Menon, “The Singapore Convention on Mediation & the Coming of a New Age” ([Document link](#))

(2) *The Push towards Regionalisation*

- Gary Low, “A Glocalised Legal Profession”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015)

(3) *Liberalisation of the Legal Sector*

- Report of the Committee to Develop the Singapore Legal Sector, September 2007 ([Document link](#)) (optional)
- “Press Release: Government Accepts Key Recommendations of Justice V K Rajah’s Committee on the Comprehensive Review of Legal Services Sector”, Ministry of Law (6 December 2007) ([Document link](#))
- Gary Low, “A Glocalised Legal Profession”, in Gary Chan & Jack Lee (eds), *The Legal System of Singapore: Institutions, Principles and Practices* (LexisNexis, 2015) (optional)

(4) *Harmonisation and Simplification of Laws*

- Sundaresh Menon, “Finance, Property and Business Litigation in a Changing World”, Keynote Address at the Singapore Academy of Law and Chancery Bar Conference 2013 ([Document link](#))
- Sundaresh Menon, “Address at the Australian Academy of Law – The Common Law Litigation Process: Time for a Rethink?” ([Document link](#))

**C. Challenges for the Future**

(1) *The Rule of Law*

- Chan Sek Keong, “The Courts and the ‘Rule of Law’ in Singapore” [2012] Singapore Journal of Legal Studies 211
- Chan Sek Keong, “Securing and Maintaining Judicial Independence” (2010) 22 Singapore Academy of Law Journal 229

- K Shanmugam, “The Rule of Law in Singapore” [2012] Singapore Journal of Legal Studies 358

(2) *Access to Justice*

- Recommendations of the Committee for Family Justice (4 July 2014) ([Document link](#))
- *Singapore Parliamentary Debates, Official Report* (10 March 2015) vol 93 (K Shanmugam, Minister for Law) ([Document link](#))
- *Singapore Parliamentary Debates, Official Report* (8 March 2013) vol 90 (Indranee Rajah, Senior Minister of State for Law) ([Document link](#))
- Sundaresh Menon, “Speech at the Opening of the Family Justice Courts” ([Document link](#))

(3) *Regulation of Supply of Lawyers*

- Report of the 4th Committee on the Supply of Lawyers, May 2013 ([Document link](#)) (focus on the Executive Summary)

(4) *Legal Education*

- Sundaresh Menon, “Law Schools: A Time of New Burdens and New Beginnings” ([Document link](#))

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