

Civil Service Commissioners for Northern Ireland General Regulations 2007

The Civil Service Commissioners for Northern Ireland (“The Commissioners”) in exercise of their powers under the terms of Articles 4(2) and 6 of the Civil Service Commissioners (Northern Ireland) Order 1999 (“the Order”), and with the approval of the Secretary of State, hereby make the following Regulations.

Citation and commencement

1. These Regulations may be cited as the Civil Service Commissioners for Northern Ireland General Regulations 2007 and shall come into operation on 1st February 2007.

Preliminary

2. (1) These Regulations prescribe the exceptions to the principle of selection on merit on the basis of fair and open competition (“the Merit Principle”).

(2) In these Regulations, “secondment” means a voluntary and temporary transfer from a permanent employer for a fixed period which does not sever the employment relationship of the person seconded with the permanent employer.

Exceptions to the Merit Principle

3. Subject to any conditions which the Commissioners may specify in a recruitment code, the Merit Principle shall not apply to an appointment to a situation in the Civil Service:-
 - a. where the person is appointed on secondment;
 - b. where the person to be appointed holds a situation in another Civil Service of the Crown;
 - c. where the person to be appointed is, or has recently been, employed on functions which have been or are being transferred to the Crown;
 - d. where the person to be appointed is of proven distinction and exceptional reasons relating to the needs of the Civil Service provide justification for the appointment;
 - e. where the person has been selected for an appointment under Government programmes or initiatives;
 - f. where the person has previously held a situation in the Civil Service and is being reinstated.

Commissioners' approval for appointment

4. No appointment to a situation in the Civil Service under regulation 3(d) shall be made without the written approval of the Commissioners.

Revocation

5. The Civil Service Commissioners for Northern Ireland General Regulations 2005 are hereby revoked.

Dated this day 2nd of January 2007

BRENDA McLAUGHLIN (Chairperson) [signed by]

BRIAN CARLIN [signed by]

JOAN HARBISON [signed by]

ALAN HENRY [signed by]

RUTH LAIRD [signed by]

ALAN LENNON [signed by]

SIDNEY McDOWELL [signed by]

Civil Service Commissioners for Northern Ireland

The Secretary of State hereby approves the foregoing Regulations.

[signed by]

PETER HAIN
One of Her Majesty's
Principal Secretaries of State

Dated this 9th day of January 2007