



Constitutional Reform and Governance Act 2010

2010 CHAPTER 25

PART 1

THE CIVIL SERVICE

CHAPTER 1

STATUTORY BASIS FOR MANAGEMENT OF THE CIVIL SERVICE

Appointment

12 Approvals for selections and exceptions

- (1) The recruitment principles may include provision—
 - (a) requiring the Commission's approval to be obtained for a selection which is subject to the requirement in section 10(2);
 - (b) excepting a selection from that requirement for the purposes of section 10(3)
 - (c).
- (2) The Commission may participate in the process for a selection for which its approval is required by provision within subsection (1)(a).
- (3) It is up to the Commission to decide how it will participate.
- (4) Provision within subsection (1)(b) may be included only if the Commission is satisfied—
 - (a) that the provision is justified by the needs of the civil service, or
 - (b) that the provision is needed to enable the civil service to participate in a government employment initiative that major employers in the United Kingdom (or a part of the United Kingdom) have been asked to participate in.

Changes to legislation: There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Section 12. (See end of Document for details)

- (5) Provision within subsection (1)(a) or (b) may be made in any way, including (for example) by reference to—
- (a) particular appointments or descriptions of appointments;
 - (b) the circumstances in which a selection is made;
 - (c) the circumstances of the person to be selected;
 - (d) the purpose of the requirement to obtain approval or the purpose of the exception.
- (6) Provision within subsection (1)(b) may also (for example)—
- (a) deal with the way in which selections made in reliance on section 10(3)(c) are to be made;
 - (b) specify terms and conditions that must be included in the terms and conditions of an appointment resulting from a selection made in reliance on section 10(3)(c).
- (7) Provision within subsection (1)(a) or (b) may confer discretions on the Commission or civil service management authorities.

Modifications etc. (not altering text)

- C1** Ss. 10-14 excluded (27.5.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(2), [Sch. 1 para. 7\(7\)](#); [S.I. 2013/1042](#), art. 3(i)

Commencement Information

- II** [S. 12](#) in force at 11.11.2010 by [S.I. 2010/2703](#), [art. 2\(a\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Section 12.