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**Changes to legislation:** There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Cross Heading: Selection on merit etc. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 2

#### CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISION RELATING TO PART 1

##### PART 4

##### OTHER TRANSITIONAL PROVISION

###### *Selection on merit etc*

- 41 (1) In determining for the purposes of section 10(1) of this Act whether or not a person is a civil servant, ignore any appointment for which the person was selected in reliance on an exception made by the old commission (within the meaning of Part 3 of this Schedule) from a requirement for selection for the appointment to be on merit on the basis of fair and open competition.
- (2) But the recruitment principles (within the meaning of Chapter 1 of this Part of this Act) may disapply sub-paragraph (1) in specified cases.

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###### **Commencement Information**

**I1** Sch. 2 para. 41 in force at 11.11.2010 by S.I. 2010/2703, art. 2(a)

- 42 For the purpose of determining whether a selection for an appointment complies with the requirement in section 10(2) of this Act in a case in which the selection process began before section 10(2) comes into force, account must be taken of anything done under or in relation to the selection process before section 10(2) comes into force.

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###### **Commencement Information**

**I2** Sch. 2 para. 42 in force at 11.11.2010 by S.I. 2010/2703, art. 2(a)

**Changes to legislation:**

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