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**Changes to legislation:** There are currently no known outstanding effects for the Constitutional Reform and Governance Act 2010, Paragraph 41. (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**

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

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