

Pay Band A and B, Valuation Office Agency  
 Petroleum Specialist 1 and 2  
 Procurator Fiscal  
 Reservoir Examination Specialist I and II  
 Second Parliamentary Counsel  
 Senior Assistant Legal Secretary  
 Senior Assistant Parliamentary Counsel  
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## SCHEDULE 2

## Articles 2(2) and 5(2)

APPOINTMENT BEFORE APPROPRIATE ENQUIRIES ARE COMPLETED  
 AND APPOINTMENT WHERE CERTAIN QUALIFICATIONS ARE NOT  
 SATISFIED

1.—(1) A person may be appointed to a situation in the service where it appears to the relevant appointing authority that it is necessary that the appointment be made before appropriate enquiries are completed and that there is no prima facie doubt that he satisfies all the prescribed qualifications and is otherwise suitable for appointment.

(2) It shall be a condition of any appointment made under this paragraph that the outcome of the appropriate enquiries is satisfactory, but termination of the appointment where the outcome of those enquiries is not satisfactory shall not preclude the person's further appointment in accordance with paragraph 2.

2.—(1) A person may be appointed to a situation in the Service where it appears to the relevant appointing authority that, although otherwise suitable for appointment, he does not fully satisfy the prescribed qualification as to:

- (a) health or character, but that if appointed for a trial period of service he is likely within that period to satisfy such qualifications; or
  - (b) nationality, but that if appointed his employment would be under the authority of a certificate issued under section 1 of the Aliens Employment Act 1955; or
  - (c) knowledge, ability, professional attainment, aptitude or potential, but that if appointed for a trial period of service he is likely within that period to demonstrate that he is fully able to discharge the duties of the grade.
- (2) An appointment may only be made pursuant to paragraph 2(1)(c) on an exceptional basis and where there is a shortage of qualified candidates for the situation.
- (3) It shall be a condition of any appointment made for a trial period under this paragraph that within a specified period not exceeding five years, the person demonstrates to the satisfaction of the relevant appointing authority that:
- (a) in the case of an appointment under paragraph 2(1)(a), he satisfies the relevant qualifications; and
  - (b) in the case of appointment under paragraph 2(1)(c), he is fully able to discharge the duties of the grade.

## EXPLANATORY NOTE

(This note is not part of the Order)

This Order revokes and re-enacts with substantial amendments the Civil servants Order in Council 1991.

The principal provisions of this Order are:

- (a) Article 2 provides that, except as otherwise provided in the Order, selection for appointment to the Home Civil Service will be on merit and on the basis of fair and open competition. Schedule 2 contains provision for the appointment of a person before it has been established that all prescribed qualifications are satisfied.
- (b) Article 3 provides for exemptions from the principle of selection on merit on the basis of fair and open competition.
- (c) Article 4 sets out the function of the Commissioners and provides for the issue by them of a code on the interpretation and application of the principle of selection on merit on the basis of fair and open competition, and for the audit by them of recruitment practices and policies within the Home Civil Service.
- (d) Article 5 provides for the approval by the Commissioners of appointments to the Senior Civil Service and for a transitional period pending the establishment of that Service, to appointments listed in Schedule 1.
- (e) Article 6 and 7 provide for exceptions to the principle of selection on merit on the basis of fair and open competition.
- (f) Article 8 requires the Commissions to publish an annual report.
- (g) Article 9 empowers the First Civil Service Commission or a Commissioner authorised for that purpose to exercise any

power or duty of the Commissioners under the Order, and allows the delegation of any such power or duty to any officer of the Commissioners. The Commissioners may also authorise any person to perform the function of auditing recruitment practices and policies, and selection and recruitment work.

- (h) Article 10 contains amendments in consequence of the Transfer of Functions (Treasury and Minister for the Civil Service) Order 1995 which transferred certain functions of the Treasury to the Minister. (1 SI)

## BURIAL ACT 1853

Notice is hereby given that a representation has been made to Her Majesty in Council by the Secretary of State for the Environment that burials should be discontinued in the churchyard of St. John the Baptist, Horrbridge, Devon and that Her Majesty in Council was pleased on 15th March 1995 to order that such representation be taken into consideration by a Committee of the Privy Council on 10th May. (2 SI)

## BRITISH SCHOOL AT ROME

Notice is hereby given that a Petition has been presented to Her Majesty in Council by the British School at Rome praying for the grant of a Supplemental Charter.

Her Majesty having referred the said Petition to a Committee of the Lords of the Council, all Petitions for or against such grant should be delivered at the Privy Council Office, 68 Whitehall, London SW1A 2AT, on or before the 10th day of May next. (3 SI)

Notice is hereby given that a Petition has been presented to Her Majesty in Council by The Chancellor, Masters and Scholars of the University of Oxford and The Governors of Manchester College, Oxford, Registered, praying for the grant of a Charter of Incorporation constituting a Body Corporate by the name and style of "The Principal and Fellows of the Manchester Academy and Harris College in the University of Oxford".

Her Majesty having referred the said Petition to a Committee of the Lords of the Council, all Petitions for or against such grant should be delivered at the Privy Council Office, 68 Whitehall, London SW1A 2AT, on or before the 10th day of May next. (4 SI)

At the Court at  
 Buckingham Palace the 15th day of March 1995

Present,

The QUEEN'S Most Excellent Majesty in Council  
 High Sheriffs, appointed by Her Majesty in Council  
 for the year 1995

## ENGLAND

(except Cornwall, Greater Manchester, Merseyside and  
 Lancashire)

Avon—James Napier Tidmarsh, Esq., M.B.E., of 8 Princes Buildings, Clifton, Bristol.

Bedfordshire—Brian Guy Woodrow, Esq., of 55 Bushmead Avenue, Bedford.

Berkshire—Sir William Richard Benyon, of Englefield House, Theale, near Reading.

Buckinghamshire—Sir Henry Egerton Aubrey-Fletcher, Bt., of Town Hill Farm, Chilton, Aylesbury.

Cambridgeshire—Mrs. Margaret Elspeth Thomas, of Stirtloe House, Stirtloe, Huntingdon.

Cheshire—John Michael Pickering, Esq., of Rough Hill, Marlston-cum-Lache, Chester.

Cleveland—The Hon. David John Dugdale, of Park House, Crathorne, Yarm.

Cumbria—Hugh William Lawson, Esq., of Croftlands, Heads Nook, Carlisle.

Derbyshire—John Maddox Morgan-Owen, Esq., of Pennfield House, Melbourne.

Devon—James Humphrey George Woolcombe, Esq., of Hemerdon House, Hemerdon Plympton, near Plymouth.

Dorset—John Derek Wroughton, Esq., of Cleaves Cliff, 39 Bowleaze Coveyay, Preston, Weymouth.