

PROPOSED AMENDMENT TO THE PSC Civil Service Regulations 2015

Ref:	PSC 15-147 PSC CS Regs A5.6 Standing for Election
Re:	Civil Servants who wish to stand for election
Proposal:	To bring the regulations in line with recent changes to legislation, allowing Civil Servants to stand as a candidate to the Legislative Council without the need to resign first.
Existing Regulation:	
A5.6 – Standing for election	
Where a civil servant wishes to stand for election to the House of Keys or Legislative Council the following rule applies:	
Civil servants may seek permission to stand for election without having to resign from the Civil Service before they issue their address to the electors or in any other manner announce publicly, or allow a public announcement to be made, that they are candidates. Permission to stand for election must be sought, in writing, from the civil servant's Accounting Officer.	
If permission is not granted but the civil servant wishes to proceed and stand for election, they must resign and there is no automatic right of reinstatement if the candidature is unsuccessful. However, if asked to do so by the civil servant, the Accounting Officer may give an indication before the resignation takes effect of the likely outcome of an application for reinstatement in the event of the candidature proving unsuccessful.	
Where a civil servant wishes to stand for election to the Legislative Council, the civil servant will be required to apply for unpaid special leave for the day of the election. The granting of the unpaid special leave will be conditional on the civil servant, if they were to be elected, to their immediate termination of employment (from the date they formally become an MLC) and agreeing to waive their notice if they were to be elected.	
Last amended February 2020 – Amendment # <u>15-090</u>	
Proposed Regulation:	
A5.6 – Standing for election	
Where a civil servant wishes to stand for election to the House of Keys or Legislative Council the following rule applies:	
Civil servants may seek permission to stand for election without having to resign from the Civil Service before they issue their address to the electors or in any other manner announce publicly, or allow a public announcement to be made, that they are candidates. Permission to stand for election must be sought, in writing, from the civil servant's Accounting Officer.	
If permission is not granted but the civil servant wishes to proceed and stand for election, they must resign and there is no automatic right of reinstatement if the candidature is unsuccessful. However, if asked to do so by the civil servant, the Accounting Officer may give an indication before the resignation takes effect of the	

likely outcome of an application for reinstatement in the event of the candidature proving unsuccessful.

~~Where a civil servant wishes to stand for election to the Legislative Council, the civil servant will be required to apply for unpaid special leave for the day of the election. The granting of the unpaid special leave will be conditional on the civil servant, if they were to be elected, to their immediate termination of employment (from the date they formally become an MLC) and agreeing to waive their notice if they were to be elected.~~

Last amended ~~February 2020~~ June 2021 – Amendment # 15-09015-147

Agreed and authorised by:

Signed on behalf of
Prospect

M. C. Hewal

Date: 17-6-2021

Signed on behalf of Unite
the Union

S. Hanson

Date: 17-6-2021

Signed on behalf of the
Commission

[Signature]

Date: 17/6/2021

.....

For Office of Human Resources Use Only

Instruction for implementation:

Passed to..... Bryan Douglas
By..... Ruth Huggins Date 28/06/2021.....

An IOM Government All Staff Notice prior to implementation is*/is not* required (*please delete as appropriate)

Signed [Signature].....
Head of Industrial Relations and Policy Section

Date CS Regs updated:
Website [Signature].....
Date..... 28-06-2021.....

Previous PSC CS Reg amendment reference (if any) :	
--	--

<u>Notes/Special Instructions:</u> Communication to Pay Sections required
--

