



Civil Service (Management Functions) Act 1992

1992 CHAPTER 61

[^{F1}Civil service (excluding the diplomatic service)]

2 Power to authorise exercise of functions without approval etc.

- (1) This section applies to any statutory power which—
 - (a) relates to the appointment or management of members of [^{F1}the civil service (excluding the diplomatic service) within the meaning of Chapter 1 of Part 1 of the Constitutional Reform and Governance Act 2010], and
 - (b) requires for its exercise the sanction of a Minister of the Crown (whether by way of approval, consent, agreement or otherwise).
- (2) The Minister whose sanction is required for the exercise of a power to which this section applies may, to such extent and subject to such conditions as he thinks fit, authorise its exercise without his sanction.
- (3) Without prejudice to the generality of subsection (2) above, the conditions which may be imposed on an authorisation under that subsection include a condition prohibiting, to such extent as may be specified in the condition, the exercise of the power concerned under the authority of the person by whom it is exercisable.
- (4) Where by virtue of any statutory provision the sanction required for the exercise of a power to which this section applies itself requires the sanction (whether by way of approval, consent, agreement or otherwise) of a Minister of the Crown, the power conferred by subsection (2) above shall be exercisable subject to the approval of that Minister.

Textual Amendments

- F1** Words in s. 2(1)(a) substituted (11.11.2010) by [Constitutional Reform and Governance Act 2010](#) (c. 25), s. 52, [Sch. 2 para. 7](#); S.I. 2010/2703, art. 2(a)

Changes to legislation:

There are currently no known outstanding effects for the Civil Service (Management Functions) Act 1992, Section 2.