

Second amendment to the Act No. 5/2007 (Maldives Civil Service Act)

Making the amendments mentioned below to Act No. 5/2007 (Maldives Civil Service Act)

Appointment of members

- 13.** (a) Appointment of members to the commission shall be carried out as stated in this article.
- (b) Each instance a member to the commission needs to be appointed; the Secretariat of the People's Majlis will advertise the vacancy. Then the Committee on Independent Institutions shall review the applicants and shall present a report to the People's Majlis.
- (c) In accordance with sub section (b) of this article, a session of the parliament shall vote and select member(s) to the commission. The president shall then appoint those members to the commission.
- (d) The pre-requisites stated in article 12 of this Act shall be met for a person to be appointed as a member to the Civil Service Commission. He/she should acquire the necessary educational qualifications and be capable of discharging the duties and responsibilities as a commission member.
- 14.** A commission member is officially appointed to their duties once they have been sworn in front of a judge, and after signing the oath.

I... (name of)... do swear in the name of Almighty Allah that I will respect the religion of Islam, that I will uphold the constitution of the Republic of Maldives, that I will bear allegiance to the Maldives, and to persist in performing the duties and responsibilities of being a member of the Civil Service Commission honestly and faithfully in accordance to the constitution and law of the Maldives.

Removal from office

- 15.** A member of the Civil Service Commission shall be removed from office under the circumstances specified in sub section (a) and in the manner specified in section (b) of this article.
- (a) On the grounds of misconduct that does not befit a member of the Civil Service Commission; incapacity; or incompetence.
- (b) Any findings to that effect by the Committee on Independent Institutions of the People's Majlis pursuant to sub section (a), and upon the approval of such a finding by

the parliament by the majority of those present and voting, calling for the member's removal; the member shall be deemed removed from office.

- (c) If a member is removed from office in accordance with sub section (b), the speaker of the People's Majlis shall inform the president. The president shall then inform the person who is removed from office.

Appointment of the president and vice president of the commission

17. (a) The president and vice president of the commission shall be appointed from members of the commission.
- (b) From the members of the commission, nominations for a president and vice president of the commission shall be submitted to a session of the parliament. President and vice president of the commission shall be appointed after the nominations receive majority votes from that session.
- (c) The post of the president or vice president of the Civil Service Commission shall be vacant if the individual resigns; or a circumstance arises in which the individual is removed from the post.

This law will come into effect after it has been passed, ratified and published in the government gazette.

21 July 2010