



### Statutory Declaration

I \_\_\_\_\_, of \_\_\_\_\_,

in the County of \_\_\_\_\_ aged eighteen years and upwards SOLEMNLY AND SINCERELY DECLARE as follow:-

1. This Declaration relates to my application for the position of \_\_\_\_\_ with the Health Service Executive as to my suitability for that position.
2. I hereby declare that to the best of my knowledge and belief there is nothing in relation to my conduct, character or personal background of any nature that would adversely affect the position of trust in which I would be placed by virtue of my appointment to the above position. I further declare that by making this declaration, I shall undertake, as soon as practicable, to bring to the attention of the Health Service Executive any matter which may adversely affect that position of trust. I further declare that I have given my irrevocable consent to the Health Service Executive to make or cause to be made full enquiries with the Central Vetting Unit of An Garda Síochána in relation to my suitability to hold the above position with the Health Service Executive.
3. I further declare that I understand, accept and confirm the entitlement of the Health Service Executive to reject my application or terminate my employment (in the event of a contract of employment having been entered into) where I have omitted to furnish the Health Service Executive with any information relevant to my application or to my continued employment with the Health Service Executive, or where I have made any false statement of misrepresentation relevant to this application or my continuing employment with the Health Service Executive.
4. I refer to the extract from the Public Service Management (Recruitment and Selection) Act 2004, annexed hereto upon which I have endorsed my name prior to making this declaration. I say that I have read, understood and accept the provisions therein and in particular that any incorrect, false or misleading information provided during the recruitment process or any action prohibited under the Act shall jeopardise any employment with the Health Service Executive and I make this declaration with such prior knowledge.
5. I make this Solemn Declaration consciously believing it to be true for the satisfaction of the Health Service and pursuant to the provisions of the Statutory Declarations Act 1938.



Relevant documentation is defined in section Part 5 section 49 (b) of the Civil Law (Miscellaneous) Act 2008 as follows

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(b) by inserting the following after subsection (3):

“(4) In subsection (2) ‘relevant document’ means—

- (a) a valid passport issued by or on behalf of an authority recognised by the Government,
- (b) a national identity card issued by the authorities of—
  - (i) a Member State,
  - (ii) the Swiss Confederation, or
  - (iii) a Contracting Party to the EEA Agreement, 15
- (c) a document which is equivalent to a passport, issued by or on behalf of an authority recognised by the Government, which establishes the identity and nationality of the person to whom the document relates, 20
- (d) a travel document issued by the Minister for Justice, Equality and Law Reform under section 4 of the Refugee Act 1996, or
- (e) a travel document other than a document to which paragraph (d) refers issued by the State 25 solely for the purpose of providing the holder with a document which can serve in lieu of a national passport.

(5) In subsection (4), ‘EEA Agreement’ means the Agreement on the European Economic Area signed at Oporto on the 2nd of May 1992 as amended for the time being.”. 30



**The Public Service Management (Recruitment and Selection) Act 2004, Part 5, Obligations' of Candidates in Respect of Recruitment and Selection Procedures**

**53.-**This Part applies to-

- (a) The carrying out under this Act of any recruitment and selection of persons for positions within the public service, and
- (b) The selection for promotion of civil servants or the staff of any other public service body.

**54.-**In respect of a competition for a position within the public service, a person shall not-

- (a) Knowingly or recklessly make an application that is false or misleading in a material respect for the position,
- (b) In purported compliance with a requirement for the position, knowingly or recklessly provide any information or documentation that is false or misleading in a material respect,
- (c) Canvass any person, with or without inducements, on his or her own behalf or on behalf of a candidate for the position,
- (d) Personate a candidate at any stage of the recruitment and selection process concerned,
- (e) Knowingly or maliciously obstruct a person engaged in the conduct of the competition or otherwise interfere with the general conduct of that competition,
- (f) Knowingly and without lawful authority take any action that could result in the compromising of any test material or of any evaluation of it,
- (g) Interfere improperly with the competition process or competition records so as to confer an advantage or a disadvantage on any candidate.

**55.-(1)** In respect of *paragraphs* (a) to (g) of *section 54*, a person who contravenes any of those paragraphs is guilty of an offence.

(2) A person who knowingly aids, abets, counsels or procures another person to commit any offence under *subsection (1)* or conspires with another person for the commission of any such offence is guilty of an offence.



(3) A person who is guilty of an offence under this section is liable –

- (a) On summary conviction to a fine not exceeding €3,000 or to imprisonment for a term not exceeding 6 months, or to both, or
- (b) On conviction on indictment to a fine not exceeding €10,000 or to imprisonment for a term not exceeding 2 years, or to both.

**56.-(1)** Where in respect of a competition a person has been found guilty of an offence under *section 55* and was or is a candidate at the competition then-

- (a) Where he or she has not been appointed to a position as a result of that competition, he or she shall stand disqualified as a candidate,
- (b) Where he or she has been appointed to a position as a result of that competition, he or she shall forfeit that appointment.

(2) Notification of forfeiture under *subsection (1)(b)* shall be given in writing to the person concerned by the office holder concerned.

(3) Nothing in this section shall be read as restricting the imposition of any appropriate sanction including, as a consequence of the application of the procedures referred to in *section 13(1)(g)*, disqualification or forfeiture.

**I have read, understood and accept the Obligations' of Candidates in respect of Recruitment and Selection Procedures as outlined above.**

**Signed** \_\_\_\_\_

**Print Name** \_\_\_\_\_

**Date** \_\_\_\_\_