

SCHEDULE 5  
TRANSFER OF STAFF, PROPERTY ETC. TO HISTORIC ENVIRONMENT SCOTLAND

*Property transfer schemes*

- 4 (1) The Scottish Ministers may make a property transfer scheme.
- (2) A property transfer scheme is a scheme making provision for or in connection with the transfer to Historic Environment Scotland of property, rights, liabilities and obligations of—
- (a) the Royal Commission on the Ancient and Historical Monuments of Scotland,
  - (b) the Scottish Ministers.
- (3) A property transfer scheme may make provision by virtue of sub-paragraph (2) only in so far as the property, rights, liabilities and obligations relate to Historic Environment Scotland's functions.
- (4) The Royal Commission on the Ancient and Historical Monuments of Scotland must provide the Scottish Ministers with such information or assistance as Ministers may reasonably require for the purposes of or in connection with the making of a property transfer scheme.
- (5) On the transfer date—
- (a) any property or rights to which a property transfer scheme applies transfer to and vest in Historic Environment Scotland,
  - (b) any liabilities or obligations to which such a scheme applies become liabilities or obligations of Historic Environment Scotland.
- (6) A property transfer scheme may make provision for the payment by Historic Environment Scotland of compensation in respect of property and rights transferred by virtue of the scheme.