

Changes to legislation: There are currently no known outstanding effects for the British Library Act 1972, Cross Heading: Staff. (See end of Document for details)

SCHEDULE

THE BRITISH LIBRARY BOARD AND ITS ADVISORY COUNCILS

Staff

- 12 (1) The Board shall appoint a secretary, and may appoint such other officers as they may determine, and may pay to their officers and other persons employed by them such remuneration and allowances as the Secretary of State may determine with the approval of the Minister for the Civil Service.
- (2) The Board shall, in the case of such officers or other persons employed by them as may be determined by the Board with the approval of the Minister for the Civil Service (not being members of the Board), pay such pensions, allowances or gratuities to or in respect of them as may be so determined, make such payments towards the provision of such pensions, allowances or gratuities as may be so determined or provide and maintain such schemes (whether contributory or not) for the payment of such pensions, allowances or gratuities as may be so determined.
- (3) Where a participant in such a scheme as is referred to above becomes a member of the Board, he may be treated for the purposes of the scheme as if his service as a member of the Board were service as a person employed by the Board otherwise than as such a member, and his rights under the scheme shall not be affected by paragraph 5(1)(b) of this Schedule.

Modifications etc. (not altering text)

- C1** Functions of the Minister for the Civil Service under para. 12(1) now exercisable by the Treasury by virtue of [S.I. 1981/1670](#), [arts. 2, 3\(5\)\(6\)](#), 4
- C2** Functions of the Minister for the Civil Service under para. 12(2) now exercisable by the Treasury by virtue of [S.I. 1981/1670](#), [arts. 2, 3\(5\)\(6\)](#), 4

- 13 (1) In the case of persons to be employed by them on and after the appointed day who immediately before that day are employed either in the civil service of the State or by the trustees of the British Museum, the Board shall, in negotiating their terms of employment, ensure that the terms, taken as a whole, are not less favourable in the case of each such person than those on which he is employed at the time when an offer is made to him of employment with the Board.
- (2) In the following provisions of this paragraph, . . . ^{F1}“the Act of 1965” means the ^{M1}Redundancy Payments Act 1965 and “the Superannuation Acts” means the ^{M2}Superannuation Acts 1965 and ^{M3}1972.
- (3) Where a person enters the employment of the Board on the appointed day having been, immediately before that day, employed as mentioned in sub-paragraph (1) above, then—
- (a) for the purposes of [^{F2}the Employment Rights Act 1996] any period during which he was so employed before that day (other than a period excepted by sub-paragraph (4) below) shall count as a period of employment with the Board, and the change of employer shall not break the continuity of the period of employment; and
- (b) if he was employed by the trustees of the British Museum and his contract of employment was terminated with a view to his being re-employed by the

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Board as from that day, he is not to be treated for the purposes of the Act of 1965 as having been dismissed by reason of redundancy.

- (4) A period of employment excepted by this sub-paragraph is one which ended before the appointed day in consequence of termination of the employment, where there was made to the person in respect of that termination a payment in accordance with Part I of the Act of 1965, or under the Superannuation Acts or any enactment replaced by either of those Acts, or under any such arrangements as are mentioned in section 41(3) of the Act of 1965.

Textual Amendments

- F1** Definition of “the Act of 1963” repealed by [Employment Protection \(Consolidation\) Act 1978 \(c. 44\)](#), [Sch. 17](#)
- F2** Words in [Sch. para. 13\(3\)\(a\)](#) substituted (22.8.1996) by [1996 c. 18](#), ss. 240, 243, [Sch. 1 para. 4](#) (with ss. 191 - 195, 202)
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Marginal Citations

- M1** [1965 c. 62](#).
- M2** [1965 c. 74](#).
- M3** [1972 c. 11](#).

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