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**Changes to legislation:** There are currently no known outstanding effects for the Armed Forces (Pensions and Compensation) Act 2004, SCHEDULE 2. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 2

Section 6

#### ROYAL PATRIOTIC FUND CORPORATION: TRANSFER OF STAFF

- 1 The contract of employment of an employee transferred under an order under section 6—
- (a) is not terminated by the transfer,
  - (b) has effect from the date of transfer as if originally made between the employee and the transferee.
- 2 Where an employee is so transferred—
- (a) all the rights, powers, duties and liabilities of the Corporation under or in connection with the contract of employment are by virtue of this paragraph transferred to the transferee on the date of transfer, and
  - (b) anything done before that date by or in relation to the Corporation in respect of that contract or the employee is to be treated from that date as having been done by or in relation to the transferee.
- This paragraph does not prejudice the generality of paragraph 1.
- 3 But if the employee informs the Corporation or the proposed transferee that he objects to the transfer—
- (a) paragraphs 1 and 2 do not apply, and
  - (b) the contract of employment is terminated immediately before the date of transfer but the employee is not to be treated, for any purpose, as having been dismissed by the Corporation.
- 4 This Schedule does not prejudice any right of an employee to terminate his contract of employment if (apart from the change of employer) a substantial change is made to his detriment in his working conditions.
- 5 In this Schedule “date of transfer” means the date decided under the order for the transfer of the employee.

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