



# Water Industry (Scotland) Act 2002

## 2002 asp 3

### PART 3

#### SCOTTISH WATER

##### *Establishment*

#### **20 Scottish Water**

- (1) There is established a body corporate to be known as Scottish Water, with the functions conferred on it by or under this Act and any other enactment.
- (2) Schedule 3 makes further provision about the status, constitution, proceedings etc. of Scottish Water.

#### **21 Transfer of functions from new water and sewerage authorities**

The functions of each of the new water and sewerage authorities are transferred to Scottish Water.

#### **22 Transfer of property and liabilities**

- (1) The property and liabilities to which the new water and sewerage authorities are entitled or subject are transferred to Scottish Water.
- (2) Subsection (1) has effect in relation to property and liabilities to which it applies despite any provision (of whatever nature) which would otherwise prevent, penalise or restrict the transfer of the property or liabilities.

#### **23 Transfer of staff**

The Transfer of Undertakings (Protection of Employment) Regulations 1981 (S.I.1981/1794) apply to the transfer of functions by section 21, whether or not they would so apply apart from this section.

**24 Dissolution of new water and sewerage authorities etc.**

- (1) The new water and sewerage authorities are dissolved on such date as the Scottish Ministers may by order specify.
- (2) Different dates may be specified in relation to different such authorities.
- (3) Without prejudice to section 69, the Scottish Ministers may by order make such incidental, supplemental, consequential, transitional, transitory or saving provision as they think necessary or expedient in consequence of or in connection with—
  - (a) the establishment of Scottish Water,
  - (b) the transfer of functions, property, liabilities and staff of the new water and sewerage authorities,
  - (c) the dissolution of those authorities.