WILLIAM SIMPSON'S HOME (TRANSFER OF PROPERTY ETC.) (SCOTLAND) ACT 2010

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Section 1

- 6. Subsection (1) transfers the property (including heritable property), rights, interests, employees and liabilities of the Home to the Company. This means that all the assets of the
 - Home will be transferred to the Company. Similarly, any liabilities of the Home will transfer to the Company.
- 7. Subsection (2) provides, for the avoidance of doubt, that the Transfer of Undertakings (Protection of Employment) Regulations 2006 (S.I. 2006/246), which ensure all existing employment contracts transfer to the new charitable company, will apply to the proposed transfer.

Section 2

8. Section 2 provides that the Home is dissolved and that the 1864 Act is repealed.

Section 3

9. The four subsections confirm the legal consequences of the transfer referred to in section 1(1).

Section 4

10. Section 4 defines the "transferor" as the Home and "the transferee" as the Company. The new Company has been incorporated as a company limited by guarantee under the name William Simpson's, Company Number SC377149 and having its registered office at Caledonian Exchange, 19A Canning Street, Edinburgh EH3 8HE.

Section 5

- 11. Subsection (1) confirms the short title of the Bill.
- 12. Subsection (2) provides that the Bill will come into force two months after Royal Assent.