
Changes to legislation: There are currently no known outstanding effects for the Employment Act 1989,
Cross Heading: Provisions as to the vesting of property etc. of Commission. (See end of Document for details)

SCHEDULES

SCHEDULE 5

DISSOLUTION OF TRAINING COMMISSION: SUPPLEMENTARY PROVISIONS

Provisions as to the vesting of property etc. of Commission

- 3 (1) Anything done by or in relation to the Commission, if in force or effective immediately before the date on which this Act is passed, shall have effect, so far as may be required for continuing its effect on or after that date, as if done by or in relation to the relevant Minister.
- (2) Anything which immediately before that date was in the process of being done by or in relation to the Commission may be continued on or after that date by or in relation to the relevant Minister.
- (3) This paragraph applies in particular to things done by or in relation to the Commission for purposes of, or in connection with, functions which are transferred to the Secretary of State by section 22(4) of, and Schedule 4 to, this Act; but subparagraph (1) is subject to paragraph 7 of this Schedule.
- 4 ^{F1}(1)
- (2) Every agreement (whether written or not), and every instrument or other document, which relates to any function, property, right or liability of the Commission shall have effect, so far as may be required for continuing its effect on or after the date on which this Act is passed, as if—
- (a) where the Commission is a party to it, the relevant Minister were substituted as that party,
 - (b) for any reference to the Commission (including any reference which is to be construed as such a reference) there were substituted a reference to the relevant Minister,
 - (c) for any reference (however worded and whether express or implied) to the chairman or deputy chairman or any member of the Commission (including any reference which is to be construed as such a reference) there were substituted a reference to such officer or officers as the relevant Minister shall appoint for the purpose, and
 - (d) for any reference to the office or place of business of the Commission (including any reference which is to be construed as such a reference) there were substituted a reference to the principal office of the relevant Minister.

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Textual Amendments

F1 Sch. 5 para. 4(1) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 8

- 5 (1) The power of the Secretary of State to make determinations under paragraph 6 of Schedule 1 to the ^{M1}Employment and Training Act 1973 shall, notwithstanding the

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repeal by this Act of that paragraph, continue to be exercisable by him in relation to preserved pensions.

- (2) Any function which immediately before the date on which this Act is passed was a function of the Commission in relation to preserved pensions (other than its function of making payments in respect of such pensions) shall on that date become a function of the Secretary of State.
- (3) References to the relevant Minister in paragraphs 3 and 4 of this Schedule shall, in the application of those paragraphs in relation to—
- (a) the Commission’s function of making payments in respect of preserved pensions, or
 - (b) any liability in respect of such pensions which is transferred by section 22(3) of this Act,
- be construed as references to the Paymaster General.
- (4) In this paragraph “preserved pensions” means pensions, superannuation allowances or gratuities in respect of which liabilities are transferred to the Paymaster General by section 22(3) of this Act.

Marginal Citations

M1 1973 c. 50.

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