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**Changes to legislation:** There are currently no known outstanding effects for the Broadcasting Act 1990, Cross Heading: Transfer of employees. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 10

#### SUPPLEMENTARY PROVISIONS RELATING TO DISSOLUTION OF CABLE AUTHORITY

##### *Transfer of employees*

- 3 (1) It is hereby declared for the avoidance of doubt that—
- (a) the effect of section 128(1) in relation to any contract of employment with the Cable Authority in force immediately before the transfer date is merely to modify that contract (as from that date) by substituting the Commission as the employer (and not to terminate the contract or vary it in any other way); and
  - (b) that provision is effective to vest the rights and liabilities of the Cable Authority under any agreement or arrangement for the payment of pensions, allowances or gratuities in the Commission along with all the other rights and liabilities of the Authority.
- (2) Accordingly, for the purposes of any such agreement or arrangement as it has effect as from the transfer date, any period of employment with the Cable Authority shall count as employment with the Commission.
- (3) The Transfer of Undertakings <sup>M1</sup>(Protection of Employment) Regulations 1981 shall apply to the transfer to the Commission, by virtue of section 128(1), of the undertaking of the Cable Authority, whether or not they would otherwise so apply; and that undertaking shall accordingly (whether or not it would otherwise be so regarded) be regarded for the purposes of those Regulations as an undertaking in the nature of a commercial venture.

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#### Marginal Citations

M1 [S.I. 1981/1794](#).

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