

## SCHEDULES

### SCHEDULE 10

#### BENEFIT FRAUD INSPECTORATE: TRANSFER SCHEMES

*Property, rights and liabilities etc.*

- 5 (1) A transfer scheme may provide for the transfer of property, rights and liabilities—
- (a) whether or not they would otherwise be capable of being transferred or assigned;
  - (b) irrespective of any requirement for consent that would otherwise apply.
- (2) A transfer scheme may—
- (a) create rights, or impose liabilities, in relation to property, rights and liabilities transferred by virtue of the scheme;
  - (b) apportion property, rights and liabilities between the transferor and the Audit Commission.
- (3) A transfer scheme may provide for things done by or in relation to the transferor for the purposes of or in connection with anything transferred by a transfer scheme to be—
- (a) treated as done by or in relation to the Audit Commission or its employees;
  - (b) continued by or in relation to the Audit Commission or its employees.
- (4) A scheme may in particular make provision about the continuation of legal proceedings.
- (5) A scheme may include supplementary, incidental and consequential provision.
- (6) This paragraph has effect subject to paragraph 2 and section 148(4).