
Changes to legislation: There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, Cross Heading: Property, rights and liabilities. (See end of Document for details)

SCHEDULES

SCHEDULE 31

TRANSFER SCHEMES: FURTHER PROVISION

Property, rights and liabilities

- 1 (1) The property, rights and liabilities that may be the subject of a transfer scheme include in particular—
- (a) rights and liabilities relating to contracts of employment;
 - (b) property, rights and liabilities that would not otherwise be capable of being transferred or assigned by the transferor;
 - (c) property acquired after the making of the scheme and rights and liabilities arising after the making of the scheme;
 - (d) rights and liabilities under an enactment.
- (2) A transfer scheme may—
- (a) create rights or interests in relation to property for whose transfer the scheme provides or property retained by the transferor;
 - (b) create rights and liabilities as between the transferor and a transferee or as between different transferees.
- (3) A transfer scheme may contain provision about enforcement, by or against any one or more of the transferor and the transferee or transferees, of a right or liability for whose transfer or creation the scheme provides.
- (4) A transfer scheme may define the property, rights and liabilities to be transferred or property to be retained by the transferor—
- (a) by specifying it or them;
 - (b) by describing it or them.
- (5) A description of property, rights or liabilities may be framed in particular—
- (a) by reference to the transferor's undertaking;
 - (b) by reference to a specified part of that undertaking.
- 2 The power under section 46 to make a scheme for the transfer of any property from one person (A) to another (B) may be exercised instead so as to make a scheme for the creation by A in favour of B of an interest in or right in relation to the property.

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