
DRAFT STATUTORY INSTRUMENTS

2023 No.

The Transport (Scotland) Act 2019 (Consequential Provisions and Modifications) Order 2023

PART 4

Bus Services: Local Services Franchises

Meaning of “relevant information”

26.—(1) For the purposes of articles 27 and 28, “relevant information” means—

- (a) relevant employee information, and
- (b) information about the identity of appropriate representatives of relevant employees.

(2) For the purposes of paragraph (1)(a) “relevant employee information”, in relation to a relevant employee, means—

- (a) such of the particulars of employment that an employer is obliged to give to an employee by virtue of section 1 of the Employment Rights Act 1996⁽¹⁾ (statement of initial employment particulars),
- (b) such information about any collective agreements, as defined in section 178(1) of the Trade Union and Labour Relations (Consolidation) Act 1992⁽²⁾ (collective agreements and collective bargaining), in respect of a relevant employee,
- (c) such information describing the affected local services with which a relevant employee’s employment is principally connected, including the proportion of a relevant employee’s working time assigned to those affected local services, and
- (d) such other information,

as the local transport authority making a request under article 27 consider necessary in order to enable any person considering entering into a franchise agreement, or any other agreement for the provision of local services in the circumstances described in article 24(2), to calculate the costs and liabilities likely to arise from the application of TUPE to such an agreement.

⁽¹⁾ 1996 c. 18. Section 1 was amended by S.I. 2018/1378 and S.I. 2019/731.

⁽²⁾ 1992 c. 52.