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DRAFT STATUTORY INSTRUMENTS

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**2023 No.**

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

PART 4

Bus Services: Local Services Franchises

**Meaning of pension protection**

**33.** For the purposes of article 32(2)(a) pension protection is secured for a transferring employee if, after the change in employer, the transferring employee has rights to acquire a pension which—

- (a) are the same as the rights the transferring employee had as an employee of the relevant operator, or
- (b) count, under article 34, as being broadly comparable to, or better than, those rights.