

Status: Point in time view as at 24/07/2005.

Changes to legislation: There are currently no known outstanding effects for the Railways Act 2005, Cross Heading: Supplementary provisions of schemes. (See end of Document for details)

SCHEDULES

SCHEDULE 2

TRANSFER SCHEMES

Supplementary provisions of schemes

- 7 (1) A scheme may—
- (a) make such incidental, supplemental, consequential and transitional provision in connection with the transfers to be made in accordance with the scheme as the person making the scheme thinks fit;
 - (b) make different provision for different cases.
- (2) In particular, a scheme may make provision, in relation to transfers in accordance with the scheme—
- (a) for the transferee to be treated as the same person in law as the transferor;
 - (b) for agreements made, transactions effected or other things done by or in relation to the transferor to be treated, so far as may be necessary for the purposes of or in connection with the transfers, as made, effected or done by or in relation to the transferee;
 - (c) for references in an agreement, instrument or other document to the transferor, or to an employee or office holder of the transferor, to have effect, so far as may be necessary for the purposes of or in connection with a transfer, with such modifications as are specified in the scheme; and
 - (d) for proceedings commenced by or against the transferor to be continued by or against the transferee.
- (3) Sub-paragraph (2)(c) does not apply to references in an enactment or in subordinate legislation.
- (4) In this paragraph references to a transfer in accordance with a scheme include references to the creation of an interest, right or liability in accordance with a scheme.

Commencement Information

- I1** Sch. 2 para. 7 in force at 8.6.2005 for specified purposes by S.I. 2005/1444, art. 2(1), Sch. 1
- I2** Sch. 2 para. 7 in force at 24.7.2005 in so far as not already in force by S.I. 2005/1909, art. 2, Sch.

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