



# Local Government (Democracy) (Wales) Act 2013

2013 anaw 4

## PART 3

### ARRANGEMENTS FOR LOCAL GOVERNMENT

#### CHAPTER 5

##### IMPLEMENTATION FOLLOWING REVIEW

*Further provision about implementation and implementation orders*

#### **42 Transfers of staff**

An order under section 37, 38, 39 or 43 or, as the case may be, regulations under section 41 which makes provision about the transfer of staff must include provision to secure that —

- (a) a person who is transferred to a new employer remains on terms and conditions not less favourable than those to which the person was subject prior to the transfer until such time as the person—
  - (i) leaves the employment of the new employer, or
  - (ii) is served with a statement in writing referring to the order or regulations and specifying new terms and conditions of employment, and
- (b) provided the person is engaged in duties reasonably similar to those held immediately prior to the transfer, any new terms and conditions that are specified in a notice under paragraph (a)(ii) are not less favourable than those the person had prior to the transfer.

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government (Democracy) (Wales) Act 2013, Section 42.