

SCHEDULE 4 TRANSFER OF STAFF, PROPERTY AND LIABILITIES

Requirement to make staff or property transfer scheme

- 1 (1) If the Scottish Ministers consider that it is necessary or expedient in connection with the making of an order under section 6 or 30(1) or the exercise by a National Park authority of its functions, they may—
 - (a) require a local authority any part of whose area is within the National Park to make—
 - (i) a scheme for the transfer of employees of the local authority to a National Park authority or another local authority,
 - (ii) a scheme for the transfer of property and liabilities of the local authority to a National Park authority or another local authority,
 - (b) require a National Park authority to make—
 - (i) a scheme for the transfer of employees of the National Park authority to a local authority or another National Park authority,
 - (ii) a scheme for the transfer of property and liabilities of the National Park authority to a local authority or another National Park authority.
- (2) In this schedule—
 - “property transfer scheme” means a scheme under sub-paragraph (1)(a)(ii) or (b)(ii),
 - “staff transfer scheme” means a scheme under sub-paragraph (1)(a)(i) or (b)(i),
 - “transferee authority” means the authority to which staff or, as the case may be, property and liabilities are transferred, or proposed to be transferred, by a transfer scheme,
 - “transferor authority” means the authority required (or to be required) to make a transfer scheme.
- (3) Before making a requirement under sub-paragraph (1) the Scottish Ministers must consult—
 - (a) the transferor authority,
 - (b) the transferee authority,
 - (c) every local authority any part of whose area is within the National Park.