



Care Act 2014

2014 CHAPTER 23

PART 3 **U.K.**

HEALTH

CHAPTER 3 **U.K.**

CHAPTERS 1 AND 2: SUPPLEMENTARY

Miscellaneous

118 **Transfer orders** **U.K.**

- (1) An order under ^{F1}... section 109 (establishment of the Health Research Authority) (a “transfer order”) may make provision for rights and liabilities relating to an individual's contract of employment.
- (2) A transfer order may, in particular, make provision the same as or similar to provision in the Transfer of Undertakings (Protection of Employment) Regulations 2006 (S.I. 2006/246).
- (3) A transfer order may provide for the transfer of property, rights or liabilities—
 - (a) whether or not they would otherwise be capable of being transferred;
 - (b) irrespective of any requirement for consent that would otherwise apply.
- (4) A transfer order may create rights, or impose liabilities, in relation to property, rights or liabilities transferred.
- (5) A transfer order may provide for things done by or in relation to the transferor for the purposes of or in connection with anything transferred to be—
 - (a) treated as done by or in relation to the transferee or its employees;
 - (b) continued by or in relation to the transferee or its employees.

Changes to legislation: Care Act 2014, Cross Heading: Miscellaneous is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (6) A transfer order may in particular make provision about continuation of legal proceedings.

Textual Amendments

- F1** Words in s. 118(1) omitted (1.4.2023) by virtue of [The Health Education England \(Transfer of Functions, Abolition and Transitional Provisions\) Regulations 2023 \(S.I. 2023/368\)](#), reg. 1(2), **Sch. 1 para. 13(12)** (with reg. 7)
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Commencement Information

- II** S. 118 in force at 1.10.2014 by [S.I. 2014/2473](#), **art. 4(2)(b)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 15(2)-(3B) substituted for s. 15(2)(3) by [2022 c. 31 s. 166\(2\)](#)
- s. 26(1)-(2A) substituted for s. 26(1)(2) by [2022 c. 31 s. 166\(4\)](#)