EXPLANATORY NOTE

(This note is not part of these regulations, but is intended to indicate their general purport.)

These regulations amend the Gas (Pension Scheme) Regulations, 1949, so as to provide that in certain cases service as a whole-time member of a Gas Board or the Gas Council may, for the purposes of a pension scheme maintained under those regulations, be treated as service in their employment. This is to be allowed where either the person concerned was subject to a scheme maintained under these regulations before becoming such a member, or (either as employee or member) he enjoyed pension rights preserved for him as against the Board or Council by the Gas Act, 1948, and regulations relating to pension rights made under section 58 of that Act, and wishes to give up those rights and to join the scheme instead.

The regulations are given retrospective effect from the date on which the Gas (Pension Scheme) Regulations came into operation.

TRANSFER OF GAS UNDERTAKINGS

The Gas (Ibstock and Kington) (Transfer) Order, 1950

1950 No. 685

Made - - - -	*27th April*, 1950
Laid before Parliament	*28th April*, 1950
Coming into Operation	*1st May*, 1950

The Minister of Fuel and Power, after consulting the Gas Council, the East Midlands Gas Board, the West Midlands Gas Board and the Wales Gas Board, in exercise of the powers conferred upon him by section twenty-four of the Gas Act, 1948(a) (in this order referred to as " the Act "), and of all other powers him enabling, hereby makes the following order :—

Transfer of certain property, rights, etc.

1.—(1) Subject to the provisions of the following paragraph, all interest of the Gas Council in—

(*a*) any property, right, liability or obligation which was immediately before the vesting date the property, right, liability or obligation of the North Western Gas Corporation Limited and which vested in that Council by virtue of the Act, and

(*b*) any sum paid or liability passed to that Council under any provision contained in sections twenty-five to forty inclusive of the Act by reason of any such property, right, liability or obligation as aforesaid being vested in them,

is, in so far as the same remains vested in that Council, hereby transferred without further assurance to the Wales Gas Board.

(2) All interest of the Gas Council in any property, right, liability or obligation vested in them which was held, used, acquired or incurred immediately before the vesting date by the company aforesaid for the purposes of either of the undertakings mentioned in this paragraph, and in any sum paid or liability passed to that Council in connection therewith under

(a) 11 & 12 Geo. 6. c. 67.

any provision contained in the sections aforesaid, is, in so far as the same remains vested in that Council, hereby transferred without further assurance, in so far as concerns—

(*a*) the undertaking carried on by the said company at Ibstock in the county of Leicester, to the East Midlands Gas Board;

(*b*) the undertaking so carried on at Kington in the county of Hereford, to the West Midlands Gas Board.

Modification of agreements, etc.

2.—(1) Every agreement to which at the coming into operation of this order the Gas Council are party, whether or not of such a nature that rights, liabilities and obligations thereunder can be assigned by that Council, shall, unless its terms or subject-matter make it impossible that it should have effect as modified by this article, have effect, in so far as concerns any property, right, liability or obligation to which the foregoing article applies, as if—

(*a*) the appropriate board in relation thereto as specified in that article had been a party to the agreement;

(*b*) for any reference (however worded and whether express or implied) to the Gas Council, there were substituted a reference to the said board;

(*c*) for any reference (however worded and whether express or implied) to so much of the business carried on by the Gas Council as corresponded to either of the undertakings there specified, or to any part of either of them, there were substituted a reference to so much of the business carried on by the appropriate board as corresponds to the said undertaking or the said part.

(2) Every other document not being an enactment which refers, whether specifically or generally, to the Gas Council shall, in so far as concerns any such property, right, liability or obligation as aforesaid, or any part of the business carried on by them referred to in the foregoing paragraph, be construed in accordance with the provisions of that paragraph.

Commencement and citation

3. This order shall come into operation on the first day of May, nineteen hundred and fifty, and may be cited as the Gas (Ibstock and Kington) (Transfer) Order, 1950.

Dated this 27th day of April, nineteen hundred and fifty.

Philip Noel-Baker,
Minister of Fuel and Power.

EXPLANATORY NOTE

(This note is not part of this order, but is intended to indicate its general purport.)

1. This order transfers to various gas boards the property, rights, liabilities and obligations of the former North Western Gas Corporation Ltd. Under the Gas Act, 1948, these passed to the Gas Council, pending division among the appropriate boards.

2. The gas undertaking at Ibstock, Leicester, is transferred to the East Midlands Gas Board, in whose area it lies; and that at Kington, Hereford, to the West Midlands Gas Board. The remaining assets and liabilities are transferred to the Wales Gas Board.