**ITT SCHEDULE 8 – TUPE**

**Critical Care Transfer Services Call Handling**

**(the “Contract”)**

**1. Employee issues and the Transfer of Undertakings (Protection of Employment) Regulations 2006**

1.1 Tenderers must note that the award of a Contract to the successful Tenderer **may** result in a transfer covered by The Transfer of Undertakings (Protection of Employment) Regulations 2006 (the ‘**Regulations**‘). All employees currently engaged in the performance of the Services are expected to transfer to the successful Tenderer on the Contract start date. When the Contract terminates the employees employed by the successful Tenderer in the performance of the Services are likely to transfer onwards in line with the Regulations.

1.2 The Authority also recognises that The Transfer of Employment (Pension Protection) Regulations 2005 (the ‘**Pension Protection Regulations**‘) **may** apply. The Authority understands that the existing service provider offers a pension scheme. Accordingly, under the Pension Protection Regulations the successful Tenderer must offer one of the following pension scheme[s].

* + A **[final salary scheme]**;
  + A **[deferred contributions scheme with matching contributions up to 6%]**;
  + A **[stakeholder scheme with matching contributions up to 6%];**

1.3 Details of the existing employees and their terms and conditions of employment and pensions have been provided by the existing service provider and are attached to this ITT at Schedule **8a.** The Authority has not verified the information in Schedule **8a** and cannot be held responsible for its accuracy. Tenderers must make sure that their submitted Pricing Schedule has taken account of the impact, if any, of the Regulations and the Pension Protection Regulations.