

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Appendix A

Form for entry into the Scheme

[Claimant's name] and [respondent's name] hereby agree to submit the following dispute—

[include issue(s) and relevant dates(s)]

to arbitration in accordance with the Labour Relations Agency Arbitration Scheme having effect by virtue of the Labour Relations Agency Arbitration Scheme Order (Northern Ireland) 2012.

In agreeing to refer the dispute to arbitration under the Scheme, both parties:

1. Agree to waive rights that they would otherwise have if the dispute had been the subject of proceedings at an industrial tribunal and/or Fair Employment Tribunal.
2. Agree that there is no jurisdictional argument, i.e. no reason why the claim cannot be heard and determined by the arbitrator.
3. Agree to any claim in respect of this dispute, which is the subject of this Agreement, being withdrawn from the industrial tribunal and/or Fair Employment Tribunal once it has been accepted under the Labour Relations Agency Arbitration Scheme, and understand that the dispute cannot subsequently be referred to an industrial tribunal and/or Fair Employment Tribunal.
4. Understand the nature of arbitration under the Scheme, and the differences between this and proceedings at an industrial tribunal and/or Fair Employment Tribunal, for example:
 - the attendance of witnesses and the production of documents cannot be compelled (although failure to co-operate may be taken into account by the arbitrator);
 - there will be no oaths or affirmations, and no cross-examination of witnesses by parties or their representatives.

The differences are set out in more detail in the Guide to the Scheme which is published by the Labour Relations Agency.

[Signed, dated and witnessed by the parties]