



# Arbitration Act 1996

## 1996 CHAPTER 23

### PART I

#### ARBITRATION PURSUANT TO AN ARBITRATION AGREEMENT

##### *Powers of the court in relation to award*

#### **71 Challenge or appeal: effect of order of court.**

- (1) The following provisions have effect where the court makes an order under section 67, 68 or 69 with respect to an award.
- (2) Where the award is varied, the variation has effect as part of the tribunal's award.
- (3) Where the award is remitted to the tribunal, in whole or in part, for reconsideration, the tribunal shall make a fresh award in respect of the matters remitted within three months of the date of the order for remission or such longer or shorter period as the court may direct.
- (4) Where the award is set aside or declared to be of no effect, in whole or in part, the court may also order that any provision that an award is a condition precedent to the bringing of legal proceedings in respect of a matter to which the arbitration agreement applies, is of no effect as regards the subject matter of the award or, as the case may be, the relevant part of the award.

#### **Modifications etc. (not altering text)**

- C1** S. 71 applied (with modifications) (E.W.) (21.5.2001) by S.I. 2001/1185, arts. 2, 3, **Sch. para. 167(1)** (which amending S.I. was revoked (6.4.2004) by S.I. 2004/753, **art. 3** (subject to art. 8))
- C2** S. 71 applied (with modifications) (E.W.) (6.4.2003) by **The ACAS (Flexible Working) Arbitration Scheme (England and Wales) Order 2003** (S.I. 2003/694), art. 2, **Sch. para. 118** (which amending S.I. was revoked (1.10.2004) by S.I. 2004/2333, art. 3 (subject to art. 6))
- C3** S. 71 applied (with modifications) (E.W.) (6.4.2004) by **The ACAS Arbitration Scheme (Great Britain) Order 2004** (S.I. 2004/753), art. 1, **Sch. para. 212EW**

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*Status: Point in time view as at 31/01/1997. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Arbitration Act 1996, Section 71. (See end of Document for details)*

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- C4** S. 71 applied (with modifications) (E.W.) (1.10.2004) by [The ACAS \(Flexible Working\) Arbitration Scheme \(Great Britain\) Order 2004 \(S.I. 2004/2333\)](#), art. 4, **Sch. para. 163EW** (with art. 6)
- C5** S. 71 applied (with modifications) (N.I.) (21.5.2006) by [The Labour Relations Agency \(Flexible Working\) Arbitration Scheme Order \(Northern Ireland\) 2006 \(S.R. 2006/206\)](#), arts. 2, 3, **Sch. para. 118**

**Status:**

Point in time view as at 31/01/1997. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Arbitration Act 1996, Section 71.