

SCHEDULE

ACAS (FLEXIBLE WORKING) ARBITRATION SCHEME

PART XXI

CORRECTION OF AWARDS

Scrutiny of awards by ACAS

123. Before being sent to the parties, awards may be scrutinised by ACAS to check for clerical or computational mistakes, errors arising from accidental slips or omissions, ambiguities, or errors of form. Without affecting the arbitrator's liberty of decision, ACAS may refer the award back to the arbitrator (under the provisions below) in order to draw his or her attention to any such point.

Correction by the arbitrator

124. The arbitrator may, on his or her own initiative or on the application of a party or ACAS—

- (i) correct the award so as to remove any clerical or computational mistake, or error arising from an accidental slip or omission, or to clarify or remove any ambiguity in the award, or
- (ii) make an additional award in respect of any part of the claim which was presented to the arbitrator but was not dealt with in the award.

125. In so far as any such correction or additional award involves a new issue that was not previously before the parties, this power shall not be exercised without first affording the parties a reasonable opportunity to make written representations to the arbitrator.

126. Any application by a party for the exercise of this power must be made via the ACAS Arbitration Section within 28 days of the date the award was despatched to the applying party by ACAS.

127. Any correction of the award shall be made within 28 days of the date the application was received by the arbitrator or, where the correction is made by the arbitrator on his or her own initiative, within 28 days of the date of the award.

128. Any additional award shall be made within 56 days of the date of the original award.

129EW. Any additional award in an English/Welsh arbitration shall so far as relevant comply with paragraphs 111EW, 112EW and 113EW.

130S. Any additional award in a Scottish arbitration shall so far as relevant comply with paragraphs 114S, 115S and 116S. Any correction to an award shall be issued on a memorandum of correction which shall—

- (i) specify the correction;
- (ii) be signed by the arbitrator;
- (iii) be signed by a witness to the arbitrator's signature;
- (iv) state the name and address of the witness; and
- (v) state the date upon which it was signed by the arbitrator.

131. Any correction of the award shall form part of the award.