



Agricultural Holdings Act 1986

1986 CHAPTER 5

PART II

PROVISIONS AFFECTING TENANCY DURING ITS CONTINUANCE

Variation of rent

^{F1}12 Arbitration [^{F1}or third party determination] of rent.

(1) Subject to the provisions of Schedule 2 to this Act, the landlord or tenant of an agricultural holding may by notice in writing served on the other demand that the rent to be payable in respect of the holding as from the next termination date shall be ^{F2}... [^{F2}determined in accordance with this section].

^{F3}(1A) Where a notice under subsection (1) is served, the question of how much rent is to be payable in respect of the holding as from the next termination date—

- (a) may be required by the landlord or tenant to be determined by arbitration under this Act (see section 84), or
- (b) may be referred by the landlord and tenant for third party determination under this Act (see section 84A).]

(2) On a reference under this section the arbitrator [^{F4}or third party] shall determine what rent should be properly payable in respect of the holding at the [^{F5}next termination date following the date of the ^{F6}... [^{F6}notice under subsection (1)] and accordingly shall, with effect from that next termination date], increase or reduce the rent previously payable or direct that it shall continue unchanged.

(3) A ^{F7}... [^{F7}notice under subsection (1)] shall cease to be effective for the purposes of this section on the next termination date following the date of ^{F8}... [^{F8}the notice] unless before the said termination date—

- (a) an arbitrator [^{F9}or third party] has been appointed by agreement between the parties, or
- (b) an application has been made ^{F10}... [^{F10}under section 84 for the appointment of an arbitrator].

*Changes to legislation: There are currently no known outstanding effects for the
 Agricultural Holdings Act 1986, Section 12. (See end of Document for details)*

- (4) References in this section (and in Schedule 2 to this Act) ^{F11}...^{F12}] with respect to the rent of any holding, to the next termination date following the date of ^{F13}... ^{F13} a notice under subsection (1)] are references to the next day following the date of ^{F14}... ^{F14} the notice] on which the tenancy of the holding could have been determined by notice to quit given at the date of ^{F15}... ^{F15} the notice under subsection (1)].
- (5) Schedule 2 to this Act shall have effect for supplementing this section.

Textual Amendments

- F1** Words in s. 12 inserted (26.3.2015 for specified purposes, 26.5.2015 in so far as not already in force) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(2)(e)(3)(a), **Sch. 4 para. 8(5)**
- F2** Words in s. 12(1) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(2)**
- F3** S. 12(1A) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(3)**
- F4** Words in s. 12(2) inserted (26.3.2015 for specified purposes, 26.5.2015 in so far as not already in force) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(2)(e)(3)(a), **Sch. 4 para. 8(3)(a)**
- F5** Words in s. 12(2) substituted (19.10.2006) by [The Regulatory Reform \(Agricultural Tenancies\) \(England and Wales\) Order 2006 \(S.I. 2006/2805\)](#), **art. 3** (with art. 10)
- F6** Words in s. 12(2) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(4)**
- F7** Words in s. 12(3) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(5)(a)**
- F8** Words in s. 12(3) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(5)(b)**
- F9** Words in s. 12(3)(a) inserted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(5)(c)**
- F10** Words in s. 12(3)(b) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 4**
- F11** Words in s. 12(4) omitted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by virtue of [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(6)(a)**
- F12** Words in s. 12(4) inserted (26.3.2015 for specified purposes, 26.5.2015 in so far as not already in force) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(2)(e)(3)(a), **Sch. 4 para. 8(4)(a)**
- F13** Words in s. 12(4) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(6)(b)**
- F14** Words in s. 12(4) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(6)(c)**
- F15** Words in s. 12(4) substituted (11.11.2020 for specified purposes, 11.1.2021 in so far as not already in force) by [Agriculture Act 2020 \(c. 21\)](#), s. 57(1)(b)(c)(6), **Sch. 3 para. 2(6)(d)**

Changes to legislation:

There are currently no known outstanding effects for the Agricultural Holdings Act 1986, Section 12.