



Arbitration Act 1950

1950 CHAPTER 27 14 Geo 6

PART I

GENERAL PROVISIONS AS TO ARBITRATION

Miscellaneous

27 Power of court to extend time for commencing arbitration proceedings.

Where the terms of an agreement to refer future disputes to arbitration provide that any claims to which the agreement applies shall be barred unless notice to appoint an arbitrator is given or an arbitrator is appointed or some other step to commence arbitration proceedings is taken within a time fixed by the agreement, and a dispute arises to which the agreement applies, the High Court, if it is of opinion that in the circumstances of the case undue hardship would otherwise be caused, and notwithstanding that the time so fixed has expired, may, on such terms, if any, as the justice of the case may require, but without prejudice to the provisions of any enactment limiting the time for the commencement of arbitration proceedings, extend the time for such period as it thinks proper.

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

C1 [S. 27](#) applied (1.5.1996) by [S.I. 1996/1022](#), [art.26](#)

28 Terms as to costs, &c.

Any order made under this Part of this Act may be made on such terms as to costs or otherwise as the authority making the order thinks just:

.....
F1

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Arbitration Act 1950, Cross Heading: Miscellaneous. (See end of Document for details)

Textual Amendments

F1 Proviso repealed by [Arbitration Act 1975 \(c. 3\), s. 8\(2\)](#)

Modifications etc. (not altering text)

C2 [S. 28](#) amended by [Arbitration Act 1979 \(c. 42, SIF 5\), s. 7\(1\)\(b\)](#)

29 Extension of s. 496 of the Merchant Shipping Act, 1894.

- (1) In subsection (3) of section four hundred and ninety-six of the ^{M1}Merchant Shipping Act, 1894 (which requires a sum deposited with a wharfinger by an owner of goods to be repaid unless legal proceedings are instituted by the shipowner), the expression “legal proceedings” shall be deemed to include arbitration.
- (2) For the purposes of the said section four hundred and ninety-six, as amended by this section, an arbitration shall be deemed to be commenced when one party to the arbitration agreement serves on the other party or parties a notice requiring him or them to appoint or concur in appointing an arbitrator, or, where the arbitration agreement provides that the reference shall be to a person named or designated in the agreement, requiring him or them to submit the dispute to the person so named or designated.
- (3) Any such notice as is mentioned in subsection (2) of this section may be served either—
 - (a) by delivering it to the person on whom it is to be served; or
 - (b) by leaving it at the usual or last known place of abode in England of that person; or
 - (c) by sending it by post in a registered letter addressed to that person at his usual or last known place of abode in England;

as well as in any other manner provided in the arbitration agreement; and where a notice is sent by post in manner prescribed by paragraph (c) of this subsection, service thereof shall, unless the contrary is proved, be deemed to have been effected at the time at which the letter would have been delivered in the ordinary course of post.

Modifications etc. (not altering text)

C3 [S. 29\(2\)\(3\)](#) extended by [Arbitration Act 1979 \(c. 42, SIF 5\), s. 7\(2\)](#)

Marginal Citations

M1 [1894 c. 60.](#)

30 Crown to be bound.

This part of this Act . . . ^{F2} shall apply to any arbitration to which His Majesty, either in right of the Crown or of the Duchy of Lancaster or otherwise, or the Duke of Cornwall, is a party.

Textual Amendments

F2 Words repealed by [Arbitration Act 1975 \(c. 3\), s. 8\(2\)](#)

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Modifications etc. (not altering text)

C4 S. 30 amended by [Arbitration Act 1979 \(c. 42, SIF 5\)](#), s. 7(1)(c)

31 Application of Part I to statutory arbitrations.

- (1) Subject to the provisions of section thirty-three of this Act, this Part of this Act, except the provisions thereof specified in subsection (2) of this section, shall apply to every arbitration under any other Act (whether passed before or after the commencement of this Act) as if the arbitration were pursuant to an arbitration agreement and as if that other Act were an arbitration agreement, except in so far as this Act is inconsistent with that other Act or with any rules or procedure authorised or recognised thereby.
- (2) The provisions referred to in subsection (1) of this section are subsection (1) of section two, section three, . . . ^{F3}, section five, subsection (3) of section eighteen and sections twenty-four, twenty-five, twenty-seven and twenty-nine.

Textual Amendments

F3 Words repealed by [Arbitration Act 1975 \(c. 3\)](#), s. 8(2)

Modifications etc. (not altering text)

- C5 S. 31 amended by [Arbitration Act 1979 \(c. 42, SIF 5\)](#), s. 7(1)(d)
- C6 S. 31 applied (with modifications) (1.4.1993) by S.I. 1993/290, art. 33(2).
S. 31 applied (with modifications) (1.4.1993) by S.I. 1993/291, art. 48(2).
- C7 S. 31 modified (1.4.1995) by S.I. 1995/798, reg. 4(4)
- C8 S. 31 applied (with modifications)(1.4.1995) by S.I. 1995/849, art. 18(5)
- C9 S. 31(1) explained by [Arbitration Act 1979 \(c. 42, SIF 5\)](#), s. 7(3)

32 Meaning of “arbitration agreement”.

In this Part of this Act, unless the context otherwise requires, the expression “arbitration agreement” means a written agreement to submit present or future differences to arbitration, whether an arbitrator is named therein or not.

Modifications etc. (not altering text)

- C10 S. 32 applied by [Plant Varieties and Seeds Act 1964 \(c. 14\)](#), s. 10(6)
- C11 S. 32 amended by [Arbitration Act 1979 \(c. 42, SIF 5\)](#), s. 7(1)(e)

33 Operation of Part I.

This Part of this Act shall not affect any arbitration commenced (within the meaning of subsection (2) of section twenty-nine of this Act) before the commencement of this Act, but shall apply to an arbitration so commenced after the commencement of this Act under an agreement made before the commencement of this Act.

34 Extent of Part I.

..... ^{F4}, none of the provisions of this Part of this Act shall extend to Scotland or Northern Ireland.

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Textual Amendments

F4 Words repealed by [Arbitration Act 1975 \(c. 3\), s. 8\(2\)](#)

Status:

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