



# Arbitration Act 1996

## 1996 CHAPTER 23

### PART I

#### ARBITRATION PURSUANT TO AN ARBITRATION AGREEMENT

##### *Supplementary*

#### **78 Reckoning periods of time.**

- (1) The parties are free to agree on the method of reckoning periods of time for the purposes of any provision agreed by them or any provision of this Part having effect in default of such agreement.
- (2) If or to the extent there is no such agreement, periods of time shall be reckoned in accordance with the following provisions.
- (3) Where the act is required to be done within a specified period after or from a specified date, the period begins immediately after that date.
- (4) Where the act is required to be done a specified number of clear days after a specified date, at least that number of days must intervene between the day on which the act is done and that date.
- (5) Where the period is a period of seven days or less which would include a Saturday, Sunday or a public holiday in the place where anything which has to be done within the period falls to be done, that day shall be excluded.

In relation to England and Wales or Northern Ireland, a “public holiday” means Christmas Day, Good Friday or a day which under the <sup>M1</sup>Banking and Financial Dealings Act 1971 is a bank holiday.

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

- C1** S. 78(2)(3)(4)(5) applied (with modifications) (E.W.) (21.5.2001) by [S.I. 2001/1185](#), arts. 2, 3, [Sch. para. 178\(1\)](#) (which amending S.I. was revoked (6.4.2004) by [S.I. 2004/753](#), [art. 3](#) (subject to [art. 8](#)))

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*Changes to legislation: There are currently no known outstanding effects  
for the Arbitration Act 1996, Section 78. (See end of Document for details)*

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- C2** S. 78(2)(3)(4)(5) 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 para. 129** (which amending S.I. was revoked (1.10.2004) by S.I. 2004/2333, art. 3 (subject to art. 6))
- C3** S. 78(2)(3)(4)(5) 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. 224EW**
- C4** S. 78(2)(3)(4)(5) 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. 175EW** (with art. 6)
- C5** S. 78(2)(3)(4)(5) 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. 129**
- C6** S. 78(2)-(5) applied (with modifications) (N.I.) (27.9.2012) by [The Labour Relations Agency Arbitration Scheme Order \(Northern Ireland\) 2012 \(S.R. 2012/301\)](#), art. 1, **Sch. para. 124**

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**Marginal Citations**

- M1** 1971 c. 80.

**Changes to legislation:**

There are currently no known outstanding effects for the Arbitration Act 1996, Section 78.