



Agricultural Tenancies Act 1995

1995 CHAPTER 8

PART II

RENT REVIEW UNDER FARM BUSINESS TENANCY

9 Application of Part II.

This Part of this Act applies in relation to a farm business tenancy (notwithstanding any agreement to the contrary) unless the tenancy is created by an instrument which—

- (a) expressly states that the rent is not to be reviewed during the tenancy, ^{F1}...
- (b) provides that the rent is to be varied, at a specified time or times during the tenancy—
 - (i) by or to a specified amount, or
 - (ii) in accordance with a specified formula which does not preclude a reduction and which does not require or permit the exercise by any person of any judgment or discretion in relation to the determination of the rent of the holding,but otherwise is to remain fixed^{F2}, or
- (c) does not contain any provision which precludes a reduction in the rent during the tenancy, and—
 - (i) expressly states that this Part of this Act does not apply, or
 - (ii) makes provision for the reference of rent reviews to an independent expert whose decision is final.]

Textual Amendments

- F1** Word in s. 9(a) repealed (19.10.2006) by [Regulatory Reform \(Agricultural Tenancies\) \(England and Wales\) Order 2006 \(S.I. 2006/2805\)](#), arts. 1(1)(b), 14(1)(a), [Sch. 2](#) (with arts. 10, 14(3))
- F2** S. 9(c) and word inserted (19.10.2006) by [Regulatory Reform \(Agricultural Tenancies\) \(England and Wales\) Order 2006 \(S.I. 2006/2805\)](#), arts. 1(1)(b), [14\(1\)\(b\)](#) (with arts. 10, 14(3))

Status:

Point in time view as at 19/10/2006.

Changes to legislation:

Agricultural Tenancies Act 1995, Section 9 is up to date with all changes known to be in force on or before 08 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.