



# Arbitration Act 1996

## 1996 CHAPTER 23

### PART I

#### ARBITRATION PURSUANT TO AN ARBITRATION AGREEMENT

##### *Supplementary*

#### **77 Powers of court in relation to service of documents.**

- (1) This section applies where service of a document on a person in the manner agreed by the parties, or in accordance with provisions of section 76 having effect in default of agreement, is not reasonably practicable.
- (2) Unless otherwise agreed by the parties, the court may make such order as it thinks fit—
  - (a) for service in such manner as the court may direct, or
  - (b) dispensing with service of the document.
- (3) Any party to the arbitration agreement may apply for an order, but only after exhausting any available arbitral process for resolving the matter.
- (4) The leave of the court is required for any appeal from a decision of the court under this section.

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

- C1** s. 77 applied (with modifications) (E.W.) (21.5.2001) by [S.I. 2001/1185](#), arts. 2, 3, **Sch. para. 177(1)**
- C2** S. 77 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 para. 128** (which amending S.I. was revoked (1.10.2004) by [S.I. 2004/2333](#), art. 3 (subject to art. 8))
- C3** S. 77 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. 223EW**
- C4** S. 77 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. 174EW** (with art. 6)

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**Changes to legislation:** There are currently no known outstanding effects  
for the Arbitration Act 1996, Section 77. (See end of Document for details)

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| <b>C5</b> | S. 77 applied (with modifications) (N.I.) (21.5.2006) by <a href="#">The Labour Relations Agency (Flexible Working) Arbitration Scheme Order (Northern Ireland) 2006 (S.R. 2006/206)</a> , arts. 2, 3, <b>Sch. Para. 128</b> |
| <b>C6</b> | S. 77 applied (with modifications) (N.I.) (27.9.2012) by <a href="#">The Labour Relations Agency Arbitration Scheme Order (Northern Ireland) 2012 (S.R. 2012/301)</a> , art. 1, <b>Sch. para. 123</b>                        |

**Changes to legislation:**

There are currently no known outstanding effects for the Arbitration Act 1996, Section 77.