



Arbitration Act 1996

1996 CHAPTER 23

PART II

OTHER PROVISIONS RELATING TO ARBITRATION

Domestic arbitration agreements

87 Effectiveness of agreement to exclude court's jurisdiction

- (1) In the case of a domestic arbitration agreement any agreement to exclude the jurisdiction of the court under—
 - (a) section 45 (determination of preliminary point of law), or
 - (b) section 69 (challenging the award: appeal on point of law),is not effective unless entered into after the commencement of the arbitral proceedings in which the question arises or the award is made.
- (2) For this purpose the commencement of the arbitral proceedings has the same meaning as in Part I (see section 14).
- (3) For the purposes of this section the question whether an arbitration agreement is a domestic arbitration agreement shall be determined by reference to the facts at the time the agreement is entered into.