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STATUTORY INSTRUMENTS

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**2016 No. 790**

**The Pubs Code etc. Regulations 2016**

**PART 6**

Market rent only option: procedure to be followed in connection with an offer

**Failure to acknowledge the tenant's notice, provide a full response etc.**

**32.**—(1) This regulation applies where a pub-owning business has received an MRO notice.

(2) Where—

- (a) the pub-owning business does not send a full response under regulation 29(3) or (4) within the period of response;
- (b) the tied pub tenant considers that the pub-owning business's full response does not comply with other requirements of regulation 29; or
- (c) the tied pub tenant disagrees with the pub-owning business's statement under regulation 29(4)(a),

the tenant or the pub-owning business may refer the matter to the Adjudicator<sup>(1)</sup>.

(3) Where the tied pub tenant or the pub-owning business intends to make a referral under paragraph (2), the tenant and the pub-owning business must notify each other, in writing, of their intention to do so before the referral is made.

(4) A referral under paragraph (2) must be made within the period of 14 days beginning with the day after the end of the period of response.

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<sup>(1)</sup> Section 72(1) of SBEEA 2015 defines "the Adjudicator".