



Agricultural Tenancies Act 1995

1995 CHAPTER 8

PART IV

MISCELLANEOUS AND SUPPLEMENTAL

Resolution of disputes

28 Resolution of disputes.

- (1) Subject to subsections (4) and (5) below and to section 29 of this Act, any dispute between the landlord and the tenant under a farm business tenancy, being a dispute concerning their rights and obligations under this Act, under the terms of the tenancy or under any custom, shall be determined by arbitration.
- (2) Where such a dispute has arisen, the landlord or the tenant may give notice in writing to the other specifying the dispute and stating that, unless before the end of the period of two months beginning with the day on which the notice is given the parties have appointed an arbitrator by agreement, he proposes to apply to the President of the RICS for the appointment of an arbitrator by him.
- (3) Where a notice has been given under subsection (2) above, but no arbitrator has been appointed by agreement, either party may, after the end of the period of two months referred to in that subsection, apply to the President of the RICS for the appointment of an arbitrator by him.
- (4) Subsection (1) above does not affect the jurisdiction of the courts, except to the extent provided by section 4(1) of the ^{M1}Arbitration Act 1950 (staying of court proceedings where there is submission to arbitration), as applied to statutory arbitrations by section 31 of that Act.
- (5) Subsections (1) to (3) above do not apply in relation to—
 - (a) the determination of rent in pursuance of a statutory review notice (as defined in section 10(1) of this Act),
 - (b) any case falling within section 19(1) of this Act, or

Status: Point in time view as at 01/09/1995. This version of this provision has been superseded.

Changes to legislation: *Agricultural Tenancies Act 1995, Section 28 is up to date with all changes known to be in force on or before 05 May 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. (See end of Document for details)*

(c) any claim for compensation under Part III of this Act.

Marginal Citations

M1 1950 c. 27.

Status:

Point in time view as at 01/09/1995. This version of this provision has been superseded.

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