



# Arbitration Act 1996

## 1996 CHAPTER 23

### PART I

#### ARBITRATION PURSUANT TO AN ARBITRATION AGREEMENT

##### *Supplementary*

#### **81 Saving for certain matters governed by common law.**

- (1) Nothing in this Part shall be construed as excluding the operation of any rule of law consistent with the provisions of this Part, in particular, any rule of law as to—
- (a) matters which are not capable of settlement by arbitration;
  - (b) the effect of an oral arbitration agreement; or
  - (c) the refusal of recognition or enforcement of an arbitral award on grounds of public policy.
- (2) Nothing in this Act shall be construed as reviving any jurisdiction of the court to set aside or remit an award on the ground of errors of fact or law on the face of the award.

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

- C1** S. 81(1)(c)(2) applied (E.W.) (21.5.2001) by [S.I. 2001/1185](#), arts. 2, 3, **Sch. para. 166** (which amending S.I. was revoked (6.4.2004) by [S.I. 2004/753](#), **art. 3** (subject to art. 8))
- C2** S. 81(1)(c)(2) applied (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 para. 117** (which amending S.I. was revoked (1.10.2004) by [S.I. 2004/2333](#), art. 3 (subject to art. 6))
- C3** S. 81(1)(c)(2) applied (E.W.) (6.4.2004) by [The ACAS Arbitration Scheme \(Great Britain\) Order 2004 \(S.I. 2004/753\)](#), art. 1, **Sch. para. 209EW**
- C4** S. 81(1)(c)(2) applied (E.W.) (1.10.2004) by [The ACAS \(Flexible Working\) Arbitration Scheme \(Great Britain\) Order 2004 \(S.I. 2004/2333\)](#), art. 4, **Sch. para. 160EW** (with art. 6)
- C5** S. 81(1)(c)(2) applied (N.I.) (21.5.2006) by [The Labour Relations Agency \(Flexible Working\) Arbitration Scheme Order \(Northern Ireland\) 2006 \(S.R. 2006/206\)](#), arts. 2, 3, **Sch. para. 117**

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*Changes to legislation: There are currently no known outstanding effects  
for the Arbitration Act 1996, Section 81. (See end of Document for details)*

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- C6** S. 81(1)(c) applied (with modifications) (N.I.) (27.9.2012) by [The Labour Relations Agency Arbitration Scheme Order \(Northern Ireland\) 2012 \(S.R. 2012/301\)](#), art. 1, **Sch. para. 114**
- C7** S. 81(2) applied (with modifications) (N.I.) (27.9.2012) by [The Labour Relations Agency Arbitration Scheme Order \(Northern Ireland\) 2012 \(S.R. 2012/301\)](#), art. 1, **Sch. para. 114**

**Changes to legislation:**

There are currently no known outstanding effects for the Arbitration Act 1996, Section 81.