

AGREEMENT TO ARBITRATE Certificate under section 11 of the Arbitration Act 1996
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Section 11 of the Arbitration Act 1996 states:

- (1) Where –
- (a) A contract contains an arbitration agreement:
 - (b) A person enters into that contract as a consumer, –
- the arbitration is enforceable against the consumer only if –
- (c) The consumer, by separate written agreement entered into by the consumer and the other party to the contract after a dispute has arisen out of, or in relation to, that contract, certifies that, having read and understood the arbitration agreement, the consumer agrees to be bound by it; and
 - (d) The separate written agreement referred to in paragraph (c) discloses, if it is the case, the fact that any of the provisions of Schedule 2 do not apply to the arbitration agreement.
- (2) For the purposes of this section, a person enters into a contract as a consumer if –
- aa) that person is an individual; and
 - (a) That person enters into the contract otherwise than in trade;
 - (b) The other party to the contract enters into that contract in trade.

Full Name of Owners	
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I/we certify that, as a “consumer” as defined in subsection 2 of the section 11 of the Arbitration Act 1996 I/we have read and understood the arbitration agreement contained in

Clause reference for Agreement to Arbitrate	
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of

The Agreement (form of building contract to which the dispute relates)	
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dated

Date of Signing of Building Contract to which the dispute relates	
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for building work to be carried out by the Builder at

Address of building work (“the Land” as described in the Agreement)	
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and I/we agree to be bound by the agreement to arbitrate in relation to a dispute regarding

Brief Description of Dispute	
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which has arisen between the parties on or about

Date of dispute arising	
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Dated this	Day of	20
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Signature(s) of the Owner

Signature

Signature

Signature of Builder

Signature
