



## CHAPTER 1

## ARTICLE 45C - REVISED UNIFORM ARBITRATION ACT

## N.C.G.S. § 1-569.7.

# Motion to compel or stay arbitration.

| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT                     | RETRIEVED                    | SOURCE FINGERPRINT                                                     |
|--------------------------------------------------------------------------|-------------------------------------------------|------------------------------|------------------------------------------------------------------------|
| General Statutes of North Carolina, as published by the General Assembly | S.L. 2003-345, s. 2 — second act in the lineage | 21 September 2026, 04:11 UTC | d788f44f0636b94da5cd1f34 - fb504c3162c09c72cb6163d4 - cc3a90e44a996434 |

**§ 1-569.7(a)** On motion of a person showing an agreement to arbitrate and alleging another person's refusal to arbitrate pursuant to the agreement:

- (1) If the refusing party does not appeal or does not oppose the motion, the court shall order the parties to arbitrate; and
- (2) If the refusing party opposes the motion, the court shall proceed summarily to decide the issue and order the parties to arbitrate unless it finds that there is no enforceable agreement to arbitrate.

**§ 1-569.7(b)** On motion of a person alleging that an arbitration proceeding has been initiated or threatened but that there is no agreement to arbitrate, the court shall proceed summarily to decide the issue. If the court finds that there is an enforceable agreement to arbitrate, it shall order the parties to arbitrate.

**§ 1-569.7(c)** If the court finds that there is no enforceable agreement to arbitrate, it shall not, pursuant to subsection (a) or (b) of this section, order the parties to arbitrate.

**§ 1-569.7(d)** The court shall not refuse to order arbitration because the claim subject to arbitration lacks merit or because grounds for the claim have not been established.

**§ 1-569.7(e)** If a proceeding involving a claim referable to arbitration under an alleged agreement to arbitrate is pending in a court, a motion under this section shall be made in that court. Otherwise a motion under this section may be made in any court as provided in G.S. 1-569.27.

**§ 1-569.7(f)** If a party makes a motion to the court to order arbitration, the court on just terms shall stay any judicial proceeding that involves a claim alleged to be subject to the arbitration until the court renders a final decision under this section.

**§ 1-569.7(g)** If the court orders arbitration, the court on just terms shall stay any judicial proceeding that involves a claim subject to the arbitration. If a claim subject to the arbitration is severable, the court may limit the stay to that claim.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

| 1973                                                                        |      | 1988                | 2003      |
|-----------------------------------------------------------------------------|------|---------------------|-----------|
| TICK HEIGHT = ACTS IN THAT YEAR      DASHED = RECODIFICATION, NOT AMENDMENT |      |                     |           |
| Nº                                                                          | YEAR | ACT                 | CHARACTER |
| 01                                                                          | 1973 | c. 676, s. 1        | ENACTED   |
| 02                                                                          | 2003 | S.L. 2003-345, s. 2 | AMENDED   |

APPARATUS II  
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

| REFERENCE     | APPEARS IN | OPERATIVE LANGUAGE IN THIS SECTION |
|---------------|------------|------------------------------------|
| G.S. 1-569.27 | (e)        | "in any court as provided in"      |

## APPARATUS III

## Citation

## FULL SECTION

N.C. Gen. Stat. § 1-569.7 (2003).

## PINPOINT

N.C. Gen. Stat. § 1-569.7(a) (2003).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

## COLOPHON

## Provenance

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The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE  
(1973, c. 676, s. 1; 2003-345, s. 2.)

SET IN SPECTRAL AND ARCHIVO  
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

