

This Version is No Longer Current
The latest version of this module is available [here](#)

MODULE DESCRIPTOR

Module Title

Arbitration Practice and Procedure

Reference	BSM637	Version	4
Created	January 2017	SCQF Level	SCQF 11
Approved	March 2013	SCQF Points	15
Amended	August 2017	ECTS Points	7.5

Aims of Module

1. To provide students with an understanding of the key practical and procedural issues involved before and during an arbitration. 2. To teach students how to draft certain key arbitral documents, such as the arbitration clause, correspondence and interlocutors. 3. To convey an understanding of the main practical and procedural issues that arise in a cross-border arbitration.

Learning Outcomes for Module

On completion of this module, students are expected to be able to:

- 1 Demonstrate in the context of an arbitral dispute a professional standard of case management and inter-personal skills.
- 2 Display in the context of an arbitral dispute an ability to creatively apply procedural norms.
- 3 Demonstrate the ability to draft key arbitral documents in a sound way such that they would survive judicial scrutiny.

Indicative Module Content

The arbitral clause; the nature of arbitral hearings; general principles and ethics; nomination and appointment of the arbitrator; interlocutory proceedings; conduct of a hearing; nature and purpose of an arbitral award; costs and expenses issues.

Module Delivery

This course will be taught via online lecture notes, online tutorials, assigned reading, case studies and directed reading/research.

Indicative Student Workload

	Full Time	Part Time
Contact Hours	N/A	36
Non-Contact Hours	N/A	114
Placement/Work-Based Learning Experience [Notional] Hours	N/A	N/A
TOTAL	N/A	150
<i>Actual Placement hours for professional, statutory or regulatory body</i>		

ASSESSMENT PLAN

If a major/minor model is used and box is ticked, % weightings below are indicative only.

Component 1

Type:	Examination	Weighting:	100%	Outcomes Assessed:	1, 2, 3
Description:	There will be one assignment assessed by way of closed book exam.				

MODULE PERFORMANCE DESCRIPTOR**Explanatory Text**

The module is assessed by one component: C1 - Examination - 100% weighting. Module Pass Mark = Grade D (40%)

Module Grade	Minimum Requirements to achieve Module Grade:
A	70% or above
B	60% - 69%
C	50% - 59%
D	40% - 49%
E	35% - 39%
F	0% - 34%
NS	Non-submission of work by published deadline or non-attendance for examination

Module Requirements

Prerequisites for Module	None in addition to course entry qualifications or equivalent.
Corequisites for module	None.
Precluded Modules	None.

ADDITIONAL NOTES

None.

INDICATIVE BIBLIOGRAPHY

- 1 HARRIS, B., PLANTEROSSE, R. and TECKS, J., 2014. *Arbitration act 1996*. 5th ed. London: Blackstone Press.
- 2 LEW, J.D.M., MISTELIS, L.A. and KROLL, S.M., 2003. *Comparative international commercial arbitration*. Alphen aan den Rijn: Kluwer Law International.
- 3 LIEBSCHER, C., 2003. *The healthy award: challenge in international commercial arbitration*. Alphen aan den Rijn: Kluwer Law International
- 4 TURNER, R., 2005. *Arbitration awards ? a practical approach*. London: Blackwell Publishing
- 5 BLACKABY, N. and PARTASIDES, C., 2015. *Redfern and Hunter on international arbitration*. 6th ed. Oxford: University Press. *ebook*
- 6 TWEEDDALE, A. and TWEEDDALE, K., 2007. *Arbitration of commercial disputes: international and English law and practice*. Oxford: University Press.
- 7 BERGER, K.P., 2015. *Private dispute resolution in international business*. 3rd ed. Kluwer Law International.