

## MODULE DESCRIPTOR

### Module Title

Online Dispute Resolution

Reference	LLM045	Version	3
Created	February 2023	SCQF Level	SCQF 11
Approved	May 2019	SCQF Points	15
Amended	July 2023	ECTS Points	7.5

### Aims of Module

To provide students with an in-depth understanding of the environment and practice developments relevant to the use of online technologies in dispute resolution.

### Learning Outcomes for Module

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

- 1 Demonstrate a critical understanding of policies and practical applications of technology in civil justice and ADR.
- 2 Organise, select and apply the processes and procedures of various forms of Online Dispute Resolution.
- 3 Demonstrate familiarity with the critical issues surrounding Online Dispute Resolution in institutional and professional context.

### Indicative Module Content

The relationship between ADR and ODR. The variety of online ADR methods: e-mediation, online arbitration, ombudsmen, negotiation, etc. The functioning of existing ODR platforms. Consumer ADR in the European Union. Legal practice and technology: audiovisual coverage, e-discovery, filing systems, video conferencing, access to justice. Web-based delivery of legal services and the changing nature of legal work and the legal profession. ODR and intercultural issues. Evolution of online technologies: the growth of the Internet and social media. Innovation and ethics.

### Module Delivery

This is a group seminar based module which also encourages argument discussion and participation both in person and via Moodle. There will be directed reading, research and practical exercises.

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LLM045 v3

**Indicative Student Workload**

	Full Time	Part Time
Contact Hours	36	36
Non-Contact Hours	114	114
Placement/Work-Based Learning Experience [Notional] Hours	N/A	N/A
TOTAL	150	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:	Practical Exam	Weighting:	100%	Outcomes Assessed:	1, 2, 3
Description:	Practical exercise in the form of a live debate, presentation or another suitable practical activity.				

**MODULE PERFORMANCE DESCRIPTOR****Explanatory Text**

Component 1 comprises 100% of the module grade. To pass the module, a D grade is required.

Module Grade	Minimum Requirements to achieve Module Grade:
<b>A</b>	A
<b>B</b>	B
<b>C</b>	C
<b>D</b>	D
<b>E</b>	E
<b>F</b>	F
<b>NS</b>	Non-submission of work by published deadline or non-attendance for examination

**Module Requirements**

Prerequisites for Module	None.
Corequisites for module	None.
Precluded Modules	None.

**INDICATIVE BIBLIOGRAPHY**

- 1 MOHAMED S. ABDEL WAHAB, ETHAN KATSH, DANIEL RAINEY (eds.). *Online dispute resolution: theory and practice: a treatise on technology and dispute resolution*. (2nd ed., 2021).
- 2 HODGES, CHRISTOPHER J.S. *Delivering dispute resolution: a holistic review of models in England and Wales*. Oxford, 2019.
- 3 TANG, ZHENG SOPHIA. *Electronic consumer contracts in the conflict of laws*. London, 2015.
- 4 SUSSKIND, RICHARD E. *Online courts and the future of justice*. Oxford, 2019.
- 5 BETTINGER, TORSTEN and WADDELL, ALLEGRA. *Domain Name Law and Practice: An International Handbook* (2nd ed., OUP, 2015).
- 6 SCHERER, MAXI. 'Remote Hearings in International Arbitration: an Analytical Framework' 37(4) *Journal of International Arbitration* (2020) 407.
- 7 ORTOLANI, PIETRO, 'Self-Enforcing Online Dispute Resolution: Lessons from Bitcoin', 36 (3) *Oxford Journal of Legal Studies*, (2016) 595.