

Module Details	
Module Title	International Commercial Dispute Resolution (Distance Learning)
Module Code	LAW7059-B
Academic Year	2023/4
Credits	20
School	School of Law
FHEQ Level	FHEQ Level 7

Contact Hours	
Type	Hours
Directed Study	176
Online Lecture (Asynchronous)	12
Online Seminar (Synchronous)	12

Availability	
Occurrence	Location / Period
DLA	University of Bradford / Semester 2

Module Aims
<p>This module will deconstruct the process of dispute resolution in the national and international domains. The principles that lay the foundations of the various forms of Alternative (or appropriate) Dispute Resolution (ADR) will be covered. Once a thorough understanding is achieved specific focus will be placed on instances where ADR, litigation and the conflict of laws have arisen in a practical context. This module aims to provide an understanding of the legal challenges and the key issues regarding international commercial dispute resolution. Students will develop a critical understanding of the interaction between the commercial environment and the legal and regulatory frameworks in which disputes are resolved.</p> <p>This module is an important element of the LLM Technology and Artificial Intelligence Law programme because the practical significance of conflict of laws issues that are associated with the application of technology in legal practice; it is part of the LLM International Corporate Law and Governance programme because of the practical significance of resolution of corporate disputes via litigation or arbitration or other schemes of dispute resolution; part of the LLM International Banking and Financial Technology Law programme because of conflict of laws issues linked to the use of legal technologies as an emerging platform for resolving legal disputes associated to financial transactions; part of the LLM International Commercial Law, due to the use of litigation, arbitration and mediation as schemes for resolving legal disputes related to commerce and trade; and part of the LLM International Legal Studies as one of the significant traditional and practical areas of legal study that students could explore. This module is also suitable for any other postgraduate programme where knowledge of legal technologies can contribute towards achieving the programme aims.</p>

Outline Syllabus

1. An introduction and rationale in relation to the main themes behind Alternative (or appropriate) Dispute Resolution (ADR) will be provided. Comparative study of the international context and subsequent application will be undertaken with focus being placed on areas such as jurisdiction, choice of law, forum shopping, enforceability and recognition.
2. Analysis a range of current legal issues in international dispute resolution including the growing field of online dispute resolution.
3. The limitations of civil litigation and the concepts of restorative justice. Negotiation, collaboration ethics and Mediation.

Learning Outcomes

Outcome Number	Description
01	Critically evaluate the rationale for the operation of Alternative (or appropriate) Dispute Resolution (ADR).
02	Analyse and evaluate the characteristics of each type of ADR and understand the potential for implementation in a practical context.
03	Analyse the operation of ADR within the international domain and understand the commercial environment and the legal and regulatory frameworks in which disputes are resolved
04	Evaluate and rank unfamiliar arguments in the light of established statute law, judicial decisions and authoritative legal commentary.
05	Research and apply Alternative (or appropriate) Dispute Resolution to factual situations, showing understanding of the legal challenges and the key issues regarding international commercial dispute resolution.
06	Present your work to an acceptable academic standing, both orally and in writing.
07	Write appropriately for professional and academic audiences and develop and advance reasoned advice.

Learning, Teaching and Assessment Strategy

All sessions are delivered online using digital legal resources and appropriate learning technologies. The Virtual Learning Environment (VLE) for each module is the hub of knowledge through which all module materials are accessed and where a big part of student work takes place.

The module will be delivered over 12 weeks 5 of which will include synchronous learning and 7 asynchronous. Synchronous learning, which involves student interaction with module lecturers and tutors, includes four 2-hour "live" seminars focusing on delivering content, clarifying issues on the law topics, and discussing answers to student tasks. One additional 2-hour synchronous seminar will focus on the design of and preparation for the summative assessment, module revision, and the collection and review of student feedback which will be used to improve module delivery.

Some of the sessions will be student-led presentations. Drawing on primary and secondary sources, you will complete research and presentation exercises.

The seven weeks of asynchronous learning include a mix of learning activities such as pre-recorded online presentations or talks on a particular topic, links to relevant videos and online resources and lists of questions and tasks for self-study. You can watch the presentations, videos and work on the answers and tasks at your own time.

You will be set tasks to monitor your progress, in addition to formal assessment. All teaching will be supported by information supplied on the virtual learning environment, Canvas. Directed study will be provided to enable you to work towards the final summative assessments.

The assessment will be suitable to help students to achieve all the learning outcomes of the module and facilitate the achievement of the learning outcomes of the relevant LLM programmes such as: ? LLM Technology and Artificial Intelligence Law: LOs 1 ? 3, 7 ? 8, 10 ? LLM International Corporate Law and Governance: LOs 1- 3, 5, 7 ? 8, 10 ? LLM International Banking and Financial Technology Law: LOs 1- 3, 5, 8, 10 ? LLM International Commercial Law: LOs 1 ? 5, 7, 8, 10 ? 13 ? LLM International Legal Studies: LOs 1 ? 5, 6 ? 8

The module is assessed by one piece of coursework submitted online. The student will provide a writing sample in which a student constructs a response to a question, topic, or brief statement, and supplies supporting details or arguments. This will provide evidence that can be used to assess the student's understanding and/or ability to analyse and synthesize information.

Mode of Assessment

Type	Method	Description	Weighting
Summative	Coursework - Written	Essay (4000 words)	100%
Formative	Coursework	Written assignment	N/A

Reading List

To access the reading list for this module, please visit <https://bradford.rl.talis.com/index.html>

Please note:

This module descriptor has been published in advance of the academic year to which it applies. Every effort has been made to ensure that the information is accurate at the time of publication, but minor changes may occur given the interval between publishing and commencement of teaching. Upon commencement of the module, students will receive a handbook with further detail about the module and any changes will be discussed and/or communicated at this point.