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المعهد العربي للمحاسبين والقانونيين

ARAB INSTITUTE FOR ACCOUNTANTS & LEGAL

## International Commercial ARBITRATION



## Course Modules

### PART I: INTRODUCTION TO INTERNATIONAL COMMERCIAL ARBITRATION

TOPIC 1: PRIVATE ALTERNATIVE TO LITIGATION

TOPIC 2: EVOLUTION OF ARBITRATION

TOPIC 3: SOURCES OF NORMS FOR INTL COMMERCIAL ARBITRATION

### PART II: THE ARBITRATION AGREEMENT

TOPIC 1: CONTRACTUAL NATURE OF ARBITRATION AGREEMENTS

TOPIC 2: COMPELLING ARBITRATION

TOPIC 3: KOMPETENZ-KOMPETENZ AND SEPARABILITY

TOPIC 4: REQUIREMENTS OF ARBITRATION AGREEMENT

TOPIC 5: SCOPE OF ARBITRATION AGREEMENT

TOPIC 6: NON-SIGNATORIES TO ARBITRATION AGREEMENT

TOPIC 7: SPLIT ARBITRATION CLAUSES AND CHANGED CIRCUMSTANCES

TOPIC 8: ARBITRABILITY

### PART III: THE ARBITRATORS

TOPIC 1: QUALIFICATIONS, IMPARTIALITY, AND INDEPENDENCE

TOPIC 2: RESPONSIBILITIES OF AN ARBITRATOR

TOPIC 3: APPOINTMENT PROCESS

TOPIC 4: CHALLENGES

### PART IV: THE ARBITRATION PROCESS

TOPIC 1: SELECTED ELEMENTS OF PROCEDURE BEFORE ARBITRATIONAL TRIBUNALS

TOPIC 2: CHOICE OF LAW ISSUES BEFORE ARBITRATORS

TOPIC 3: PRESENTATION OF THE CASE

TOPIC 4: CONFIDENTIALITY AND PRIVACY

TOPIC 5: ARBITRAL AWARD

### PART V: ENFORCEMENT

TOPIC 1: EFFECT OF AN ARBITRATION AWARD

TOPIC 2: SETTING ASIDE

TOPIC 3: RECOGNITION AND ENFORCEMENT

TOPIC 4: AWARD SET ASIDE

TOPIC 5: ANTI-SUIT INJUNCTION

TOPIC 6: REVIEW AND STDS OF REVIEW OF AN ARB AWARD

## Eligibility

You are qualified to take this course if you have any of the following requirements:

- Bachelors or Master's Degree
- Must have at least 1 year in related field.

## Objectives

Outline the key principles in the law of international commercial arbitration (ICA).

Discuss a range of cutting-edge legal issues; and nurture a sophisticated understanding of the historical development, and likely future path, of ICA systems in relation to other forms of dispute resolution in trans-border contexts.

Develop an ability to discuss or argue arbitration law issues with colleagues, and to gain familiarity with key reference materials, expertise in conducting independent research, and skills in effective legal writing in this field.

Consider how international commercial arbitration relates to litigation and ADR, surveys some of the most important transnational and Australian legislative instruments, and introduces major trends.

## Membership

- High Authority Council for Arab Arbitrators (HACAA)



## Certification

- AAS Arab Arbitration Society
- Knowledge and Human Development Authority  
KHDA, Government of Dubai



## Learning Outcome:

At the conclusion of this course, students should be able to:

- understand the manner in which an international commercial arbitration is conducted;
- advise clients and others in relation to arbitration disputes;
- draft effective dispute resolution clauses; and
- prepare and appear at an international commercial arbitration.