



Om Vidyalankar Shikshan Sanstha's

ASMITA COLLEGE OF LAW

Affiliated to the University of Mumbai and Approved by the Bar Council of India

CERTIFICATE / ADD-ON COURSE INTERNATIONAL COMMERCIAL ARBITRATION

FROM : 5TH NOV. 2018 TO 13TH NOV. 2018
NO. OF HOURS: COURSE CONSISTS OF 24 HOURS

NAME OF THE CO-ORDINATOR:
PROF. GANAPATI SAWALARAM BORIKAR

OBJECTIVES OF THE COURSE:

The objective of arbitration is to preserve the competitiveness of businesses by resorting to an alternative dispute resolution system (ADR) that differs from those offered by ordinary justice

EXPECTED OUTCOME OF THE COURSE:

Transactional/ corporate lawyers can use international commercial arbitration knowledge to draft superior contracts and handle the initial phase of the dispute resolution strategy effectively. Those who intend to shift to a disputes-oriented practice can use this area as a stepping stone for the shift.

Litigators who want to shift to the disputes practice of a law firm can use knowledge of international commercial arbitration as the bridge for such a shift.

Litigators who want to work on commercial matters must mandatorily learn international commercial arbitration as these matters are very lucrative.

SYLLABUS

Module 1 Introduction to International Commercial Arbitration

1. What is International Commercial Arbitration?
2. Characteristics of "Arbitration"
3. Meaning of "International" and "Commercial"
4. Institutional and Ad Hoc Arbitration

Module 2 Agreement to Clause

1. Autonomy of the Arbitration Agreement
2. Kompetenz-Kompetenz
3. Formation and Validity of the Arbitration Agreement
4. Drafting an Arbitration Clause

Module 3 Arbitral Tribunal

1. The Arbitrator and the Arbitral Tribunal
2. Appointment of Arbitrators
3. Challenge and Replacement of Arbitrators
4. Rights and Responsibilities of Arbitrators

Module 4 The Arbitral Proceeding

1. Applicable rules
2. Initiation of the procedure
3. The organization of the procedure: allegations and evidence
4. Multi-Party Arbitration
5. The arbitral award

