

Dubai International Arbitration Centre (DIAC)

In association with

Centre for Transnational Law (CENTRAL)

Organizing a training course on

**Practical Techniques for Handling
International Commercial
Arbitration cases**

Dubai, 19 – 21 September 2011



In Association with

CENTRAL



UNIVERSITÄT ZU KÖLN



مركز دبي للتحكيم الدولي

Dubai International Arbitration Centre

An Initiative by Dubai Chamber of Commerce & Industry

In response to the widespread use of arbitration for resolving disputes in international business and economic transactions, the Dubai International Arbitration Centre and Centre for Transnational Law (CENTRAL) are organising a course to provide an introduction to international commercial arbitration and practical techniques for handling arbitration cases.

SYNOPSIS OF THE COURSE

In brief, the course lays out the basics of arbitration and other forms of ADR, which is designed with the aim of expanding the participants' education in the field of International Commercial Arbitration and further contributing towards their self development in becoming a prospective arbitrator or expert witness. The course is ideal for lawyers, government officials, business executives, advanced young practitioners and others wishing to familiarize themselves with the different dispute resolution techniques.

The Course will consist of three all-day interactive workshops & mock exams, which introduce the unique aspects of international commercial arbitration.

This should be a unique opportunity to the practitioners who wishes to develop their skills in commercial arbitration; this is particularly since the course is based on highly practical and highly interactive teaching concepts, participants will get a very realistic picture of the practice of international arbitration. You get the rare opportunity to improve your skills and knowledge in both the law and practice of international commercial arbitration under the guidance of highly experienced professionals.

- The course will be based on a case scenario which will be distributed to participants two weeks before the start of the course
- You will get actively involved in all stages of a real international arbitration
- You will have the chance to plead or examine witnesses with instant feedback from the workshop leaders.
- Participants will also receive the unique opportunity to practice oral pleadings and the examination of witnesses
- Participants will be split into groups, “representing” the claimant and the respondent, and arbitrators
- Lively debates evolved between “counsel” and “arbitrators” concerning the legal issues and facts of the case scenario
- Issues related to the constitution of the arbitral tribunal, to conflict of laws and the relationship between party autonomy and proactivity of arbitrators, the role of arbitral institutions, the setting aside and enforcement of arbitral awards will be discussed during the course

- You can watch your workshop leaders perform as arbitrators or counsel in the same case on video
- In the evening you have the opportunity to chat with the workshop leaders during the social events

The course outline is as follows:

- Dispute Resolution Clause, Governing Law, Choosing Arbitrators, Role of Arbitral Institution, Case Analysis, Strategy/Tactics, Request for Arbitration/Answer, Writing Memorials/Briefs
- Oral Pleading, Opening Statements, Closing Speech, Delivery Techniques and the Art of Persuasion, Legal Submissions, Advocacy Practises in International Arbitration, Interaction with the Tribunal and Opposing Counsel
- Presentation of Evidence, Documents, Witnesses, Experts, Inspection of the Subject-Matter, IBA-Rules, Contrasting Common Law and Civil Law Techniques
- Procedural Orders, Awards on Jurisdiction, Partial Awards, Final Awards, Awards on Costs, Termination Orders, Settlements
Setting Aside, Enforcement (supported by DIS Online Database on Arbitration Law)

SCHEDULE

Day One	Day Two	Day Three
09:00 - 09:15 Introduction	09:00 - 10:00 The Merits of the Case	09:00 - 9:15 Opening Remarks
09:15 - 09:45 The Case		09:15 - 9:45 Introduction Witness Evidence
09:45 - 10:30 Starting the Arbitration	10:00 - 11:00 Group Work Preparation of Opening Statements on the Merits	09:45 - 10:45 Group Work Preparation of Hearing of Witnesses
10:30 - 11:00 Coffee Break	11:15 - 11:20 Coffee Break	
11:00 - 12:00 Jurisdiction of the Tribunal	11:20 - 12:30 Exercise Opening Statements on the Merits	10:45 - 11:10 Coffee Break
12:00 - 12:30 Drafting Clinic	12:30 - 14:00 Lunch Break	11:10 - 12:30 Hearing of Witnesses
12:30 - 14:00 Lunch Break	14:00 - 14:15 Video Analysis from DVD	12:30 - 14:00 Lunch Break
14:00 - 15:00 Introduction into Oral Pleading in Int'l. Arbitration	14:15 - 14:35 Introduction into the Taking of Evidence in Int'l. Arbitration	14:00 - 14:20 Video Analysis from DVD
15:00 - 15:30 Coffee Break	14:35 - 15:15 Introduction into New IBA Rules on Taking of Evidence 2010 and Request to Produce under Art. 3	14:20 - 14:30 Document Production: Second Request to Produce
15:30 - 16:45 Group Work Preparation of Opening Statements on Jurisdiction	15:15 - 15:30 Coffee Break	14:30 - 15:00 Tribunal's Deliberations/ Dissenting Opinions
16:45 - 17:45 Exercise Opening Statements on Jurisdiction	15:30 - 16:30 Group Work Preparation of hearing on document production	15:00 - 15:20 Coffee Break
17:45 - 18:00 Videos Analysis from DVD/ Concluding Remarks	16:30 - 17:15 Hearing on Document Production, Deliberation and Procedural Order by Tribunal	15:20 - 16:20 The Final Award: Structure and Operative Part
	17:15 - 17:30 Discussion/Concluding Remarks	16:20 - 17:00 Setting Aside and Enforcement: Selected Issues
		17:00 - 17:15 Concluding Remarks

WORKING LANGUAGE OF THE COURSE

English

COURSE INSTRUCTORS

- Professor Dr. Klaus Peter Berger, LL.M., Center for Transnational Law, University of Cologne, Germany
- Mr. Victor Leginsky, B.Ed., LLB, FCIArb (DIAC Listed Arbitrator), Dubai, UAE

COURSE FEES:

AED 6,500 or \$1,800

Fees include:

- Lunch and coffee breaks each day;
- DIAC/CENTRAL- Attendance Certificate;
- Course material, which include:
 - Copy of the casebook “Arbitration Interactive” including DVD Rom and a CENTRAL/DIS-Attendance Certificate
 - Copy of the casebook “Private Dispute Resolution” 2 Volumes including DVD Rom
 - Printed course materials and workshop scenarios
 - DIAC Journal

IMPORTANT INFORMATION

Venue: Dubai Chamber of Commerce & Industry, 13th Floor;

- The course will be conducted from 9:00 AM to 6:00 PM each day with a 90 minute lunch break
- Payment is due in full upon receipt of the registration form

PARTICIPATION & PAYMENT TERMS

- Once the form is received by DIAC you will receive an email confirming your status as applicant
- The number of participants is limited to maximum 40
- Payment can be done via (online or offline payments)
 - Online Payment (www.diac.ae)
 - Offline Payment via Cash, Cheque or Bank Transfer
- Payment via Cheque or Bank Transfer should be faxed to Dubai International Arbitration Centre
Fax: +971 4 2028 669 with 48 hours of sending the form to confirm participation.
- The last day to register is 8th September 2011
- Further details will be sent to all participants after they have registered for the course

CANCELLATION

- 50% will be refunded, if cancellation is done 25 days prior to the event
- No refund, if cancellation is done 14 days prior to the event
- All the days referred to as, working days



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