

Course title	International Arbitration 1				
Teacher(s)	James Claxton		開講区分	単位数	
			2nd semester	2.0	
Numbering Code		Day · Period	Wed4	Timetable Slot Code	3J577

#### Lesson topic

This course introduces students to basic concepts of international commercial arbitration as well as the work of counsel to parties in international arbitration cases. The class sessions include opportunities for students act as lawyers in successive steps of an arbitration and thereby gain practical experience with procedure, written advocacy, and oral advocacy. Prior coursework in international arbitration is useful but not necessary.

#### Lesson target

By the end of the course, students should have a good understanding both of international arbitration procedure and the work of counsel to parties in international arbitrations.

#### Syllabus and plan

Class sessions will be devoted to discussing the fundamentals of international arbitration and to experiential exercises that simulate the work of attorneys representing clients in this area.

The following list identifies the main subjects covered in class discussions:

- Planning for disputes in international commercial business
- The social and legal functions of international arbitration
- Support for international arbitration by courts, laws, and procedural rules
- Selecting and tailoring arbitral proceedings
- Choosing and challenging arbitrators
- Effective oral advocacy
- Effective written advocacy
- Collecting and using evidence in arbitral proceedings
- Legal research in international arbitration
- Enforcement of arbitral awards
- Ethics in international arbitration

Students normally perform the following interactive tasks in class exercises:

- Advise a client about dispute resolution alternatives
- Advise a client about an arbitration clause
- Cross-examine a witness at a hearing
- Make legal and factual arguments at a hearing

Students normally perform the following written tasks:

- Request documents from opposing counsel
- Oppose a request for documents from opposing counsel
- Draft a written brief on legal and factual aspects of a case
- Draft part of an arbitral award

#### Evaluation method

The students will be assessed as follows:

Class participation and exercises: 80%  
Final examination: 20%

#### Evaluation baseline

With the method stated above, grades will be determined in accordance with the degrees of achievement of the objectives.

Notice (include info. on related class)

#### Review and preparation

Materials will be made available to students in electronic format. Students may wish to purchase the textbook identified below for ease of reference.

Students should print materials used in class exercises and bring them to class on the days of the exercises.

#### Office hour · Contact information

Contact details and office hours will be announced at the first session.

#### Message for student

This course is notable for its emphasis on the daily work of lawyers representing clients in international arbitration cases. Students will do what lawyers do over the course of the term: advise clients, choose arbitrators, file requests, file pleadings, cross-examine witnesses, and plead at a hearing. Practitioners of international arbitration will sometimes participate in the class, giving students the chance to meet and learn from experienced counsel. This is a dynamic, interactive course that is intended to improve the students' oral and written advocacy skills while giving them a taste of the practice of international commercial arbitration.

#### Improvements in Teaching

#### Text

Redfern and Hunter on International Arbitration / Nigel Blackaby and Constantine Partasides : Oxford University Press ,2015 ,ISBN:

#### Reference Material

#### Classroom Language

English

#### Keywords

international arbitration international commercial arbitration investment arbitration