

## Descriptor for Module

<b>Module Title:</b>	<b>Dispute Resolution</b>
<b>Module Team:</b>	C.H.Spurin
<b>Credits:</b>	20M
<b>Code:</b>	LC4H38
<b>Pre-requisite(s):</b>	None
<b>Co-requisite(s):</b>	None
<b>Award(s) for which module is a compulsory requirement:</b> None	
<b>Aims of the module:</b> To: introduce students to theories of conflict development and management; develop student skills in predicting and managing differences; provide students with practical experience in negotiation, conciliation and mediation and imbue students with the ability to determine appropriate dispute resolution mechanism for differing categories of relationship and undertaking.	
<b>Synopsis of module content:</b> <ul style="list-style-type: none"> <li>▪ Introduction to the theory and practice of conflict management and dispute resolution.</li> <li>▪ The focus of the course is on experiential learning and students are required to negotiate and mediate through the medium of case studies, accompanied by intensive feedback in the form of self reflection, peer evaluation and tutor assessment.</li> </ul>	
<b>Teaching Methods:</b> Three hours per week over 13 weeks. The module will be delivered using a variety of teaching strategies to include lectures, workshops, role-play, case studies and guided reading.	
<b>Learning Outcomes:</b> Students will be able to: <ol style="list-style-type: none"> <li>1 A1, A4, B2, C1, C2 - develop strategies for managing conflict and implement tactics to maximise outcomes reinforced by an appreciation of the dynamics of conflict involved in interpersonal and inter-group processes.</li> <li>2 C4 - discriminate between disputes that are and those that are not appropriate for negotiation/mediation and conduct the applicable process in a competent and professional manner.</li> </ol>	
<b>Key Skills delivered by this module:</b> <ul style="list-style-type: none"> <li>▪ D1 Interactive and Group Skills : working in negotiation and mediation teams.</li> <li>▪ D2 Communication and Presentation : high level oral presentation skills, negotiation and mediation skills, , advice giving and contract drafting.</li> <li>▪ D3 Psycho-Motor : handling and processing dispute resolution pro-forma. problem solving analysis, decision making.</li> <li>▪ D4 Planning, Management of Learning : Propriety, self appraisal, management of learning and practice during simulated negotiated dispute resolution exercises.</li> </ul>	

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### Assessment requirements:

- Coursework :** 60% : Presentations : made up of combination of written submissions and workshop exercises, of equal weighting, in negotiation and mediation practice as follows :-
- 1 self representation negotiation exercise 10%
  - 2 client representation exercises 20%
  - 2 conciliator exercises 20%
  - 2 client representation exercises 20%
  - 2 mediator exercises 20%
  - One assessed mediator's opening statement 10%
- Examination :** 40% : 2 hours in which students have to answer questions relating to the theories of conflict management and dispute resolution.

### Concise Indicative Reading List:

Reading Lists will be updated annually.

#### Textbooks

- Current editions of
- **Fisher R. Ury W. et al**, *Getting to Yes*, Random House Business Books
  - **Goldberg W**, *Dispute Resolution*, Aspen Law & Business
  - **Matyas A** *Construction Dispute Review Board Manual*. McGraw Hill
  - **Merchant C**. *Designing Conflict Management Systems*. Josey-Bass.
  - **Moore C.W**. *The Mediation Process*. Jossey-Bass.
  - **Palmer M**. *Dispute Processes. Law in Context*, Butterworths
  - **Ury W.**, *Getting Past No*, Random House, Business Books.

#### Journals

- *Arbitration & Dispute Resolution Law Journal*. LLP. Ltd
- *Arbitration*. Chartered Institute of Arbitrators.
- *ADR News*, NMA Press
- *European Journal of International Law*. OUP
- *International and Comparative Law Quarterly*. OUP
- *International Journal of Law and Information Technology*. OUP
- *Oxford Journal of Legal Studies*. OUP

#### Websites

- **Nationwide Academy of Dispute Resolution** - [www.nadr.co.uk](http://www.nadr.co.uk)
- **Mediate.com**, [www.Mediation.com](http://www.Mediation.com)
- **ADR World**, [www.adrworld.com](http://www.adrworld.com)

#### Electronic Databases

- All case law databases

#### Validation Details: