



CI Arb
Malaysia Branch

COURSE INFORMATION
ACCELERATED ROUTE TO FELLOWSHIP
International Arbitration
16th and 17th December, 2017

What is the aim of the module?

To provide a fast-track route to Fellowship through the international arbitration pathway. The Accelerated Route to Fellowship International Arbitration has been designed for busy experienced, legally qualified professionals with substantial knowledge and experience of arbitration. The aim of the program is to assess the range of skills needed in order to perform competently as an arbitrator.

Candidates must evaluate the program themselves as to their personal suitability to undertake it. The program covers the law of civil and commercial arbitration. It is therefore valuable for anyone wishing to be conversant with the law governing the arbitral process generally, whether as a party, advocate, witness, judge or potential arbitrator.

What are the learning outcomes?

On successful completion of this course candidates will be able to:

- Identify and explain in depth all the key elements of the international arbitration process;
- Evaluate issues and apply the law of international arbitration appropriately;
- Demonstrate practical skill in carrying out the tasks required in preparing for and progressing an international arbitration;
- Demonstrate skill in controlling international arbitration, communicating effectively with the parties, applying the relevant rules and adopting appropriate procedures.

What is covered in the Syllabus?

- The Arbitration Act 1996;
- Arbitration agreements;
- Commencement of the arbitration;
- The arbitrator's terms and conditions of appointment;
- Obligations of the tribunal, responsibilities and obligations of the parties;
- An arbitrator's jurisdiction and powers;
- Challenges to jurisdiction;
- Managing the arbitration process: communications, preliminary meeting, interlocutory matters, dealing with factual and opinion evidence and disclosure of documents;
- Presenting the claim and the defence: alternative methods;
- Procedure at a typical hearing;
- Essentials of an enforceable award;
- Costs, offers and interest.

How will I be assessed?

Assessment of this programme is split into two parts, both of which must be passed:

- Assessment 1 - An interactive 2-day assessment in a series of workshops, where situations will be presented to candidates in groups for their consideration. Candidate's knowledge, judgment and interactive/self-presentation skills are assessed by oral exercises.
- Assessment 2 - Written exercises before and during the 2-day workshops:
 - one written exercise on arbitration law to be submitted before the assessment workshops (10%);
 - one written exercise on arbitration law to be submitted during the workshops (20%);
 - two written exercises to be submitted during the workshops (10% each);
 - one written exercise to be completed overnight (30%); and
 - a final written exercise (20%).

Details of the assessment are as follows:

- Assessment 1 (Oral Exercises). This assessment is on a pass or fail basis. Candidates must pass all the workshop sessions. Candidates who fail the workshop will be required to re-sit this assessment.
- Assessment 2 (Written Exercises). Candidates must achieve a minimum overall mark of 55% to pass this assessment.

Candidates are permitted to use any materials they wish throughout the workshops. Results are dispatched to candidates normally eight to twelve weeks from the date of the submission of the examination.

How is the course delivered?

This is an assessment programme as opposed to a teaching module. Learning will be based on private study prior to the oral assessment workshop, reinforced by tutor input and peer discussion during the workshop. The programme is delivered over a period of two days, with assessment workshops on both days. The programme dates advertised are the dates when candidates will be required to attend the assessment workshops.

What are the entry requirements?

In order to be registered onto the Accelerated Route to Fellowship – International Arbitration, candidates must:

- have successfully completed and passed Module 1 Law of Obligations and Civil Evidence, a relevant course offered by a CIArb Recognised Course Provider or a course offered by a CIArb Branch or have obtained an exemption through a relevant legal qualification such as a degree or diploma in law or hold a legal practice certificate.
- Have substantial knowledge of arbitration – UNCITRAL Model Law on International Commercial Arbitration.
- Evaluate the program themselves as to their personal suitability to undertake it, appreciating that the assessment unit is intensive and that they will be assessed throughout the program against standard benchmarks.
- English Language Competence - CIArb training and assessment is carried out in English it is therefore essential that candidates are proficient in both written and spoken English.

What is the course fee and what does it include?

The course fee for CIArb Members is RM5,500.00 net (USD2,100.00) and for non CIArb Members is RM6,000 (USD2,300) per applicant. The fee includes registration of the course, the first attempt at the assessments, study materials, courier charges, lunch and refreshments throughout the day for both days. Candidates are only deemed to be registered for the course upon receipt of full payment and the registration form by the Institute. **Closing date for registration is 20th November, 2017.**

What happens when I register for the course?

Upon successful registration, candidates will receive confirmation they are booked for the course. Joining instructions and course materials will be sent to candidates approximately two weeks before the course start date.

Candidates will be provided with an electronic copy of a Workbook to assist them with their studies together with a suggested reading list. It is recommended that candidates are familiar with the UNCITRAL Model Law and Arbitration Rules and the substantive law in their respective jurisdiction together with the relevant Act(s) and Scheme(s) and important case decisions (where applicable). Candidates should also refer to the recognised standard text books to supplement their study in their respective jurisdiction where these are available.

What is CIArb's Policy on 'cancellation of courses'?

CIArb reserves the right to cancel or change the date, venue or content of programmes and the names of speakers, lecturers and tutors. Candidates will be provided with adequate notice of any change. When circumstances force the Institute to cancel an event, the liability of the Institute shall be limited to the refund of any fees paid and shall not be liable for any consequential loss. The course program is valid at the time of printing.

Should a candidate wish to cancel their registration of a course, notification must be received in writing by ciarbm@gamil.com 2 weeks prior to the course start date. Cancellation charges of fifty percent (50%) of the course fee shall apply. There shall be no refund for cancellations within two weeks of the course start date.

What is my next step when I complete the course?

On successful completion of this course, candidates:

- May progress onto Module 4 Award Writing of the international arbitration pathway.
- Will have an opportunity to gain a prestigious qualification as Fellow of the Chartered Institute of Arbitrators, UK upon successful completion of Module 4