Course description for Advanced International Arbitration (15 ECTS) SPRING 26

General information about the course

Content and objectives

The course Advanced International Arbitration gives an advanced and extensive knowledge within this area of law, with regard to its substantive and procedural aspects, as well as more advanced understanding of its methodology and theory.

The course includes the following course elements:

The content of this course consists of advanced scholarly studies of the legal framework and principles that are relevant to international arbitration law. This course also addresses specialized arbitrations, including construction arbitration, sports arbitration, investment arbitration etc. The course also addresses new and sometimes controversial legal developments, (for example, international ethical regulations, third-party funding, analyzing and balancing of the interest of society and private parties, and complex arbitration involving multiparty), which demands critical analysis of competing interests and policies. The course also highlights the academic debate of the underlying legal theory and basis of international arbitration, which affects both the academic and the practical aspects of this area of law.

Upon completion of the course, students are expected to be able to:

Knowledge and Understanding

After successful completion of the course, the student is expected to be able to:

- demonstrate in-depth knowledge and understanding of international arbitration law and insight into current research and development work, and

- demonstrate in-depth knowledge and understanding of international arbitration theory and method.

Skills and Abilities

After completing the course, the student is expected to be able to:

- demonstrate a deepened ability to integrate knowledge and handle complex issues and situations in international commercial arbitration even with limited information,

- demonstrate a deepened ability to independently identify and formulate arbitration law issues,

- demonstrate a deepened ability to critically analyze and assess various arguments and complex issues within the arbitration law scientific debate and within the ongoing legal development within international arbitration law,

- show enhanced ability to independently plan and implement with adequate methods qualified tasks within given time frames, and

- show advanced ability to clearly explain and discuss their conclusions orally and in writing and the knowledge and arguments that underlie them in dialogue with different groups.

Judgement and Approach

After completing the course, the student is expected to be able to:

- demonstrate the ability to independently and critically assess arbitration issues and evaluate solutions to advanced and complex problems with regard to relevant scientific, societal and ethical aspects,

- demonstrate awareness of ethical aspects of research and development work, and

- show insight into the possibilities and limitations of science.

Pedagogical approach

In this course students will work with advanced and complex problems within international arbitration law from a research perspective and by applying appropriate scholarly methodology. By studying complex and controversial problems from a scholarly perspective, students will develop their ability to plan and conduct their own research.
Instruction in international arbitration methodology and scholarship will be given throughout the course. The course also includes advanced seminars which involve an advanced scholarly level to provide knowledge and insights into contemporary problems, trends and research developments within international arbitration law. As part of the seminar series researchers will be invited to present new and on-going research projects. Particular focus will be put on topics which are the subject for current debates in arbitration doctrine as well as issues which relate to the students' selected topics for their theses.

More about the course structure

The different course elements

Instruction consists of mainly lectures and seminars. The students participate in activities and submit written papers and hold an oral presentation.
The language of instruction is English.

Written and oral exercises

During the course the students will write short papers, hold an oral presentation and conduct settlement negotiations.

Mandatory course elements

Active participation in 80 per cent of the schedule instruction is compulsory. In the event of special circumstances, the course director can grant exceptions. In this case, the student shall be responsible for completing an additional assignment.
The students are to also participate in the activities and submit written tasks as well as hold a presentation.

International and comparative elements of the course

The courses instruction is based on international and comparative aspects of international commercial arbitration.

Interaction with the surrounding society

Guest lectures with both academics and practitioners are an integral part of the course.

How the course relates to other courses and to the law programme as a whole

This course is the second course in the Master of Laws Programme in International Commercial Arbitration Law. The course prepares students to conduct scholarly research and aims to provide students with an advanced understanding of legal scholarly methods and theories, as well as complex problems, research developments and trends within international arbitration law. In relation to the initial compulsory course in the master programme, this course is advanced in both the substance and methodological aspects, and addresses new and controversial developments, issues and research trends in this dynamic area of law.

Requirements regarding participation in the course

Registration

International master students must have successfully completed the mandatory elements of the first course of their master programme (“ICA”) in order to be registered on this course.

Re-registration

Re-registration on the course is done by the course administrator.

De-registration

If for some reason, a student does not intend to take the course, they must de-register within three weeks after the start of the course (known as "early withdrawal period"). This is done through the student’s university account in Ladok. This is of great importance to guarantee a place in a group the next time the student applies for the course. The early withdrawal period is calculated from the Monday of the week the course starts and three weeks ahead. The last day is always a Sunday.

Please note that de-registrations may have consequences for the right to receive student grants, including Erasmus grants. Please, contact CSN for more information if you are a Swedish student, or the Office of International Affairs if you are an international master student or an exchange student.

Study instructions

Textbooks

Obligatory
• Nigel Blackaby, Constantine Partasides et al.: Redfern and Hunter on International Commercial Arbitration, (7th ed.)

Recommended
• Gary B. Born: International Commercial Arbitration (3nd ed. 2020)
• Julian David Mathew Lew, Loukas A. Mistelis, et al.: Comparative International Commercial Arbitration, (Kluwer Law International 2003)

Other materials

As provided in handouts.

Preparations for teaching

As provided in handouts.

Examination

Assessment is based on the students' submitted written work and active participation in the seminars and lectures.

Course grades are determined based on a combination of the individual's performance in each of the different elements of the course. To pass the course all the learning outcomes for the course must be fulfilled.

To complete the course the students, need to pass the final assignment and receive minimum 50 per cent of overall points.

Examined moments

Active participation in min 80 per cent of seminars.

Memorandum – 25 points

Oral presentation – 15 points

Final assignment: Essay – 60 points

Assessment criteria regarding memoranda:

- problem formulation,
- factual knowledge,
- analysis and argumentation,
- language,
- formal requirements,
- ability to carry out the work within specified time frames.

Assessment criteria regarding oral presentation:

- topic,
- knowledge of facts,

- critical perspective,
- oral skills,
- visual aids, e.g. PowerPoint presentation,
- ability to carry out the work within given time frames.

Assessment criteria regarding the exam:

- problem formulation,
- knowledge and understanding,
- analysis and argumentation,
- language,
- formal requirements as appropriate for the task,
- ability to carry out the work within specified time frames

Permitted aids and other exam regulations

All materials are allowed at the final assignment, but communication is not allowed. The exam is to be written independently

Grading criteria on the A-F(x) grading scale

The grading system uses a criterion-referenced scale of seven grades with passing grades of A (Excellent), B (Very good), C (Good), D (Satisfactory), or E (Sufficient). Failing grades are Fx (Insufficient) or F (Entirely insufficient)

Request for grade review:

Requests for grade reviews are submitted on a special form to the course administrator/teaching assistant. The request must be carefully supported and a copy of the exam must be attached.

Studying with a disability

General

Stockholm University offers various forms of extra pedagogical support for people with permanent disabilities. The support offered depends on the individual's situation and is intended to facilitate studies. The goal is for all students to have an opportunity to study on equal terms.

To take advantage of the support offered, students must submit an application to the university's Disability Services (part of the Student Services). To do this, they must log into the system NAIS via a link found on Student Services's web page (Stockholm University > Education > Studying with a disability > how to apply for support) and fill in the online form. To complete the application, a certificate confirming the disability must be attached.

When the application is received, the student will be contacted by the Student Services to book a personal meeting.

Once the student is granted support, they will need to contact their department's contact person and submit the certificate issued by the Student Services. The contact person at the Department of law for Swedish students is Viktoria Pettersson, director of studies, Tel.: 08-16 13 04 or e-mail: viktoria.pettersson@juridicum.su.se. International master students must contact the Office of International Affairs at master@juridicum.su.se. Exchange students must also contact the OIA using the email exchange@juridicum.su.se.

Examination

Note that the course administrator/teaching assistant must be informed of a student's documented disability **no later than 3 weeks** before each examination in order for the extra pedagogical support to be in place in time. If the information is received later, the department cannot guarantee that the examination can be carried out as desired**. Please also note that registration for the exam must be done in the usual manner no later than 10 calendar days before the exam**. Also note that in order to receive extra pedagogical support during the entire course (e.g. note-taking assistance) or special extra measures (e.g. dividing up the exam), the course administrator/teaching assistant must be contacted at the latest **by at the start of the course**.

Student influence and course development

All students are asked to complete an anonymous electronic course evaluation at the end of the course. The course evaluation is of great importance for the quality assurance of the course content and its pedagogical structure. The course is constantly changing and evolving, and the views and ideas expressed in the course evaluation are always carefully considered.