

科目ナンバリング		U-LAS70 10002 SE50					
授業科目名 <英訳>	ILAS Seminar-E2 :Introduction to Alternative Dispute Resolution (ADR) (裁判外紛争解決手続入門) ILAS Seminar-E2 :Introduction to Alternative Dispute Resolution (ADR)			担当者所属 職名・氏名	法学研究科 特定准教授 Saatcioglu, Onur Can		
群	少人数群	単位数	2単位	週コマ数	1コマ	授業形態	ゼミナール(対面授業科目)
開講年度・ 開講期	2024・後期	受講定員 (1回生定員)	15 (15) 人	配当学年	1 回生	対象学生	全学向
曜時限	木5	教室	1共21			使用言語	英語
キーワード	Arbitration / Mediation / Litigation / ADR / Negotiation						
[授業の概要・目的]							
Legal disputes that are arising from contracts in which the parties are from different countries are predominantly resolved by procedures that are alternative to litigation. Instead of applying to a state court, parties quite often and intentionally submit their disputes to private dispute resolution professionals known as arbitrators and/or mediators. Many individuals and businesses are bound with alternative dispute resolution (ADR) clauses with regards to the contractual relationships that they're part of. With this course, it is aimed to provide an essential framework in order to understand what these procedures are; how they differ from each other and how they operate in real life situations.							
[到達目標]							
The course is intended to equip the students that may come from all majors with a fundamental basis regarding alternative dispute resolution methods. At the end of the semester, the students will ideally have a clear understanding about the core aspects of each dispute resolution method that they will most likely encounter in their prospective careers at least in the form of contractual clauses.							
[授業計画と内容]							
1.Introduction: Methods and Contents 2.Negotiation: Definitions and Concepts 3.Negotiation: Stages 4.Negotiation: Legal Aspects 5.Mediation: Definitions and Concepts 6.Mediation: The Process-I 7.Mediation: The Process-II 8.Mediation: Ethical Concerns and Legal Aspects 9.Midterm Exam + Review 10.Arbitration: Definitions and Concepts 11.Arbitral Proceedings and the Arbitral Award 12.Annulment of Arbitral Awards 13.Recognition and Enforcement of Arbitral Awards <Final exam> 14.Appraisal 15.Feedback *In order to facilitate the progress of the students and especially considering the actual composition of the class, the instructor reserves the right to make slight adjustments on the weekly schedule.							
----- ILAS Seminar-E2 :Introduction to Alternative Dispute Resolution (ADR) (裁判外紛争解決手続入門)[2]へ続く -----							

【履修要件】

Students must be proficient in English. However, supplementary explanation of technical terms will be given in simple English in class. Since the course is primarily about the methods for resolving legal disputes, it is also desirable that the students are willing to explore abstract legal concepts.

【成績評価の方法・観点】

Students are expected to have read the given materials in advance each week before the classes, so that they can actively engage in discussions where possible (%20 of the final grade).

There will be one midterm exam (%30 of the final grade) and one final exam (%50 of the final grade).

【教科書】

Handouts will be distributed.

【参考書等】

(参考書)

Jacqueline M. Nolan-Haley 『Alternative Dispute Resolution in a Nutshell (5th Edition)』 (West Nutshell Series, 2021) ISBN:9781684674336

【授業外学修 (予習・復習) 等】

Students are expected to have read the given materials in advance each week before the classes, as well as to review the covered issues afterwards.

【その他 (オフィスアワー等) 】