

## MODULE SPECIFICATION

Part 1: Basic Data					
Module Title	Dispute Resolution Skills				
Module Code	UJUUJJ-30-2	Level	2	Version	1
Owning Faculty	FBL	Field	Law Undergraduate		
Contributes towards	LLB (Hons); LLB (Hons) Commercial Law; LLB (Hons) European and International Law; Law Joint Awards				
UWE Credit Rating	30	ECTS Credit Rating	15	Module Type	Standard
Pre-requisites	none		Co- requisites	none	
Excluded Combinations	none		Module Entry requirements	75 credits acceptable to the award on which the student is registered of which at least 30 credits must be credits from law modules	
Valid From	September 2012		Valid to		

<b>CAP Approval Date</b>	1/5/12
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Part 2: Learning and Teaching	
Learning Outcomes	<p>On successful completion of this module students will be able to:</p> <ul style="list-style-type: none"> <li>• demonstrate understanding of the theory and practice of key dispute resolution methods, including advocacy, negotiation, conciliation, mediation, adjudication and arbitration (Components A and B);</li> <li>• demonstrate understanding of the use of core legal skills underpinning dispute resolution to include case analysis, drafting, interviewing and understanding of rules relating to privilege. (Components A and B);</li> <li>• identify and analyse ethical problems arising in the context of legal practice (Components A and B);</li> <li>• research, analyse, synthesise and evaluate sources relating to the use of dispute resolution methods in the English justice system and/ or other legal jurisdictions (Component B);</li> <li>• demonstrate ability to prepare appropriately and perform effectively in practical skills exercises relating to dispute resolution skills (Component A);</li> <li>• demonstrate ability to critique and reflect upon the use of practical dispute resolution skills including student's own performances and those of fellow students (Component B);</li> </ul>

	<p>In addition the educational experience may explore, develop, and practise <u>but not formally discretely assess</u> the following:</p> <ul style="list-style-type: none"> <li>- working as a team member.</li> </ul>
Syllabus Outline	<p>The course will be divided into four Study Units as follows:</p> <p><b>Study Unit 1:</b> overview of Civil Procedure Rules 1998 (as amended), pre-action steps, disclosure, privilege, costs, dispute resolution methods and ethical considerations; introduction to legal skills to include case analysis, interviewing, writing, drafting and advocacy.</p> <p><b>Study Unit 2:</b> the theory and practice of negotiation.</p> <p><b>Study Unit 3:</b> the theory and practice of conciliation and mediation.</p> <p><b>Study Unit 4:</b> the theory and practice of advocacy, adjudication and arbitration.</p>
Contact Hours/Scheduled Hours	<p>A 2 hour workshop each week.</p> <p>In addition, a further one hour of contact time per week will consist of one or more of the following:</p> <ul style="list-style-type: none"> <li>- one hour small group skills session</li> <li>- clinic session with tutors</li> <li>- external visits eg court or tribunal</li> <li>- online synchronous group preparation using Blackboard Collaborate</li> <li>- occasional guest speakers</li> </ul>
Teaching and Learning Methods	<p><b>Scheduled learning</b></p> <p><u>2 hour weekly workshop sessions</u> Will feature a variety of activities including:</p> <ul style="list-style-type: none"> <li>- exploration and discussion of the history and theory of dispute resolution methods</li> <li>- case-study based practical exercises</li> <li>- regular review of reflective e-learning portfolio preparation</li> </ul> <p><u>1 hour skills sessions</u> Small group focussed skills exercises which will be recorded and reviewed by students as part of their reflective portfolio.</p> <p><b>Independent learning</b> includes researching current dispute resolution practice, theory and law, writing of regular entries for reflective e-portfolio, and preparation for practical skills exercises.</p>
Reading Strategy	<p><b>Essential Reading</b></p> <p>Students will need to buy one core text book to support this module:</p> <p>Blake,S, Browne,J and Sime, S, (2011) <i>A Practical Approach to Alternative Dispute Resolution</i> (1<sup>st</sup> edition) Oxford: Oxford University Press</p> <p>From time to time students may be directed to read individual chapters from books held in the library which will be made available in digitised form via blackboard and/or access specific journal articles via the e-library.</p> <p><b>Further Reading:</b> All students are encouraged to read widely using the library catalogue, a variety of bibliographic and full text databases and</p>

	<p>Internet resources. Many resources can be accessed remotely. Guidance to some key authors and journal titles available through the Library will be given in the Module Guide and updated annually. Assignment reference lists are expected to reflect the range of reading carried out.</p> <p><b>Access and Skills:</b> Students are expected to be able to identify and retrieve appropriate reading. This module offers an opportunity to further develop information skills introduced at Level 1. Students will be given the opportunity to attend the GDP sessions on selection of appropriate databases and search skills. Additional support is available through the Library Services web pages, including interactive tutorials on finding books and journals, evaluating information and referencing. Sign up workshops are also offered by the Library.</p>
Indicative Reading List	<p>The following list is offered to provide validation panels/accrediting bodies with an indication of the type and level of information students may be expected to consult. As such, its currency may wane during the life span of the module specification. Current advice on additional reading will be available via the module guide or Blackboard pages.</p> <p>Chatterjee, C and Lefcovitch, A. (2008) <i>Alternative Dispute Resolution, A Practical Guide</i> (1st edition) London and New York : Routledge.</p> <p>Evans, K. (2000) <i>Advocacy in Court - A Beginner's Guide</i> (2nd edition) London: Blackstone Press Limited</p> <p>Goodman, A. (2010) <i>Mediation Advocacy</i> (2nd edition) London: Nova Law and Finance</p> <p>Maugham, C and Webb, J. (2005) <i>Lawyering Skills and the Legal Process</i> (2nd edition) Cambridge: Cambridge University Press.</p> <p>Menkel-Meadow, C. (2003) <i>Dispute Processing and Conflict Resolution</i> (1st edition) Hampshire: Ashgate, Dartmouth Publishing Company</p> <p>Stone, M. (1998) <i>Representing Clients in Mediation</i> (1st edition) London: Butterworths</p> <p>Online resources to include the PSL dispute resolution resource available through Lexis Library and the dispute resolution resource available as part of the PLC data-base.</p>

Part 3: Assessment			
Assessment Strategy	This module will include formative and summative assessment.		
	Formative assessment will take the form of practice skills exercises and related reflection which will be developed throughout the module.		
	Summative assessment will comprise:		
	<ul style="list-style-type: none"><li><b>Component A (controlled conditions):</b> An oral skills assessment demonstrating ability to analyse a case, construct and deliver an effective set of submissions and deal with questions arising from submissions.</li><li><b>Component B1:</b><ul style="list-style-type: none"><li>An E-portfolio which will be developed throughout the module and will include examples of written and recorded skills practices (e.g. drafting exercises, notes for delivering presentations, recordings of small group skills exercises and preparation for Component A above). The portfolio will be supported by a reflective journal which will map the development of the student's learning.</li></ul></li><li><b>Component B2:</b><ul style="list-style-type: none"><li>A 2000 word article discussing an aspect of dispute resolution, this will require research into and analysis of a current area of dispute resolution in the context of legal practice.</li></ul></li></ul>		
Identify final assessment component and element		Component B2	
% weighting between components A and B (Standard modules only)		A:	B:
		30%	70%
First Sit			
Component A (controlled conditions) Description of each element		Element weighting (as % of component)	
1. Oral assessment of a skill (15 minutes)		100%	
Component B Description of each element		Element weighting (as % of component)	
1. E-portfolio combining evidence of skills practice and reflective journal		70%	
2. Article on a chosen dispute resolution method (2000 words maximum)		30%	
Resit (further attendance at taught classes is not required)			
Component A (controlled conditions) Description of each element		Element weighting (as % of component)	
1. Oral assessment of a skill (15 minutes)		100%	
Component B Description of each element		Element weighting (as % of component)	
1. E-portfolio combining evidence of preparation for oral skills assessment and reflective journal		70%	
2. Article on a chosen dispute resolution method (2000 words maximum)		30%	
If a student is permitted an <b>EXCEPTIONAL RETAKE</b> of the module the assessment will be that indicated by the Module Description at the time that retake commences.			