



College of
Humanities and Law

Postgraduate Diploma in Arbitration and Mediation

CEF Modules 6



Postgraduate Diploma in Arbitration and Mediation

HB013



QF Level : 6 | QR registration No. : 09/002259/6 | Validity Period : 05 May 2008 - on-going

Introduction

The application of arbitration and mediation has widely increased in Hong Kong. With a common law system and geographical convenience, Hong Kong provides the ideal venue for speedy and reliable dispute resolution when commercial conflicts arise. The Postgraduate Diploma in Arbitration and Mediation programme was launched to meet the expanded application of Arbitration and Mediation.

Arbitration

One of the best methods of dispute resolution for construction contracts, international trade, shipping and trans-national businesses is arbitration for the benefits that judgments are enforceable across different jurisdictions as a result of the New York Convention[1958]. Hong Kong has a competitive advantage that there is an enormous pool of experienced professionals in the legal, shipping, international trade, and construction fields, and that they can support dispute settlement. The reservoir of specialist is expanding and the application of arbitration in various areas has increased. Another advantage is the bilingual jurisdiction adopted in Hong Kong and that is beneficial to parties from the Mainland, Taiwan and even Japan to arbitrate in Hong Kong. It is under such circumstances that the programmes are restructured with an expanded coverage cater for other fields.

Mediation

Mediation is another alternative to dispute resolution widely accepted and practised across different businesses and industries in view of its positive outcome in facilitating a more efficient, expeditious and fair disposal of disputes. The reform of the Hong Kong Civil Justice systems in 2009 promoted the use of mediation for a more efficient use of judicial time and resources. The use of mediation in family matters, construction disputes, building management disputes, probate, and even financial products are all very promising.

Programme Objectives

The programme aims to provide professional training in alternative dispute resolution, including arbitration and mediation, in particular the principles and practices of arbitration and mediation. It provides training on the application of these alternative dispute resolution methods in some identified fields including international trade, business transactions, construction, shipping, and the use of mediation in more domestic cases in housing management, family matters etc. The programme is designed as the initial step for those who want to become professional arbitrators, mediators and experts in alternative dispute resolution in a variety of fields to equip themselves with a sound academic foundation and practical knowledge.



A module of this course has been included in the list of reimbursable courses under the Continuing Education Fund




The mother course (Postgraduate Diploma in Arbitration and Mediation) is recognised under the Qualifications Framework (QF Level[6])




The programme curriculum is designed for professional and qualified specialists in various industries, and these provide a unique blend of academic and professional training.

Programme Structure

The programmes is designed for part-time study of one year. Teaching will be conducted through lectures, seminars and workshops. Tutorials and/or case studies discussions may be arranged where appropriate. Series of workshops will be arranged throughout the Mediation Practice (40 contact hours) course. Sessions will be held on weekday evenings and full days on Saturday/Sunday. The medium of instruction is English.

Postgraduate Diploma in Arbitration and Mediation	
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<p><u>Core courses</u></p> <p>Law of Obligation and Civil Evidence</p> <p>Arbitration Practice</p> <p>Law of Arbitration</p> <p>Award Writing</p> <p>Mediation Practice </p> <p>The mother course (Postgraduate Diploma in Arbitration and Mediation) of this module is recognized under the Qualifications Framework (QF Level [6])</p>	<p><u>Elective courses</u></p> <p>Construction Law</p> <p>International Trade Law</p> <p>Law of Shipping</p> <p>(choose 1 out of 3)</p>

 This course has been included in the list of reimbursable courses under the Continuing Education Fund

Assessment

Assessment for all courses (except Mediation Practice) is based on both written examinations and a set of assignments submitted during the academic year. For Mediation Practice, students will be continuously assessed and continuous assessment represents 100% of the overall grade mark of each course.

Entry Requirements

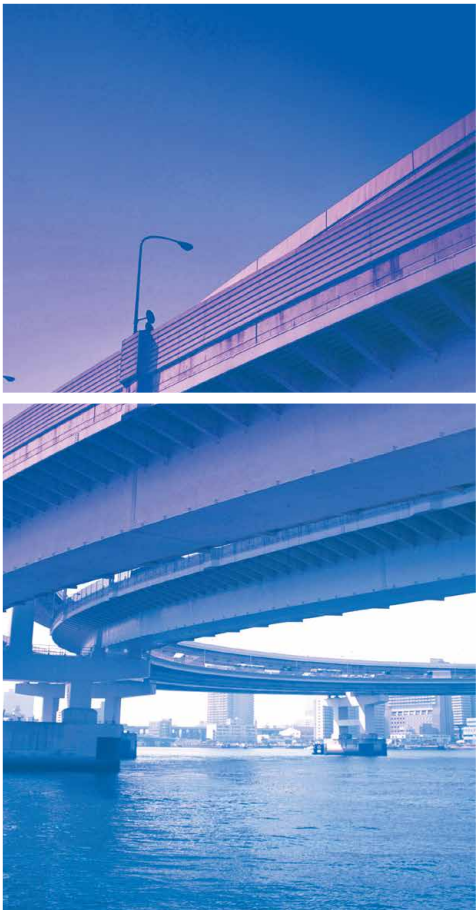
Applicants shall hold:

1. A bachelor’s degree awarded by a recognized university or equivalent, in a relevant discipline with at least 2 years of experience; OR
2. A relevant professional qualification (e.g. RIBA/HKIA, RICS/HKIS, CIOB/HKICM, CIBSE/ICE/HKIE, HKIH/CIH, CILT, ICS, CIPS/HKIPS etc)

If the degree or equivalent qualification is from an institution where the language of teaching and assessment is not English, applicants shall provide evidence of English proficiency such as

- (i) an overall band of 6.0 or above with no subtest lower than 5.5 in the IELTS; or
- (ii) a score of 550 or above in the paper-based TOEFL, or a score of 213 or above in the computer-based TOEFL, or a score of 80 or above in the internet-based TOEFL; or
- (iii) HKALE Use of English at Grade E or above; or
- (iv) HKDSE Examination English Language at Level 3 or above; or
- (v) equivalent qualifications.

Applicants with other qualifications will be considered on individual merit.





Programme Recognition

HKU SPACE is awarded as the Recognised Course Provider by the Chartered Institute of Arbitrators (CI Arb), UK, on the provision of this programme.

Students that successfully complete the programme will be able to enter CI Arb at MCI Arb level.

Mediation Practice course has been also approved by Hong Kong Mediation Accreditation Association Limited (HKMAAL) as an acceptable mediation course as meeting Stage One of the accreditation requirement.

* Each course is individually accredited

Course Director / Teaching Staff

Mr. K. Y. Leung is the Course Director. He is responsible for the academic development of the postgraduate diploma programme. Well-qualified professionals with valuable experience in the industries will be appointed to deliver the lectures of the programme.





Fees

Application Fee : HK\$200

PgDip Arbitration and Mediation : HK\$67,000
(To be made by 2 instalments)

The first instalment is paid upon acceptance to an offer of admission to the programme. The second instalment shall be made in February the next year.

Cheques should be made payable to "HKU SPACE". All fees are non-refundable.

Members of HKIA, HKIE, HKIS, HKIH, and CILTHK are given a 5% discount to the advertised course fees.

Study Duration

The programme will commence in either June or September yearly and complete examinations in August in the following year. Students will attend lectures during weekday evenings and weekends.

Application

Please send your completed application form, together with the application fee and the following documents to the following address. Application forms are obtainable from this link (keywords: Arbitration, Mediation)
<http://hkuspace.hku.hk/web-course/course-search.php>

Course Director
Postgraduate Diploma in Arbitration and Mediation
11/F, Fortress Tower
250 King's Road, North Point, Hong Kong
Tel: 2508 8864 Fax: 2508 6403
E-mail: wella.chau@hkuspace.hku.hk

- (1) Copies of your academic and/or professional qualifications;
- (2) Proven records of use of English;

Applicants are required to send a copy of any Certificates or Diplomas awarded to them that indicate their proficiency in the use of the English language. Applicants who do not have such Certificates or Diplomas should provide a statement from a referee regarding their proficiency in written and spoken English.

Deadline of Application

Candidates are encouraged to apply early. Please refer to the dates stated on the School website.



