

SYLLABUS

1. Course title:

ALTERNATIVE DISPUTE RESOLUTION

2. Code:

3. Cycle of study:

1

4. ECTS credits:

2

5. Type of course:

 Mandatory Elective

6. Prerequisites:

NONE

7. Class restrictions:

NONE

8. Duration / semester:

1

4

9. Weekly contact hours:

9.1. Lectures:

2

9.2. Seminars:

0

9.3. Laboratory/Practice classes:

0

10. Faculty:

FACULTY OF LAW

11. Department/study program:

General course - law

12. Lecturer:

Dr Jasmina Alihodžić, associate professor

13. Lecturer's e-mail:

jasmina.altumbabic@untz.ba

14. Web site:

www.untz.ba

15. Course aims:

- To acquire knowledge and develop skills, to help students understand the essence of the individual institutions and the reasons for their regulation in our law;
- To enable students to compare institutions in national legislation in the field of alternative dispute resolution with the respective institutions in comparative and European law;
- To be able to analyze national and European practices in order to evaluate the performance of our legislation and training for work in practice in accordance with the requirements set out in national and European law, and the requirements of international documents.

16. Learning outcomes:

After finalizing lectures and exercises in this course, students should be able to:

- distinguish between actions/suits that can be addressed through alternative, of those which must be brought before the court proceedings;
- to enable students to use methods of alternative dispute resolution;
- analysis of practical examples;
- comparison of institutions and methods of alternative dispute resolution in national and comparative law.

17. Course content:

- Alternative dispute resolution: development, importance and purpose;
- Types of alternative dispute resolution in national and comparative law;
 - Principles of alternative dispute resolution;
 - The process of mediation and Mediators skills in the EU;
 - Arbitration: national and international
 - The mechanisms of dispute settlement in the WTO;
 - Alternative dispute resolution in criminal cases in domestic legislation and international instruments.

18. Learning methods:

Lectures: interactive, with the maximum involvement of students in the discussion on all the issues concerned, and Exercises (theoretical and practical character) - Interactive and case study based - examples from legal practice in order to test the performance of students due to the process of previously acquired knowledge.

19. Assessment methods:

In the second half of the semester students are supposed to write colloquium which includes previously treated topics on lectures and exercises. Colloquium consists of 15 questions. Each correct answer scored 1 point, respectively, which means that student at the colloquium can achieve a maximum of 15 points. As part of the pre-exam obligations, students are required to make individual or group seminar paper concerning topics from the contents of the subject. Seminar paper is to be submitted in writing to the teacher for review and evaluation, and then presented orally. In the preparation and presentation of the group seminar paper, all students from the group are to be engaged equally, whose participation is valorized individually. For the finished and presented seminar, student can achieve from 0 to 15 points. Also, for continuous interactive role during the lectures and exercises throughout the semester, the student can achieve from 0 to 10 points.

The final exam is oral.

At the oral exam students answer three questions from the program/content of the course. Oral exam is considered to be passed if a student gives at least partial answers to all three questions. At the oral exam student can achieve 50 points.

In order for the student to pass the exam, he/she must achieve a minimum of 54 cumulative points of which a minimum of 20 points at the final oral exam.

20. Assessment components:

Exam grade is based on the total number of points a student achieves by completing pre-exam requirements and oral exam, according to the quality of the acquired knowledge and skills, contains a maximum of 100 points, and is determined according to the following scale:

Obligations of Student	points
Participation in lectures	5
Participation in exercises	5
Active role during the lectures and exercises	10
Seminar paper	15
colloquium	15
Total pre-exam activities	50
Final Exam	20-50

21. Required reading list:

- Fiadjoe, A. (2004) Alternative Dispute Resolution: A Developing World Perspective. Cavendish Publishing.
- Službeni glasnik BiH, br. 37/04. Zakon o postupku medijacije.
- Živanović, A. Bužanin, O. (2009) Alternativno rješavanje sporova - medijacija

22. Web sources:

(max. 687 characters)

23. Applicable starting from the academic year:

2016/2017

24. Adopted in the Faculty/Academy session:

(max. 10 char.)