



Accelerated Route to Membership International Arbitration

What is the aim of the programme?

To provide a fast-track route to Membership through the International (i.e. non-domestic) Arbitration Pathway. The Accelerated Route to Membership has been designed for busy professionals who have some unassessed knowledge of International Arbitration. The aim of the programme is to assess whether the candidate has the knowledge required to understand the process of International Arbitration.

Candidates must evaluate their personal suitability to undertake the programme, appreciating that the assessments are intensive and that they will be assessed against standard benchmarks.

The programme covers the law underpinning the process and procedure of International Arbitration. It is therefore valuable for anyone who is conversant with the law and practice of International Arbitration generally, whether as a party or party representative. It is also an essential step for anyone aiming for Fellowship and for those who aim to practice as an Arbitrator.

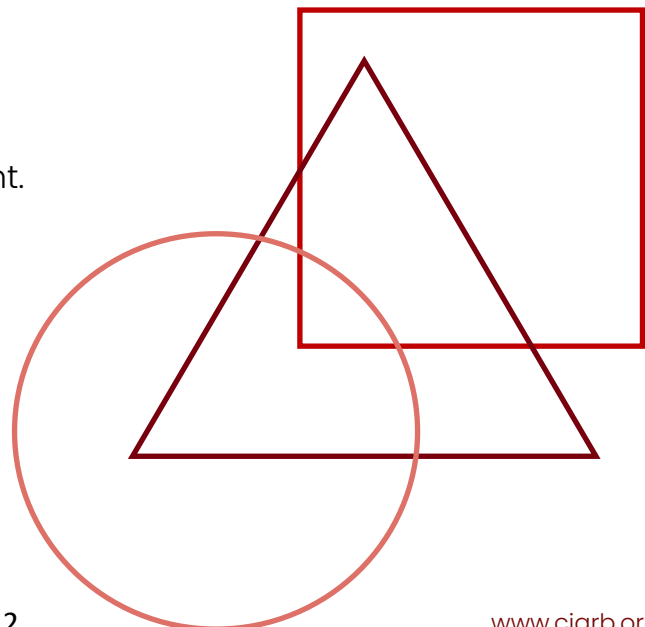
What are the learning outcomes?

On successful completion of this programme candidates will be able to:

- Explain the principles and specific legal requirements in an International Arbitration:
 - The legal framework including limitations of matters that may legally be arbitrated
 - The contractual nature of the appointment of an Arbitrator
 - The rights, duties and responsibilities of a party to an Arbitration
 - The range and limitations of an Arbitrator's powers and jurisdiction
 - The methods of initiating and processing an Arbitration
 - The relevance of the court regarding all stages in an Arbitration
 - The requirements of an enforceable Award
- Evaluate and apply the principles and legal requirements of an International Arbitration
- Identify, explain and apply the legal procedural principles, rules and arguments relevant to the conduct of an International Arbitration

What is covered within the syllabus?

- Fundamental principles of the Arbitration process;
- The UNCITRAL Model Law and Arbitration Rules
- The Arbitration agreement:
- Commencement of an Arbitration and appointment of an Arbitrator
- Obligations of the Tribunal, responsibilities and obligations of the parties
- An Arbitrator's jurisdiction and powers
- The Arbitration process: meetings, timetable, submissions, experts, disclosure, hearings
- The powers of the Court;
- Interest and Costs
- Essentials of an enforceable Award
- Challenges, appeals and enforcement.



How is the programme delivered?

This is an assessment programme as opposed to a teaching module. Learning will be based on private study prior to the oral assessment workshop, reinforced by tutor input and peer discussion during the workshop. The programme is delivered in-person over a period of 2 days, with assessment workshop on day one and an open book examination on day two (online). The programme dates advertised are the dates when candidates will be required to attend the in-person assessment workshop.

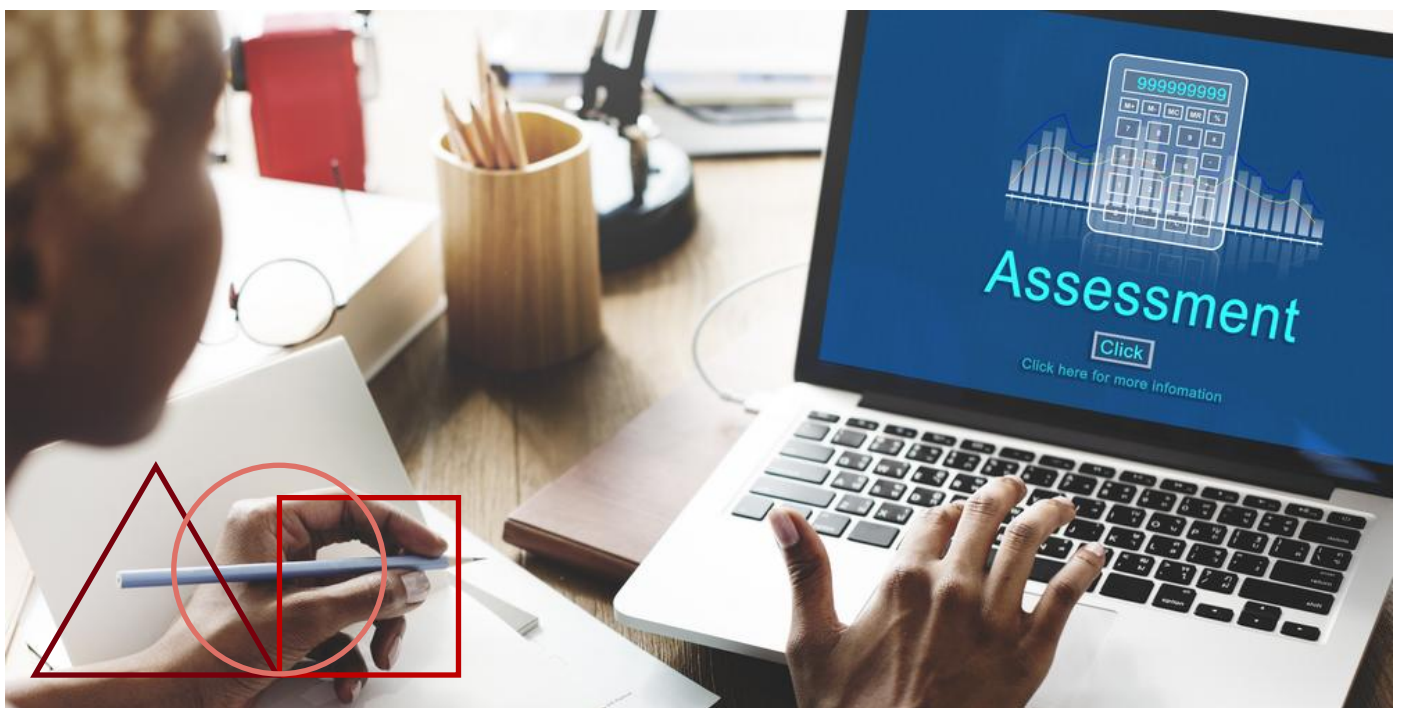
Will the in-person Tutorials be recorded?

Due to data protection laws, we do not guarantee that tutorials will be recorded. CIARB is committed to supporting candidates to be successful in their courses and to achieve successful outcomes in their assessments. **We therefore strongly recommend candidates attend all scheduled tutorials.**

Our tutorials are designed to be interactive teaching and learning experiences taught by Senior Tutors who will assess your individual needs. Candidates therefore will be at a disadvantage if they do not attend all tutorials.

How will I be assessed?

Assessment of this programme is split into three parts:



- **Assessment 1 (Assignment)**
 - A written assignment to be submitted before the programme (20%).
 - This assessment is not on a pass or fail basis. The mark achieved will contribute up to 20% of the final mark.

- **Assessment 2 (Workshop)**
 - An interactive 1 day assessment in a series of workshop, where situations will be presented to candidates in groups for their consideration. Candidate's knowledge, judgment and interactive/self-presentation skills are assessed by oral exercises.
 - This assessment is on a pass or fail basis. Candidates must pass all the workshop sessions. Candidates who fail the workshop will be required to re-sit this assessment.

- **Assessment 3 (Assignment)**
 - This assessment is completed via LearnADR, Ciarb's online learning platform, and will be split into two parts.
 - (Part One) Is a case study exercise with a number of questions that candidates will be required to answer. Available marks: 40.
 - (Part Two) Will consist of five questions, candidates are required to select and answer three. Available marks: 60 (20% per question).
 - This assessment is on a pass or fail basis. The mark achieved will contribute up to 80% of the final mark. Candidates will be given 48 consecutive hours within a 5-day window starting from the third day of the ARM which is your assessment date to submit their answers online. Candidates must achieve a minimum overall mark of 65% to pass the assessment.

Full submission instructions will be provided.

The overall assessment is based upon the combined marks of Assessment 1 and Assessment 3. Candidates must achieve a minimum overall mark of 65% to pass the programme.

Results are dispatched to candidates approximately twelve weeks from the date of the submission of the assessment.

Please note: Success in the assessment is directly linked to tutorial attendance. Please ensure you attend all of the tutorials and engage with the tutor. The tutorials are your opportunity to ask the tutor any questions you may have and gain further understanding on any course topics you feel you need further clarity on.

What are the entry requirements?

In order to register onto the Accelerated Route to Membership, candidates must submit evidence to show that:

- They have extensive knowledge of the framework and skills required to conduct an international arbitration, including:
 - Being able to identify, explain and apply the legal procedural principles, rules and agreements relevant to the conduct an International Arbitration.
 - The contractual nature of the appointment of an Arbitrator, the range and limitations of an Arbitrator's powers and jurisdiction, the rights, duties and responsibilities of a party to an Arbitration.
 - The methods of initiating and processing an Arbitration, the relevance of the court regarding all stages in an Arbitration, the requirements of an enforceable Award, evaluate and apply the principles and legal requirements of an International Arbitration.
 - Evaluate issues and apply the principles of the UNCITRAL Model Law as well as a regional Arbitration law, demonstrate practical skill in carrying out the tasks required in preparing for and progressing an International Arbitration, and demonstrate skill in controlling an International Arbitration, communicating effectively with the parties, applying the UNCITRAL Arbitration Rules and adopting appropriate procedures.

Candidates enrolling on any Ciarb course/assessment are required to ensure that their command of spoken and written English is adequate for the course/assessment for which they have applied. Ciarb does not require any evidence of this standard prior to enrolment on a course/assessment. However, it is the candidate's responsibility to ensure their English language skills are at a Professional Working Proficiency level, in order to meet the required standard when enrolling for any Ciarb course/assessment. It is recommended that candidates have achieved a standard that is, as a minimum, equivalent to the International English Language Testing System (IELTS) level 7 or a score of 94-101 in the Test of English as a Foreign Language (TOEFL) system. *(Please note that we do not require an official IELTS or TOEFL result).*

Please contact the British Council for further details on how to improve your English skills:
<https://learnenglish.britishcouncil.org/>

What is the programme fee and what does it include?



The programme fee is **RM4,620.00 for Ciarb members** and **RM5,544.00 for non-members**. The fee includes registration on the programme, study materials and refreshments throughout the day. Candidates are advised to refer to the Fee Sheet which details other fees that may be relevant.

What happens when I register for the programme?

Upon successful registration on the programme, candidates will receive confirmation they are booked on the programme. Joining instructions and course materials will be sent to candidates approximately 2 weeks before the course start date by email.

Candidates will be provided with an electronic copy of a Workbook to assist them with their studies together with a suggested reading list. It is recommended that candidates are familiar with the UNCITRAL Model Law and Arbitration Rules and the substantive law in their respective jurisdiction together with the relevant Act(s) and Scheme(s) and important case decisions (where applicable). Candidates should also refer to the recognised standard textbooks to supplement their study in their respective jurisdiction where these are available.

What is Ciarb's policy on cancellation of courses?

Ciarb reserves the right to cancel or change the date, venue or content of programmes and the names of speakers, lecturers and tutors. Candidates will be provided with adequate notice of any change. If Ciarb has to cancel a course, candidates will be provided with a full refund or the opportunity to transfer their registration to the next course. Should a candidate wish to cancel/defer their registration of a course, notification must be received in writing to ciarbmb@gmail.com. Deferral charges apply. Please refer to the Fee Terms and Conditions for full details.

What is my next step when I complete the programme?

On successful completion of this programme, candidates:

- may progress onto Module 2: Law of Obligations of the International Arbitration Pathway;
- will be eligible to apply for Member grade of Ciarb and take advantage of a range of educational and professional benefits.
- Candidates are only eligible to apply for the relevant membership grade for a maximum of 2 years after having successfully completed the course & assessment.