



European  
Branch

**CI Arb**

**Lewiatan**   
COURT OF ARBITRATION

**LEWIATAN COURT OF ARBITRATION  
AND CHARTERED INSTITUTE OF ARBITRATORS EUROPEAN BRANCH**

## Programme for one day course in **INTERNATIONAL COMMERCIAL ARBITRATION**

**Warsaw and Krakow, Poland**

- 9.00 **Welcome and Opening Remarks**
- 9.10 **INTRODUCTION: Philosophy and methods for resolving commercial disputes**
- context; public policy; conflict management & dispute resolution
  - negative strategies – positive strategies
  - the importance of the arbitral process: a final solution
  - commercial context; international context
  - arbitration – v – litigation
- 9.35 **LEWIATAN AS A FORUM FOR DISPUTE RESOLUTION**
- 9.50 **PROBLEMS, QUESTIONS AND ANSWERS *open forum discussion***
- 10.10 **Break**
- 10.30 **RESOLUTION BY OTHER MEANS; ARBITRATION IN CONTEXT**
- Settlement based: settlement – v – imposed solutions; negotiation; mediation
  - Provisional decisions by a third party: adjudication; conciliation
  - Shortcuts, combinations & specialities:
    - facilitation; assisted negotiation; fast-track arbitration; med-arb, arb-med
    - mini-trial; rent-a-judge; court referrals; ombudsman
  - Dispute boards: DRBs, DABs, CDBs
- 11.00 **WORKSHOP 1 – DISCUSSION: CHOOSING THE APPROPRIATE METHOD *in groups with tutors***
- 11.45 **THE ARBITRATION AGREEMENT – “Where it all starts”**
- consensus: jurisdiction
  - functions; essentials
  - content: choice of laws, location, procedure & tribunal
  - clauses; submissions
  - ‘trigger’; notice of arbitration
- 12.30 **Lunch**
- 13.15 **WORKSHOP 2 – EXERCISE: DRAFTING AN ARBITRATION AGREEMENT *in groups with tutors***
- 14.00 **THE ARBITRAL AWARD – “Where it all ends”**
- objects; types
  - formal and legal requirements
  - contents; reasons
  - enforceability; conventions, public policy etc
- 14.45 **PROBLEMS, QUESTIONS AND ANSWERS *open forum discussion***
- 15.10 **Break**
- 15.30 **ARBITRATION PROCEDURE – “The bits in the middle”**
- nomination; appointment
  - communications; procedural meetings
  - orders; interlocutory hearings and applications
  - oral hearings; challenges
  - Arbitration procedure in Poland – Lewiatan’s perspective
- 16.20 **WORKSHOP 3 EXAMPLES OF PROCEDURAL PROBLEMS *in groups with tutors***
- 17.00 **Start of examination period**
- 19.00 **End of examination period**



**HUMAN CAPITAL**  
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