

**Diploma in Alternative Dispute Resolution System (D.A.D.R.S.) :  
WINTER - 2018**

**SUBJECT : INTERNATIONAL LAW RELATING TO ARBITRATION**

Day : Tuesday  
Date : 30/10/2018

**W-2018-1676**

Time : 02.30 PM TO 05.30 PM  
Max. Marks : 80

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**N.B.:**

- 1) Attempt **ANY SIX** questions and Question number 1. Which is **COMPULSORY**.
  - 2) Question Number 1. Carries **20 Marks** and all other Questions carry **12 Marks** each.
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- Q.1** Write short notes on (**ANY FOUR**) of the following:
- a) Geneva Convention
  - b) Domestic awards
  - c) Advantages of resolution of dispute by arbitration
  - d) Important features on New York Convention on ADR
  - e) Jurisdiction of Arbitral Tribunal
  - f) Need for International Arbitration
- Q.2** Explain how the will of the contractual parties are dominant in deciding the territory and law of the land for the settlement of disputes arising out of contracts and contractual obligations.
- Q.3** Bring out the salient features and importance of 'Arbitration Agreement' and explain its effects in passing the award.
- Q.4** Discuss the nature, scope and importance of the International Arbitration Law.
- Q.5** Discuss the implementation of foreign awards in comparison with domestic awards.
- Q.6** "The term 'Conflict of Laws' does not apply to commercial transactions but applies only to personal laws or other which are not commercial in nature." Discuss.
- Q.7** "The appropriate appointment of arbitrators is crucial for the functioning of any ADR system." Discuss.
- Q.8** Discuss in detail the salient features of the UNCITRAL Model Law on Arbitration and its impact in India.
- Q.9** Discuss how the Indian Constitution supports the concept of International Arbitration for settlement of dispute in the light of landmark judgments.
- Q.10** What are the conditions for the enforcement of foreign awards and grounds for refusal of foreign awards under the ADR Act of 1996?