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DIPLOMA IN ALTERNATIVE DISPUTE RESOLUTION SYSTEM (2008 COURSE)
D.A.D.R.S. : WINTER- 2022
SUBJECT : COMPARATIVE STUDY OF ARBITRATION LAWS

Day : Monday

Time : 10:00 AM-01:00 PM

Date : 12/12/2022

W-4319-2022

Max. Marks : 80

N.B.

- 1) Attempt **ANY SIX** questions out of which Q.No. 1 is **COMPULSORY** . .
 - 2) Q.No. 1 carries 20 marks and all other questions carry 12 marks.
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- Q.1** Write short notes on **ANY FOUR** of the following :
- i) Community based dispute resolution
 - ii) Appointment of arbitrator in New Zealand
 - iii) Commercial & other forms of contract arbitration in the United States of America
 - iv) Foreign Awards in the United Kingdom
 - v) Procedure in the United Kingdom for the appointment of Arbitrators
 - vi) Dispute resolution in the judicial system in the USA
- Q.2** 'Arbitration of commercial dispute has increased in New Zealand in the last two decades.' Discuss.
- Q.3** 'Independence to refer issues to arbitration is limited in India because the legislature has preexisting institutions where issues are to be handed. ' Explain in detail the process of intervention of courts in India.
- Q.4** Write a detailed note bringing out the comparative approach in the ADR system in UK and India.
- Q.5** Write a detailed note on Dispute Resolution in the Judicial System in the USA.
- Q.6** 'ADR is now widely used in the UK across many sectors.' Bring out the historical development of Alternative Dispute Resolution in the UK.
- Q.7** 'The United States federal and state arbitration statute and decisional law reflects a strong public favour of international arbitration.' Discuss.
- Q.8** Write a detailed note on the procedure for appointment of arbitrators for international arbitration in the UK.
- Q.9** 'Arbitration is better sorted for MNC's because of robust international conventions favoring the recognition and enforcement of foreign arbitral award.' Discuss.
- Q.10** 'Multinational companies prefer arbitration instead of courts.' Elaborate.
