

## 2-Day Workshop on Alternative Dispute Resolution (ADR) In Islamic Finance

### Introduction

The methods of alternative dispute resolution (ADR) in Malaysia are principally mediation, conciliation, adjudication and arbitration. These methods of ADR are becoming increasingly popular mechanisms to resolve disputes. Many perceive litigation as time-consuming and believe that these methods of ADR would save time costs, can resolve their disputes in confidence and also that it will not create ill-will or animosity as it sometimes does, in litigation. However, it is a misconception to think that arbitration in particular, is less expensive to litigation.

### Price:

Single participant	RM1,799.00 per participant
Group (above 3 participant)	RM1,599.00 per participant

### Training Method

Workshops involve a mix between lecture, case study analysis, and workshop.

### Course Content

#### Day 1

##### Introduction

1. Why ADR in Islamic Finance?
2. Definition of ADR?

##### Types of ADR

1. Arbitration
2. Mediation
3. Expert assessment
4. Facilitation
5. Case appraisal
6. Online dispute resolution
7. Fact finding
8. Mini trial
9. Private judging
10. Summary jury trial
11. Negotiation
12. Ombudsman

##### ADR in Islam

1. Sulh
2. Tahkim

##### Hybrid ADR

1. Med Ex
2. Med Arb/ Arb Med

#### Day 2

##### International and Local Institutions Applying Arbitration and mediation For Dispute Resolution in Islamic Banking Around The World / Middle East / Europe / Asian / Regional

- i. Kuala Lumpur Regional Centre for Arbitration, Malaysia (KLRCA)
- ii. Cairo Regional Centre for International Commercial Arbitration (CRCICA)
- iii. Regional Centre for International Commercial Arbitration – Lagos (RCICAL)

- iv. Tehran Regional Arbitration Centre (TRAC), the Islamic Republic of Iran
- v. International Islamic Mediation Arbitration Centre (IMAC)
- vi. Hong Kong International Arbitration Centre (HKIAC)
- vii. Singapore International Arbitration Centre (SIAC)
- viii. Dubai International Arbitration Centre (DIAC)
- ix. Kuala Lumpur Regional Centre For Arbitration (KLRCA)
- x. Financial Mediation Bureau (FMB)

### FOCUS DISCUSSION

1. Arbitration
  - i. UNCITRAL Model Law
  - ii. Arbitration Act 2000
  - iii. Principles and benefits of Arbitration
  - iv. Process model in Arbitration
  - v. Duties and responsibilities of an Arbitrator
  - vi. Who is the right Arbitrator?
  - vii. Rules to govern the arbitration
  - viii. Arbitration Agreement (arbitration clause or separate agreement)
2. Mediation
  - i. Principles and benefits of mediation
  - ii. Process model in mediation
  - iii. Duties and responsibilities of mediator
  - iv. Court Annexed Mediation
  - v. Mediation Agreement

### Course Leader



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