

# SURENDRANATH LAW COLLEGE

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Ref. No. SNLC/IQAC/ACA/020/2025-26

Date : 21.04.2025

## PRACTICAL ASSIGNMENTS OF 10<sup>TH</sup> SEMESTER

### Paper-III

### PRACTICAL TRAINING-III

It is hereby informed to the students of the 10th Semester to deal upon the following assignments which is appended below, in consonance with the practical training which consists of 100 marks in respect of:

#### **Alternate Dispute Resolution**

The submission of the paper will be notified shortly.

#### **ALTERNATE DISPUTE RESOLUTION**

1. What is the **philosophical foundation** of Alternative Dispute Resolution (ADR)? How does it align with the principles of access to justice and speedy resolution of disputes?
2. Discuss the **role of ADR in reducing the burden on the judiciary** in India. Provide examples of its success in specific areas like family disputes or commercial conflicts.
3. Compare and contrast **adjudicatory** (e.g., arbitration) and **non-adjudicatory** (e.g., mediation, conciliation) methods of ADR. Which method is more effective in resolving complex disputes?
4. Explain the concept of **hybrid ADR mechanisms** (e.g., med-arb, arb-med). How do they combine the benefits of different ADR processes?
5. What are the **key stages of negotiation**? Discuss the importance of preparation, communication, and compromise in achieving a successful outcome.
6. Critically analyze the role of **cultural differences** in negotiation, especially in cross-border disputes. How can negotiators address these challenges?
7. What is the **legal framework for conciliation** in India? How does it differ from mediation under the Arbitration and Conciliation Act, 1996?
8. Discuss the **ethical responsibilities of a conciliator**. How can a conciliator ensure neutrality and fairness in the process?
9. Explain the concept of **transformative mediation**. How does it focus on empowering parties and improving their relationship, rather than just resolving the dispute?
10. Evaluate the effectiveness of **online mediation** in the post-pandemic era. What are its advantages and limitations compared to traditional in-person mediation?
11. What are the **essential elements of a valid arbitration agreement**? Discuss the significance of clarity, consent, and enforceability in drafting such agreements.
12. Analyze the **challenges faced in domestic arbitration** in India, such as delays, high costs, and lack of institutional support. How can these issues be addressed?

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13. Discuss the **role of the International Chamber of Commerce (ICC)** in promoting international commercial arbitration. How does it facilitate cross-border dispute resolution?
14. What are the **key features of the New York Convention, 1958**? How has it contributed to the enforcement of foreign arbitral awards globally?
15. Examine the role of **technology in ADR**, such as the use of artificial intelligence (AI) and blockchain in arbitration and mediation. How can these innovations improve the efficiency of ADR processes?