

## Subject overview

---

This subject examines dispute resolution schemes, typically considered prior to litigation. Among the topics to be covered are the nature of conflict and how it impacts on society; critical negotiating skills; concepts of adversarial and principled negotiation; theory, philosophy, and process of negotiation, mediation, and arbitration; the legal issues surrounding the practice of dispute resolution in various systems; the role of state control of disputation and the impact of statutory schemes; the empowerment issues surrounding the practice of dispute resolution.

## Learning Outcomes

---

By the completion of this subject students will be able to:

- Understand the various types of dispute resolution in operation.
- Understand the nature of conflict and how it impacts on society.
- Articulate the necessary skills required of negotiators when negotiating.
- Understand the concepts of adversarial and principled negotiation.
- Understand the theory, philosophy and process of mediation and arbitration.
- Identify and discuss critically the legal issues surrounding the practice of dispute resolution.
- Identify and discuss critically the role of state control of disputation and the impact of statutory schemes.
- Understand Describe the empowerment issues surrounding the practice of dispute resolution.

## Assessment overview

---

- Participation Pass/Fail
- Assignment 30% of total assessment
- Exam 70% of total assessment

## Subject modules

---

- Communication in Dispute Resolution
- Negotiation
- On-Line & Victim-Offender Dispute Resolution
- Mediation
- Arbitration
- Legal Issues
- Empowerment
- The State & Dispute Resolution
- Dispute Management
- Quality & Ethics
- The Final Negotiation

## Required readings

---

- Spencer, D. (2005). *Essential dispute resolution* (2nd Ed.). London: Cavendish Publishing Limited.
- Spencer, D. & Altobelli, T. (2004). *Dispute resolution in Australia: Cases, commentary & materials*. Sydney, Australia: Lawbook Co.

## Questions?

---

If you have questions about any of the subject summaries, please contact us.