

Module 2 – Law of Obligations (UAE 2023)

Course Information

What is the aim of the course?

To provide an understanding of the relevant principles in the law of tort and the law of contract in the context of how disputes may arise and be resolved. This course is designed to consider both common and civil law jurisdictional principles to give a solid grounding to all practitioners.

This course is intended for individuals who may not have studied law previously and wish to gain an understanding of the elements of the law of obligations that affect matters in civil and commercial disputes in a variety of different jurisdictions. It is suitable for anyone with a general interest in dispute resolution and is essential for individuals who wish to go on to become qualified arbitrators, adjudicators or mediators. It is also suitable for those from either system of law wishing to improve or refresh their knowledge of the more unfamiliar system of law.

What are the learning outcomes?

On successful completion of this course candidates will be able to demonstrate sound conceptual, technical and/or practical knowledge of:

The sources of law and demonstrate how these are used in a common/civil law;
The nature and significance of the different types of obligations;
The ability to evaluate and apply contractual and tortious remedies;
Analytical skills on problems using the law of contract and the law of tort.

What is covered within the syllabus?

Contract:

- Types of contracts
- Formation of a valid contract
- Content of contract
- Vitiating factors

- Privity and third parties
- Discharge of a contract
- Limitations
- Agency
- Disputes

Tort:

- Primary and vicarious liability
- Negligence
- Damage
- Occupiers' liability
- Direct and indirect interference
- Defences
- Limitations
- Remedies: damages, injunctions

How is the course delivered?

The course is delivered over a period of six (6) months, with a combination of private study and face to face tutorials.

How will I be assessed?

Assessment of this course is by 'at home' coursework and candidates will have within 48 consecutive hours from when they first access the coursework to complete within 5 days. The assessment will be undertaken outside of the formal examination arrangements that would ordinarily have applied to Ciarb exams and does not preclude, the undertaking of the coursework in any non-home environment. The pass mark for the coursework will be set at 65%. Ciarb's Candidate Regulations apply to all 'at home' coursework. Further information is provided in the Ciarb 'At Home' Coursework Submission Instructions.

What are the entry requirements?

In order to register for the course, candidates must:

- Have successfully completed and passed Module 1 – Law, Practice and Procedure
- Applicants who have a recognised law degree or practicing law certificate may be eligible for the Module 2 Online Exemption Test.

English Language Competence – Ciarb training and assessment is carried out in English it is therefore essential that candidates are proficient in both written and spoken English.

Where English is not a candidate's first language it is recommended that they have achieved a standard that is, as a minimum, equivalent to the International English Language Testing System (IELTS) level 7 or a score of 94-101 in the Test of English as a Foreign Language (TOEFL) system. Ciarb issues this advice as a guideline and, while it will not require any evidence of this standard prior to enrolment on a course, candidates who do not have this standard of English may be disadvantaged.

What is the course fee and what does it include?

The course fee is **AED 5,300.00 + VAT at 5%**. The fee includes registration on the course, study materials, and face to face tutorial days.

The Assessment fee is not included in the course fee and must be paid separately and directly to Ciarb as it is a centralised assessment. The assessment fee is **AED 1,710.00 inclusive of VAT** which is the equivalent of £342 GBP. Candidates will be invoiced directly by Ciarb once they have informed the branch they wish to register. Payments can be made online, via bank transfer or over the phone.

How to register for this course?

Those who are interested to join the module 2 of the Ciarb's course should send an email to Mr. Atheeq at his email address atheeq@etamimi.com asking him to provide an Invoice. Once you receive the invoice you will do the bank transfer based on the information provided in the invoice. Please include a copy of your email to the following email addresses:

module2.ciarb.uae@gmail.com

jc_ciarb@yahoo.com

glenntrueick@gmail.com

Glenn Trueick is the Course Administrator and can be contacted at his email address:

glenntrueick@gmail.com

What happens when I register for the course?

Upon successful registration on the course, candidates will receive confirmation they are booked on the course. Joining instructions and course materials will be sent to candidates by email. Other course materials may be provided direct to candidates at tutorials.

Candidates will receive login details for the on-line platform prior to the course

assessment date on the condition that full payment of the course fee has been received.

What is Ciarb's policy on cancellation of courses?

Ciarb reserves the right to cancel or change the date, venue or content of programmes and the names of speakers, lecturers and tutors. Candidates will be provided with adequate notice of any change. If Ciarb has to cancel a course, candidates will be provided with a full refund or the opportunity to transfer their registration to the next course. Should a candidate wish to cancel their registration of a course, notification must be received in writing to education@ciarb.org. Cancellation charges may apply.

What is my next step when I complete the course?

On successful completion of this course, candidates may progress onto Module 3 of the International Arbitration - Evidence, Decision Making and Award Writing course (eligibility dependent).

Course Schedule

The course is delivered over a period of six (6) months, with a combination of private study and face-to-face tutorials. The course director and tutor is **Nick Carnell**.

The course start date advertised is the start date of the course when candidates will be required to start their private study of reading **NOT** when they attend tutorials. The face-to-face tutorial dates are listed on the Course Schedule below. Those attending face-to-face tutorials should comply with Government guidelines related to Covid19 and may be required to provide proof of vaccination or negative PCR.

The schedule for this course is provided on the next page to assist candidates in planning their study time.

Course Schedule

The schedule for this course is structured to provide the following:

- Private study which includes reading course materials and undertaking elements of any self-assessment tasks in your own time; and
- Face-to-face tutorials involve candidates coming to Dubai to attend classes.

Module 2 - Law of Obligations				
Study Schedule	Chapters	Course Start Date: 18 June 2023		
		Duration	Start	End
Private Study	1 - 9	21 Days	18-Jun-23	08-Jul-23
Tutorial	1 - 9		09-Jul-23	
Private Study	10 - 15	21 Days	10-Jul-23	29-Jul-23
Tutorial	10 - 15		30-Jul-23	
Private Study	16 - 21	21 Days	31-Jul-23	19-Aug-23
Tutorial	16 - 21		20-Aug-23	
Private Study	22 - 26	21 Days	21-Aug-23	09-Sep-23
Tutorial	22 - 26		10-Sep-23	
Private Study	Revision	21 Days	11-Sep-23	30-Sep-23
Tutorial	Revision		01-Oct-23	
Assessment*			12-Oct-23	

- *The Assessment fee is not included in the course fee and must be paid separately and directly to Ciarb as it is a centralised assessment.