

MODULE LGS3020: DISPUTE RESOLUTION

Level: Advanced

Theme: Social Context

Prerequisite: None

Module Description: Students demonstrate and apply such methods as negotiation, mediation, arbitration and adjudication used to resolve disputes. Students also identify career opportunities and challenging issues related to the dispute resolution methods.

Module Parameters: No specialized equipment or facilities.

Supporting Modules: LGS1010 You & the Law 1 (As a Consumer and as a Family Member)
LGS1020 You & the Law 2 (In Society and in the Workplace)

Curriculum and Assessment Standards

Module Learner Expectations	Assessment Criteria and Conditions	Suggested Emphasis
<p><i>The student will:</i></p> <ul style="list-style-type: none"> differentiate between traditional and alternative dispute resolution methods 	<p><i>Assessment of student achievement should be based on:</i></p> <ul style="list-style-type: none"> given cases/scenarios related to dispute, identifying the most appropriate method(s) used by the parties to resolve the dispute; discussing benefits and limitations of the method(s) chosen; suggesting alternative ways of handling the dispute, if appropriate. <p><i>Assessment Tool</i> LGS3020–1: Dispute Resolution Framework LGS3020–2: Dispute Resolution Sample Scenarios</p>	20
<ul style="list-style-type: none"> demonstrate an understanding of the progression of dispute resolution options 	<ul style="list-style-type: none"> given a variety of dispute situations, selecting one and simulating a hearing using at least one dispute resolution method. <p><i>Assessment Tool</i> LGSDISRES: Dispute Resolution Scoring Guide <i>Standard</i> Rating of 3</p>	80
<ul style="list-style-type: none"> demonstrate basic competencies. 	<ul style="list-style-type: none"> observations of individual effort and interpersonal interaction during the learning process. <p><i>Assessment Tool</i> Basic Competencies Reference Guide and any assessment tools noted above</p>	Integrated throughout

MODULE LGS3020: DISPUTE RESOLUTION (continued)

Concept	Specific Learner Expectations	Notes
Negotiation	<p><i>The student should:</i></p> <ul style="list-style-type: none"> • define negotiation • identify instances where negotiation would be appropriate. 	<p>Labour negotiator Litigation lawyer Insurance adjustor</p>
Mediation	<ul style="list-style-type: none"> • define mediation • identify instances where mediation would be appropriate. 	<p>Alberta Arbitration & Mediation Society Landlord & Tenant Advisory Board Labour Relations Code Family Mediation Project Professional mediator Video re Insurance Mediation</p>
Arbitration	<ul style="list-style-type: none"> • define arbitration • identify instances where arbitration would be appropriate. 	<p><i>Arbitration Act</i> <i>School Act</i> Superintendent of Insurance</p>
Adjudication	<ul style="list-style-type: none"> • describe when litigation is required in attempting to resolve a dispute • participate in a civil court simulation • participate in a criminal court simulation • compare civil standards and procedures with criminal standards and procedures • compare arbitration with adjudication • describe innovations by the court to pre-empt trials, e.g., mini trials, victim-offender mediation. 	<p>Judge as speaker <i>Law Now (Resource News, Oct. 1987)</i> Mock Trial Kits from Legal Resource Centre Visit to Court House</p>
Challenging Issues	<ul style="list-style-type: none"> • identify some challenging issues • research one or more of these issues • research examples of negotiation, mediation, arbitration and litigation • describe how these methods are used to resolve disputes in a variety of situations such as: <ul style="list-style-type: none"> – environmental issues – workplace scenarios – labour disputes – conflicts between individuals and governments – family breakdown. 	

MODULE LGS3020: DISPUTE RESOLUTION (continued)

Concept	Specific Learner Expectations	Notes
Law-related Careers	<p><i>The student should:</i></p> <ul style="list-style-type: none">• describe potential careers in law related to:<ul style="list-style-type: none">– the courts– labour relations– litigation– mediation– arbitration– negotiation.	