

**La justice participative à la Faculté de droit de
l'Université McGill**
(ANNÉE ACADÉMIQUE 2013-2014)

Premier cycle

Objectifs des programmes offerts	<p>B.C.L./LL.B. (105 credits) The Faculty of Law's unique integrated program leads to graduation with both civil law and common law degrees (B.CL./LL.B). McGill Law students are introduced to "<i>transsystemic</i>" teaching in the first year of the program; fundamental concepts of the civil law and common law traditions are studied within a single course. This unique method of instruction fosters analytical ability, critical reflection and openness to diverse approaches to legal problems.</p> <p>B.C.L./LL.B with Major in Commercial Negotiation and Dispute resolution (123 credits) The Major Concentration in Commercial Negotiation and Dispute Resolutions is articulated around a <u>synthetic skill-set driven by the transversal theme "Commercial Negotiation and Dispute Resolutions"</u> and inspired by an interdisciplinary approach.</p> <p>Law and non-law courses are combined with the practical experience acquired during an internship. The required writing of an independent essay allows students to integrate the various academic and clinical strands of the major program, and, more broadly, of legal learning.</p>
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**Cours traitant principalement de la justice participative
Premier cycle**

Titre et description des cours offerts	<p>CMPL 508 – Research Seminar (Special Topics in Mediation) Overview of the foundations, theories and skills of assisted conflict resolution, specifically mediation, its origin, practices and cultural traditions in the context of national and international disputes. Through role-play exercises, live demonstrations, case studies and discussions with experts, students learn the role of counsel and neutral parties in negotiation and mediation processes, as well as experience the skills necessary to be effective in those roles.</p> <p>CMPL 533 – Resolution of International Disputes Conflict of jurisdictions and recognition of foreign judgments, as well as arbitration between parties to international contracts, with particular reference to international conventions.</p> <p>LAWG – 513, 514, 515 Specialized Topics in Law (Summer Arbitration Program) Intensive summer arbitration program that consists of six modules covering various dispute resolution mechanisms, including an introduction to arbitration; consumer arbitration; the UNCITRAL Model Law on ICA; NAFTA arbitration; ICC arbitration; U.S. law of arbitration; and ICSID arbitration.</p> <p>LAWG 518 – Specialized Topics in Law (International Investment Disputes) This seminar will examine the law of investor-State dispute resolution. We will focus on treaty law as reflected in regional trade agreements such as NAFTA and bilateral investment treaties (BITs), as well as on customary international law that protects investors from expropriation, denials of fair and equitable treatment, and discrimination on the basis of nationality. We will examine the actual mechanisms for investor-State dispute settlement under arbitral facilities such as the International Centre for Settlement of Investment Disputes as well as under ad hoc rules. We will also address the environmental and social issues surrounding international legal protection of foreign investment and proposals for modifying or even eliminating agreements due to concerns about regulatory "chill".</p>
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	<p>LAWG 521 – Student-Initiated Seminar (Restorative Justice) Law General : Supervised student-initiated seminar.</p> <p>CMPL 568 – Extrajudicial Dispute Resolution An examination for the non-adjudicative means of dispute resolution, including mediation and consensual arbitration.</p> <p>ORGB 325 – Negotiations and Conflict Resolution: Organizational Behaviour A conceptual framework to guide participants through negotiation and conflict resolution process (Desautels Faculty of Management).</p>	
Optionnel ou obligatoire	Tous : <input checked="" type="checkbox"/> Optionnel	Tous : <input checked="" type="checkbox"/> Optionnel
Offre de cours 2013-2014	<p>CMPL 508 Summer 2013</p> <p>CMPL 533 Winter 2014</p> <p>CMPL 568 Winter 2014</p> <p>LAWG 513 Summer 2013</p> <p>LAWG 514 Summer 2013</p>	<p>LAWG 515 Summer 2013</p> <p>LAWG 518 Winter 2014</p> <p>LAWG 521 Winter 2014</p> <p>ORGB 325 Winter 2014</p>
Nombre de crédits	<p>CMPL 508 2 crédits</p> <p>CMPL 533, 568, LAWG 518, 521 & ORGB 325 3 crédits</p> <p>LAWG 513, 514, 515 2 crédits chacun (6 crédits pour le programme)</p>	
Nombre d'étudiants inscrits	<p>CMPL 508 25</p> <p>CMPL 533 22</p> <p>CMPL 568 21</p> <p>LAWG 513 13</p> <p>LAWG 514 13</p>	<p>LAWG 515 13</p> <p>LAWG 518 16</p> <p>LAWG 521 10</p> <p>ORGB 325 37</p>

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Professeurs ou chargés de cours	CMPL 508 L'Honorable Louise Otis CMPL 533 Prof. Fabien Gélinas CMPL 568 Me Marc E. Gold LAWG 513 Profs. Frédéric Bachand et Geneviève Saumier LAWG 514 Profs. Andrea Bjorklund et Fabien Gélinas	LAWG 515 Prof. Frédéric Bachand LAWG 518 Prof. Andrea Bjorklund LAWG 521 Prof. Ron Niezen ORGB 325 Prof. Jay Hewlin
Cours traitant principalement de la justice participative		
Deuxième cycle		
Titre et description des cours offerts	Aucun programme spécifique de deuxième cycle offert sur la justice participative. Les cours mentionnés en A sont également ouverts aux étudiants de deuxième cycle (sauf ORGB 325).	
Cours abordant la justice participative		
LAWG 535 – Specialized Topics in Law	Law of investor-State dispute resolution, focusing on treaty law as reflected in regional trade agreements such as NAFTA and bilateral investment treaties (BITs), as well as on customary international law. Examination of mechanisms for investor-State dispute settlement under arbitral facilities such as the International Centre for Settlement of Investment Disputes as well as under ad hoc rules.	