

Synopsis

The Cork Region of Engineers Ireland will hold a series of four (4) evening CPD lectures this October. This year the theme is “Alternative Dispute Resolution” (ADR). Over the four weeks we will have lectures from Engineers and Lawyers about various forms of ADR, including arbitration, conciliation & mediation; finishing with an innovative “role-play” on 26th October.

Who should attend?

It is intended that this series will be of interest to engineers and others engaged in contracts where claims and disputes arise. It will also be of interest to those more mature engineers who may be interested in the career possibilities presented by ADR.

Time & Place

The lectures will all be held at the **Rochestown Park Hotel** in Douglas, Co Cork.

Each lecture will begin at **6.30pm** (sharp). Registration from 5.30pm on the first evening.

The lecture dates are:

- Tuesday 5th October 2010
- Monday 11th October 2010
- Tuesday 19th October 2010
- Tuesday 26th October 2010

Booking Details

The Cork Region October CPD Series has proven to be very popular down the years and ***pre-booking is strongly recommended***; especially as the fees are lower this year than ever before.

Bookings are to be made with Michael O'Driscoll at CPD2010@engineersirelandcork.ie **or** 086-8550670.

Fees:

Member Rates: €60 (Series of four lectures)
€20 (Any single lecture)

Non-Member: €80 (Series of four lectures)
€25 (Any single lecture)

Student/Unwaged/Retired:
€30 (Series of four lectures)
€10 (Any single lecture)

Receipts will be provided; VAT exempt.

Group discounts of 20% will apply for four or more bookings to the entire series. *Discounts will only apply where invoices are settled within 28 days.*

CPD:

A CPD Certificate will be provided for those that attend the full series of lectures. The series is equivalent to 1-day of Continuing Professional Development (CPD).



CPD Series October 2010



Alternative Dispute Resolution

Cork Region

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175 YEARS
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Lecture A

Ciaran Fahy FIEI will present the opening lecture and will give an overview of Alternative Dispute Resolution. He will lead into individual aspects of ADR such as arbitration and mediation which will be covered in more detail in later lectures.

The first lecture will also give a full overview of the areas of Conciliation and Facilitation, addressing how these processes work, the types of disputes which they are suited to, the benefits of these types of ADR over other types of ADR/Litigation. The speaker will provide examples of cases that benefited from an ADR approach.

As a consulting engineer, Ciaran will be able to give a first-hand account of his experiences in ADR for those interested in the subject as a career.

Lecture B

Brian Hutchinson (UCD) will deliver the second lecture in the series. This lecture will focus on adjudicated forms of Alternative Dispute Resolution, such as arbitration and adjudication. In these cases the Arbitrator or Adjudicator is called upon to make an adjudication, which may be binding on the parties.

Brian will also address the new Arbitration Act 2010 and its place in the Irish and international legislative framework.

It is most important for practitioners to become familiar with the workings of the Act so that it may be exploited to achieve effective and efficient dispute resolution.



Lecture C

Lillian O'Sullivan will deliver the third lecture in the series and this will switch the focus to the non-adjudicated forms of Alternative Dispute Resolution such as conciliation and mediation.

In these forms of ADR the mediator or conciliator is not expected to adjudicate on the dispute between the parties. These "softer" forms of ADR involve a form of facilitated negotiation between the parties. In certain contracts the parties are obliged to attempt conciliation before disputes are taken to arbitration or litigation.

Lillian will pay particular attention to mediation and its role in the resolution of disputes. This will also prepare the delegates for the role play planned for week 4.

Role Play (D)

Karen Erwin (Mediator), accompanied by Don Cullinane and Brian O'Kennedy, will deliver a role play on the final night of the CPD series. This is a new departure for the Autumn CPD series and it is hoped that it will reinforce the lessons learnt from earlier lectures.

The participants will select a "dispute" that could have gone to litigation and will explore how it would have been treated as mediation. The audience will see how the various parties to the dispute interact under the guidance of the Mediator.

At various stages reference will be made to other forms of ADR and how the dispute might have been approached in those forms of ADR.



Speakers

Ciaran Fahy FIEI

Ciarán Fahy is a consulting engineer based in Dublin now working as an arbitrator and conciliator/mediator. He co-founded the practice of Fahy Fitzpatrick in 1990. He is a Chartered Arbitrator and an Accredited Mediator. He is a former Chairman of the Chartered Institute of Arbitrators Irish Branch and is currently the Chairman of the Dispute Resolution Board at Engineers Ireland.

Lillian O'Sullivan

Lillian O'Sullivan is a solicitor based in Cork and has completed Postgraduate Diplomas in Arbitration and International Commercial Arbitration. Lillian worked as a Fellow in the Permanent Court of Arbitration in The Hague before going into general practice in Cork. She is also a qualified Mediator and Collaborative Lawyer.

Brian Hutchinson

G Brian Hutchinson is principal of GBH Dispute Resolution Consultancy which provides arbitration, mediation and ADR services, consultancy, and training. A qualified arbitrator and mediator, he has served as Arbitrator, as arbitrator's Legal Advisor, as party Legal Consultant and as Mediator in a number of domestic and international arbitrations. Brian is also Senior Lecturer in the School of Law, University College Dublin, Ireland.

Karen Erwin

Karen Erwin (Erwin Mediation Services) is a professional mediator and facilitator specializing in conflict resolution with an emphasis on Workplace, Employment and Commercial mediation. She is the President of The Mediators' Institute of Ireland and is also a council member of the Irish Commercial Mediation Association.

...also **Don Cullinane** (Mediator & Business Coach) & **Brian O'Kennedy** (Consulting Engineer).