



COURSE DATA

DATA SUBJECT

Code: 42670
Name: External internships and practical workshop on mediation and arbitration
Cycle: Master's Degree
ECTS Credits: 8
Academic year: 2025-26

STUDY (S)

Degree	Center	Acad. year	Period
2122 - Master's Degree in Mediation, Arbitration and Conflict Management in Privat	Facultat de Dret	1	Indefinite (Individuals)

SUBJECT-MATTER

Degree	Subject-matter	Character
2122 - Master's Degree in Mediation, Arbitration and Conflict Management in Privat	External internships and practical workshop on mediation and arbitration	INTERNSHIPS

COORDINATION

SANCHIS CRESPO CAROLINA

SUMMARY

The subject can be evaluated through external curricular practices in public and private institutions or attendance at practical workshops in the classroom on mediation and arbitration.

Practice mediation

The contents of this course, as its name suggests, is primarily practical.

Once surpassed the first six weeks of the Master in which has been dealt with exhaustively the legal framework of ADR with special emphasis on the mediation and arbitration, it is now addressing its practical side. For this, the area will handle Procedure concerning the practice in mediation.

To develop the content of this subject, in addition to theoretical knowledge, experience transformation involving the parties resolve the conflict by themselves and assimilation of mediating techniques require. In this way Master participants will gain a comprehensive understanding of the whole procedure from the perspective of the parties, and from the mediator.



Mediating learning techniques produce more effectively with the observation of the actions of other mediators at first and then with its implementation in the first person. So for the development of practical workshop work with video material in which actual cases of mediation will be displayed and will conduct further role playing sessions with the assistance of a professional mediator. the content of the subject, in the part on external practices, with the completion of two visits to institutions related to mediation and interaction with mediators and their cases will be completed.

Arbitration practice

The area of Private International Law practice corresponds to convey that vision in this module, which refers specifically to arbitration. This will be addressed from various routes: case studies, visits to institutions of ADR, audiovisual material

PREVIOUS KNOWLEDGE

RELATIONSHIP TO OTHER SUBJECTS OF THE SAME DEGREE

There are no specified enrollment restrictions with other subjects of the curriculum.

OTHER REQUIREMENTS

There are no prerequisites

COMPETENCES / LEARNING OUTCOMES

2122 - Master's Degree in Mediation, Arbitration and Conflict Management in Privat

Adquirir los instrumentos para poder planificar, ordenar y encauzar actividades de manera que se eviten en lo posible los imprevistos, se prevean y minimicen los eventuales problemas y se anticipen sus soluciones.

Adquirir y Aplicar habilidades en la redacción y diseño de actas de mediación y laudos arbitrales, así como el asesoramiento pertinente a los intervinientes en el proceso de mediación, el arbitraje y la gestión de controversias en el ámbito del Derecho privado.

Analizar y delimitar el ámbito de derecho dispositivo específico de la materia en cada supuesto de la resolución alternativa de controversias.

Conocer y usar con fluidez las categorías, prescripciones y procedimientos relevantes para cada caso y sus antecedentes y soluciones más significativas.

Contemplar en conjunto y tener en cuenta los distintos aspectos y las implicaciones en los distintos aspectos de las decisiones y opciones adoptadas, sabiendo elegir o aconsejar las más convenientes dentro de la ética, la legalidad y los valores de la convivencia social.



Elaborar y manejar los escritos, informes y procedimientos de actuación más idóneos para los problemas suscitados.

Proyectar sobre problemas concretos sus conocimientos y saber resumir y extraer los argumentos y las conclusiones más relevantes para su resolución.

Students should be able to integrate knowledge and address the complexity of making informed judgments based on incomplete or limited information, including reflections on the social and ethical responsibilities associated with the application of their knowledge and judgments.

Students should communicate conclusions and underlying knowledge clearly and unambiguously to both specialized and non-specialized audiences.

Students should demonstrate self-directed learning skills for continued academic growth.

Use different presentation formats (oral, written, slide presentations, boards, etc.) to communicate knowledge, proposals and positions.

DESCRIPTION OF CONTENTS

1. Mediator Role I: Mediation Models

1. Linear or Harvard Model

A) Fisher and Ury Negotiation Method: Characteristics

B) Neuro-Linguistic Programming (NLP)

2. Transformative Model: Characteristics

3. Circular Narrative Model

A) Coherence of Told Stories

B) Closure of Told Stories

C) Characteristics

2. Mediator Role II: Mediator Tools

1. Introduction: Impression Formation and Biases

2. Working Levels

A) The Individual Level

B) The Relationship System Level

C) The Problem Level

3. The Best Alternative to a Negotiated Agreement (BATNA/BATNA)

4. Active Listening and Questions

5. Legitimacy and Reframing

3. Mediation Procedure I: Phases

1) Initial Preparatory Phase (Request for Mediation)



- A) Initiation Modes
- B) Information Session
- 2) Consolidation and Development Phase (constitutive or initial minutes)
- A) Constitutive session
- B) Progressive sessions: development, typology, third-party intervention

4. Mediation Procedure II: phases and form

- 3) Termination phase (final minutes)
- A) Without agreement
- B) With agreement
- C) With agreement and formalization of an enforceable title
- 4) Form of the procedure
- A) In-person procedure
- B) Simplified electronic procedure

5. Arbitration case study

Resolution of a practical case on arbitration, both domestic and international

6. Audiovisual material

Viewing of recordings on arbitration and discussion among students.

7. ADR Institutions

Attendance at an Arbitration Court, if authorized, or explanation in the classroom.

8. Arbitration case study

Resolution of a practical case on arbitration.

9. MODEL I OF EXTERNAL INTERNSHIPS: MEDIATION, CONCILIATION, AND NEGOTIATION MODEL

1. Areas or scopes of professional practice: Public Administration, professional law and procurement offices, property administrations, notaries, registries, associations, colleges and institutes, universities, justices of the peace, or any company with a customer service and negotiation area.

2. Competencies or learning outcomes:

- Ability to identify and identify conflicts in the different areas or sectors of practice.
- Knowledge of current legislation on mediation and conciliation.
- Knowledge of the conflict theory of emotion, conflict, and communication.



- Knowledge of the basic techniques and factors of negotiation.
- Ability to implement the different mediation techniques, skills, and models.
- Ability to conduct information sessions, caucuses, and draft agreements, always with the supervision of the external tutor and the consent of the parties.

3.- Tutor profile for the company, institution, or entity: professional leading the mediation or mediation institution.

4.- Additional information: Activities to be carried out by the student:

A) Description of potential conflicts by subject: Study of the problems between the parties and conduct of a conflict diagnosis. Preparation of the mediator's agenda.

B) Attendance at mediations, conciliations, or negotiations in which the external tutor or the person designated by the tutor is involved.

C) Involvement in the procedure, from notifications to the parties involved to drafting agreements.

10. MODEL II EXTERNAL INTERNSHIPS: ARBITRATION INTERNSHIPS

1.- Areas or scopes of professional practice: Public Administration, Chamber of Commerce, Arbitration Courts, Consumer Associations, or other arbitration institutions.

2.- Competencies or learning outcomes:

- Ability to identify and identify conflicts in the different areas or sectors of practice.
- Knowledge of current arbitration legislation.
- Knowledge of the arbitration procedure.
- Ability to submit arbitration claims, responses, and draft awards in law and equity.

3.- Tutor profile for company, institution, or entity: arbitrator or arbitration institution.

4.- Additional information: activities to be carried out by the student:

A) Study of the arbitration file to identify the conflict and the procedure at hand.

B) Attendance at arbitrations involving the external tutor or a person designated by the tutor.

C) Involvement in the procedure, including notifications to the parties involved and drafting agreements.

WORKLOAD

**PRESENCIAL ACTIVITIES**

Activity	Hours
Attendance at the internship centre	0,00
Attendance at supplementary activities	0,00
Monitoring and tutoring of internships	0,00
Total hours	0,00

NON PRESENCIAL ACTIVITIES

Activity	Hours
Independent study and work	0,00
Preparation of supplementary reports	0,00
Preparation of the internship report and evaluation of the internship	0,00
Total hours	0,00

TEACHING METHODOLOGY

In practice mediation

The methodology is eminently practical with training tasks in the process of teaching and learning by using the technique of role-playing simulation mediation cases and outpatient visits.

The teacher will explain those fundamental elements that students must learn. Specifically regarding possible mediation models to know in each case what should prevail for better management of the conflict. It will also guide you regarding the mediator tools to assess which are most closely related to them and which should improve as well as everything related to the mediation process in its different phases.

Students should be involved through their active participation in the simulation of mediation cases and asking questions to the teacher and / or external visits. Recommended reading texts, preparing various activities and self-employment is also necessary.

In arbitration practice

The development of the sessions will be held with a practical approach, aimed at promoting the students' actual knowledge of an arbitration procedure, from different perspectives.

This requires the involvement of students, especially with active participation.

EVALUATION

The final total grade will be calculated as the average of the grades obtained in each of the two parts of the



course (mediation and arbitration). The percentages attributable to the concepts indicated in each case are detailed below.

In mediation practice, the student will be assessed:

- Through weekly monitoring and preparation of the various program contents. Special attention will be paid to the execution of role-playing sessions (40%) (continuous assessment).
- Through the drafting of mediation case reports. This activity will be carried out in the final week (60%).

These two parameters will be considered for student assessment:

1) The acquisition of the various skills indicated as specific to the subject, namely:

a) CE4 – Acquire and apply skills in drafting and designing mediation reports, as well as providing relevant advice to those involved in the mediation process.

b) CE5 – Analyze and define the scope of specific dispositive law for each alternative dispute resolution case.

2) Class attendance is an essential requirement for assessment, with a minimum of 80% of the sessions required. Students below this minimum, except for justified reasons, will not be assessed and will be recorded as a no-show.

In arbitration practice, the final grade is composed of:

- 30% active participation (continuous assessment)
- 70%: assessable final exam

Class attendance is an essential requirement for continuous assessment, with a minimum of 80% of the sessions required. Students below this minimum, except for justified reasons, will not be assessed in the continuous assessment.

To pass the course, a passing grade on the final exam will be required.

For the second session, the same assessment system described above will be applied, and the grade obtained for active participation in the classroom will be retained.

In the case of completing curricular internships through ADEIT, the grade will consist of 50% of the external tutor's evaluation and the other 50% of the academic tutor's grade with the presentation of the internship report.

REFERENCES

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- ARBITRAJE
- ALONSO PUIG, J.M. y BONNÍN REYNÉS, V. (COORD.), Memento Arbitraje, Francis Lefebvre, 2021.
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- CREMADES SANZ PASTOR, J.A., El Arbitraje de Derecho Privado en España, Tirant lo Blanch, 2014.
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