



DIFC Academy of Law & Middlesex University Dubai

Present

# CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE

For Emirati Advocates and other Civil Law Lawyers

In collaboration with:

OuterTemple  
Chambers



## Introduction

The Certificate in Common Law and DIFC Courts Practice aims to help prepare Emirati advocates and other civil law trained lawyers for practicing before the DIFC Courts. This initiative is in furtherance of our mission of preparing lawyers in the Middle East for international commercial law practice, and our strategic objective of providing legal education with global value by cross-training learners in multiple legal systems.

## Learning Outcomes

On completion of the programme, participants should be able to:

- Understand and explain the operation of the English legal system
- Demonstrate a knowledge of areas of substantive English Common law such as contract law, tort, company law, law of agency, land law, law of trusts, as well as employment and arbitration
- Demonstrate knowledge of DIFC Laws and Procedures, particularly company and insolvency, trust and foundations, employment law, real property law and arbitration

Upon completion of the course, participants should acquire several skills relevant and necessary to practicing law within the DIFC and exercising rights of audience before the DIFC Courts. Such skills include the ability to:

- Research, evaluate and retrieve information from a variety of sources
- Analyse, synthesise and apply the law in common law settings
- Draft legal documents in common law settings
- Make oral submissions in common law settings

## CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE

**Timelines:** Mid-October 2018 to April 2019

<b>Date/Duration:</b>	<b>28 weeks</b>
<b>Location:</b>	DIFC Academy of Law
<b>Entry Requirements:</b>	<p><b>1. A Bachelor’s Degree in Law or equivalent</b> Candidates holding a higher education degree other than law may be considered on a case by case basis. In the absence of a bachelor’s degree in law, candidates will need to demonstrate significant exposure to the legal profession and/or legal practice through their employment.</p> <p><b>2. Very good level of English</b> This requirement is important especially for the advocacy part of the course. To satisfy this requirement, candidates are requested to provide: an IELTS certificate demonstrating achievement of a good score; or a degree of studies that have been completed in English; an interview with AoL Director or Senior Legal Officer or –at a minimum- a cover letter (500 words) justifying the candidate’s interest for the course.</p>
<b>Course Fee:</b>	30,000 AED- Full Course 15% Promotional Discount

Middlesex University- Lecturers	Academy of Law- Lecturers
<ul style="list-style-type: none"> <li>• Zeenat Beebeejaun</li> <li>• Lubna Khan</li> <li>• Samantha Roberts</li> <li>• Sarah Malik</li> <li>• Thenji Macanda</li> </ul>	<ul style="list-style-type: none"> <li>• AOL Specialists- DIFC Laws</li> <li>• AOL Specialists- DIFC Courts Procedures</li> <li>• Outer Temple Chambers- Advanced Advocacy</li> </ul>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

**The below schedule is provisional and may be subject to changes  
for which participants will receive duly notice.**

<b>Unit 1 Common Law (2 weeks)</b>	<b>Middlesex University English Legal System Principles of common law</b>	<b>DIFC Academy of Law DIFC Laws and Procedures - Overview of the basic laws and procedures</b>
<b>Week 1 (2 hours)</b>	<b>14-Oct-2018</b> (2 hours) 17.00-19.00 - Historical context - Sources - Hierarchy - Classification  <i>Samantha Roberts Lecturer in Law, MDX Dubai</i>	<b>22-Oct-2018</b> (1 hour) <b>Introduction to the DIFC Courts</b> 17.00-18.00 <i>Ayesha Bin Kalban Assistant Registrar, DIFC Courts</i>
		<b>22-Oct-2018</b> (1.5 hours) <b>Preparations for Trial</b> 18.00-19.30 <i>Raza Mithani Partner, Bryan Cave Leighton Paisner</i>
<b>Week 2 (7.5 hours)</b>	<b>21-Oct -2018</b> (2 hours) 17.00-19.00 - Precedent - Statutory interpretation  <i>Samantha Roberts Lecturer in Law, MDX Dubai</i>	<b>24-Oct-2018</b> (1.5 hours) <b>Early Disposal of Claims</b> 17.00-18.30 <i>Sharon Lakhan Head of DIFC Department Global Advocates &amp; Legal Consultants</i>
		<b>24-Oct-2018</b> (1.5 hours) <b>Case Management</b> 18.30-20.00 <i>Adrian Chadwick Partner, Hadeff &amp; Partners</i>

<b>Unit 2 Advocacy Basics 1</b>	<b>Middlesex University Court Etiquette</b>	<b>DIFC Academy of Law DIFC Laws and Procedures - Overview of the basic laws and procedures</b>
<b>Week 3 17.00-19.00 (3.5 hours)</b>	<b>28-Oct-2018</b> (2 hours) <i>Sarah Malik Lecturer in Law, MDX University Dubai</i>	<b>31-Oct-2018</b> (1.5 hours) Interim Remedies 17.00-18.30 <i>Philip Punwar Partner, Baker Botts</i>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<b>Unit 3 Contract Law (4 weeks)</b>	<b>Middlesex University Contract law principles and applications</b>	<b>DIFC Academy of Law DIFC Laws and Procedures</b>
<b>Week 4 (2 hours)</b>	<b>4-Nov-2018</b> (2 hours) 17.00-19.00 - Offer, Acceptance, Consideration <i>Lubna Khan</i> <i>Lecturer in Law, MDX Dubai</i>	
<b>Week 5 (5 hours)</b>	<b>11-Nov-2018</b> (2 hours) 17.00-19.00 - Terms of Contract - Exclusion Clauses <i>Lubna Khan</i> <i>Lecturer in Law, MDX Dubai</i>	<b>13-Nov-2018</b> (1.5 hours) <b>Disputing Jurisdiction</b> 17.00-18.30 <i>Sheila Shadmand</i> <i>Partner, Jones Day</i>
		<b>14-Nov-2018</b> (1.5 hours) <b>Appeals</b> 17.00-18.30 <i>Graham Lovett</i> <i>Partner, Gibson Dunn</i>
<b>Week 6 (5 hours)</b>	<b>18-Nov-2018</b> (2 hours) 17.00-19.00 - Misrepresentation - Breach <i>Lubna Khan</i> <i>Lecturer in Law, MDX Dubai</i>	<b>21-Nov-2018</b> (1.5 hours) <b>Enforcement</b> 17.00-18.30 <i>Alessandro Tricoli</i> <i>Partner, Fichte &amp; Co</i>
		<b>21-Nov-2018</b> (1.5 hours) <b>Commencing a Claim</b> 18.30-20.00 <i>Muhammad Mahmood- Sr. Associate</i> <i>Jess McGuire- Associate</i> <i>Clyde &amp; Co.</i>
<b>Week 7 (3.5 hours)</b>	<b>25-Nov-2018</b> (2 hours) 17.00-19.00 - Frustration - Mistakes <i>Lubna Khan</i> <i>Lecturer in Law, MDX Dubai</i>	<b>26-Nov-2018</b> (1.5 hours) <b>Costs</b> 17.00-18.30 <i>Deirdre Walker</i> <i>Head of ME, Norton Rose Fulbright</i> <i>Clinton Slogrove</i> <i>Associate, Norton Rose Fulbright</i>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

Unit 5 Tort Law (4 weeks)	DIFC Academy of Law	
	DIFC Arbitration Law	
<b>Week 7</b> (5.5 hours)	<b>27-Nov-2018</b> (1.5 hours) <b>Evidence</b> 17.00-18.30 <i>Bushra Ahmed</i> <i>Partner, KBH Kaanuun</i>	<b>28-Nov-2018</b> (2 hours) 17.00-19.00  <b>29-Nov-2018</b> (2 hours) 17.00-19.00  <b>DIFC Arbitration Law</b> <i>Sarah Malik</i> <i>CEO and Counsel</i> <i>SOL International Ltd.</i>

Unit 4 Legal Drafting Skills 1	Middlesex University
<b>Week 8</b> 17.00-19.00 (2 hours)	<b>5-Dec-2018</b> (2 hours) <i>Thenji Macanda</i> <i>Lecturer in Law, MDX Dubai</i>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<p><b>Unit 5</b>  <b>Tort Law</b>          (4 weeks-continued from previous week)</p>	<p><b>Middlesex University</b>          With applications and case studies</p>
<p><b>Week 9</b>          (2 hours)</p>	<p><b>9-Dec-2018</b> (2 hours)          17.00-19.00          Different types of liability:          - Personal          - Employer's          - Vicarious  <i>Zeenat Beebeejaun</i>  <i>Lecturer in Law, MDX Dubai</i></p>
<p><b>Week 10</b>          (2 hours)</p>	<p><b>11-Dec-2018</b> (2 hours)          17.00-19.00          - Negligence          - Duty of care          - Standard of care  <i>Zeenat Beebeejaun</i>  <i>Lecturer in Law, MDX Dubai</i></p>
<p><b>Week 11</b>          (2 hours)</p>	<p><b>16-Dec-2018</b> (2 hours)          17.00-19.00          - Standard of care          - Breach          - Causation          - Defences          - Remedies  <i>Zeenat Beebeejaun</i>  <i>Lecturers in Law, MDX Dubai</i></p>

**- HOLIDAY BREAK -**

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<b>Unit 6</b> <b>Advocacy Basics 2</b>	<b>Middlesex University</b>
<b>Week 12</b> 17.00-19.00 (2 hours)	<b>6-Jan-2018</b> (2 hours) <i>Sarah Malik</i> <i>Lecturer in Law MDX Dubai</i>

<b>Unit 7</b> <b>Company Law</b> (3 weeks)	<b>Middlesex University</b> UK Company law and Insolvency	<b>DIFC Academy of Law</b> DIFC Company Law DIFC Insolvency Law
<b>Week 13</b> (2 hours)	<b>13-Jan-2019</b> (2 hours) 17.00-19.00 Company structures <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	
<b>Week 14</b> (5 hours)	<b>20-Jan-2019</b> (2 hours) 17.00-19.00 Directors Duties <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	<b>23-Jan-2019</b> (3 hours) 17.00-20.00 DIFC Company Law <i>AOL Specialist</i>
<b>Week 15</b> (5 hours)	<b>27-Jan-2019</b> (2 hours) 17.00-19.00 Shareholders' agreements Insolvency <i>Zeenat Beebeejaun</i> <i>Lecturer in Law, MDX Dubai</i>	<b>30-Jan-2019</b> (3 hours) 17.00-20.00 DIFC Insolvency Law <i>AOL Specialist</i>

<b>Unit 8</b> <b>Legal Drafting Skills 2</b>	<b>Middlesex University</b>
<b>Week 16</b> 17.00-19.00 (2 hours)	<b>3-Feb-2019</b> (2 hours) <i>Thenji Macanda</i> <i>Lecturer in Law, MDX Dubai</i>



**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<b>Unit 9 Employment Law (3 weeks)</b>	<b>Middlesex University Employment law and principles</b>	<b>DIFC Academy of Law DIFC Employment Law</b>
<b>Week 17</b> (2 hours)	<b>10-Feb-2019</b> (2 hours) 17.00-19.00 - Employment Contract - Status - Restrictive Covenants  <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	
<b>Week 18</b> (5 hours)	<b>17-Feb-2019</b> (2 hours) 17.00-19.00 Dismissal <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	<b>20-Feb-2019</b> (3 hours) 17.00-20.00 DIFC Employment Law <i>AOL Specialist</i>
<b>Week 19</b> (5 hours)	<b>24-Feb-2019</b> (2 hours) 17.00-19.00 Discrimination <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	<b>27-Feb-2019</b> (3 hours) 17.00-20.00 DIFC Employment Law <i>AOL Specialist</i>

<b>Unit 10 Advocacy Adv 1</b>	<b>Outer Temple Chambers</b>
<b>Week 20</b> 10.00-14.30 (4hrs x 2day) (8 hours)	<b>3 &amp; 4-Mar-2019</b> <b>Trial advocacy and witness handling and examination</b> - Talk on the topic from one/two barristers - Practical workshop training - One or two advocacy exercises/mock trials <i>Barrister- OTC</i>

<b>Unit 11 Legal Drafting Skills 3</b>	<b>Middlesex University</b>
<b>Week 21</b> (2 hours)	<b>10-Mar-2019</b> (2 hours) 17.00-19.00 <i>Sarah Malik</i> <i>Lecturer in Law, MDX Dubai</i>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<b>Unit 12 Land &amp; Property Law (2 weeks)</b>	<b>Middlesex University Land Law</b>	<b>DIFC Academy of Law DIFC Real Property Law DIFC Strata Law</b>
<b>Week 22</b> (5 hours)	<b>17-Mar-2019</b> (2 hours) 17.00-19.00 Definitions Freehold- leasehold <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	<b>20-Mar-2019</b> (3 hours) 17.00-20.00 DIFC Real Property Law <i>AOL Specialist</i>
<b>Week 23</b> (5 hours)	<b>24-Mar-2019</b> (2 hours) 17.00-19.00 Rights and interests on land ownership <i>Samantha Roberts</i> <i>Lecturer in Law, MDX Dubai</i>	<b>27-Mar-2019</b> (3 hours) 17.00-20.00 DIFC Strata Law <i>AOL Specialist</i>

<b>Unit 13 Advocacy Adv 2</b>	<b>Outer Temple Chambers</b>
<b>Week 24</b> 10.00-14.30 (4hrs x 2days) (8 hours)	<b>31-Mar &amp; 1-Apr-2019</b> <b>Oral Submissions and appeal advocacy</b> - Talk on the topic from one/two of OTC barristers - Practical workshop training - One or two advocacy exercises/mock hearings <i>Barrister- OTC</i>

<b>Unit 14 Legal Drafting Skills 4</b>	<b>Middlesex University</b>
<b>Week 25</b> (2 hours)	<b>7-Apr-2019</b> (2 hours) 17.00-19.00 <i>Sarah Malik</i> <i>Lecturer in Law, MDX Dubai</i>

**CERTIFICATE IN COMMON LAW AND DIFC COURTS PRACTICE**

<b>Unit 15 Trust Law (3 weeks)</b>	<b>Middlesex University Trust Law</b>	<b>DIFC Academy of Law DIFC Trust Law DIFC Foundations Law</b>
<b>Week 26</b> (5 hours)	<b>14-Apr-2019</b> (2 hours) 17.00-19.00 - Formalities - Setting up <i>Zeenat Beebeejaun</i> <i>Lecturer in Law, MDX Dubai</i>	<b>17-Apr-2019</b> (3 hours) 17.00-20.00 DIFC Trust Law <i>AOL Specialist</i>
<b>Week 27</b> (7 hours)	<b>21-Apr-2019</b> (2 hours) 17.00-19.00 - Constructive trust - Resulting trust <i>Zeenat Beebeejaun</i> <i>Lecturer in Law, MDX Dubai</i>	<b>24-Apr-2019</b> (3 hours) 17.00-20.00 DIFC Foundations Law <i>AOL Specialist</i>
	<b>22-Apr-2019</b> (2 hours) 17.00-19.00 - Resulting trust <i>Zeenat Beebeejaun</i> <i>Lecturer in Law, MDX Dubai</i>	

<b>Unit 16 Advocacy Adv 3</b>	<b>Outer Temple Chambers</b>
<b>Week 28</b> 10.00-14.30 (4hrs x 2days) (8 hours)	<b>28 &amp; 29-Apr-2019</b> <b>Written advocacy</b> - Talk on the topic from one/two OTC barristers - Practical workshop training - Contribution from local/ international judges and Delvin Sumo- Senior Legal Officer/Academy of Law <i>Barrister- OTC</i>