

Speakers

Mr Marcin Białecki, Lecturer, Cardinal Wyszyński University of Warsaw; Lawyer, Łódź

Dr Christian Duve, Partner, Freshfields Bruckhaus Deringer, Frankfurt/Main

Mr Brian Hutchinson, Barrister at Law, Senior Lecturer, University College Dublin

Ms Bojana Jovin-Hrastnik, Attached District Court Judge, Ministry of Justice of the Republic of Slovenia, Ljubljana

Mr Michel Kallipetis, QC, Independent Mediator, International Dispute Resolution Centre, London

Mr Helge Jakob Kolrud, Partner, Haavind, Oslo

Mr Jeremy Lack, Attorney-at-Law, Altenburger, Geneva

Mr Vincent Lesseliers, Notary, Beveren/Brussels

Ms Manuela Plížga-Jonarska, Independent Mediator in Family Matters and Trainer in Mediation, Komfort Dialogu, Wrocław

Ms Gabriele Scholz, International Social Service (ISS) Branch Germany, Berlin

Dr Felix Steffek, Senior Research Fellow, Max Planck Institute for Comparative and International Private Law, Hamburg

Dr Bartosz Sujecki, Assistant Professor, University of Tilburg

Ms Mercedes Tarrazón, Independent Arbitrator and Accredited Mediator, Barcelona

His Honour Judge John Toulmin, CMG, QC, The Technology and Construction Court, High Court of Justice, London

Ms Diana Wallis MEP, Vice-President of the European Parliament, Brussels/Strasbourg

Contents

This conference will concentrate on practical issues of cross-border mediation:

- *Interaction between mediation and civil proceedings*, especially the impact of Directive 2008/52/EC on certain aspects of mediation in civil and commercial matters in the Member States. Topics include the Directive's scope; cross-border disputes: the inter-State requirement; voluntary or compulsory nature of mediation; mediation's effect on limitation and prescription periods, and recognition and enforcement of mediation agreements.
- *Quality of mediation services*. A practical and continuing training of mediators is required: life-long learning is essential. In cross-border situations, co-mediation is particularly important. Quality control mechanisms and the added value of the (voluntary) European Code of Conduct for Mediators will be discussed.
- *Mediation procedure*. The conference will further concentrate on fundamental minimum procedural guarantees for a fair mediation procedure. The European Code of Conduct for Mediators will be looked at in detail.
- *Encouraging mediation*. The role of the legal professions, especially the cooperation between lawyers, notaries and judges.

The conference will include workshops which will address specific areas such as family mediation and consumer mediation.

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Online Registration: www.era.int

Travel to Trier: the most convenient way to travel is through Luxembourg. Luxembourg airport to the ERA Congress Centre takes just 30 minutes by car.
www.era.int/shuttle



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TRIER - TREVES - TREVIRI

PRACTICAL ISSUES OF CROSS-BORDER MEDIATION

Organisers:

ERA (Dr Angelika Fuchs)

in cooperation with

*the European Judicial Training Network (EJTN),
the Council of Bars and Law Societies of Europe (CCBE)
and the Council of the Notariats
of the European Union (CNUE)*

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English, German
(simultaneous interpretation)

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Trier, 14-15 May 2009

ERA Congress Centre, Metzger Allee 4, Trier

Thursday, 14 May 2009

08:30 Arrival and registration

09:00 **Welcome**
Jean-Philippe Rageade

Chair: *John Toulmin*

09:15 **Mediation in cross-border disputes**
The challenges raised by the European Mediation Directive
Jeremy Lack

10:00 Discussion

10:15 **Interaction between mediation and civil proceedings**
Scope of application, enforceability of agreements resulting from mediation and the effect of mediation on limitation and prescription periods
Felix Steffek

11:00 Discussion

11:15 Coffee break

11:45 **Procedural guarantees for a fair mediation procedure – with a focus on confidentiality of mediation**
Mercedes Tarrazón

12:30 Discussion

13:00 Lunch

14:00 **PARALLEL WORKSHOPS:**

- **Consumer mediation**
Brian Hutchinson
- **Family mediation**
Manuela Pližga-Jonarska
Gabriele Scholz

16:00 Coffee break

16:30 **ROUNDTABLE:**
Mediation in transnational business disputes – the role of the legal professions
Chair: *John Toulmin*

- *Helge Jakob Kolrud*
- *Vincent Lesseliers*

18:00 End of the first conference day

19:30 Evening programme

Friday, 15 May 2009

Chair: *Diana Wallis*

09:15 **Ensuring quality of mediation – the European Code of Conduct for Mediators**
Michel Kallipetis

10:00 Discussion

10:30 Coffee break

11:00 **Judicial, court-annexed or extra-judicial mediation? – Learning from the experiences of others**

- **England**
Michel Kallipetis
- **Germany**
Christian Duve
- **Poland**
Marcin Białecki
- **Slovenia**
Bojana Jovin-Hrastnik
- **The Netherlands**
Bartosz Sujecki

12:45 **Closing speech**
Diana Wallis

13:15 Lunch

14:00 End of the conference

Programme may be subject to amendment

For programme updates:
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