

Alternative Resolution Methods

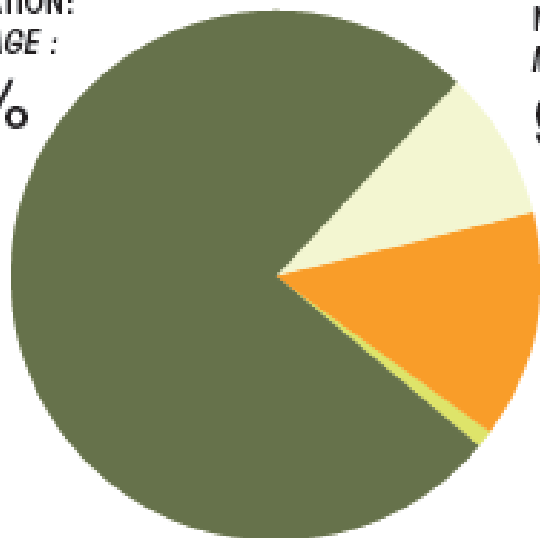


10 Years in Review

ADR Process Requested in Ordinary Disputes

ARBITRATION:
ARBITRAGE :

76 %



MEDIATION:
MÉDIATION :

9 %

MED/ARB:
MÉD-ARB :

14 %

RESOLUTION
FACILITATION:
FACILITATION
DE RÉGLEMENT :

1 %

The parties are invited to choose which method of resolution they prefer, from resolution facilitation, mediation, med/arb or arbitration. Most cases filed with the SDRCC come in the form of a request for arbitration. If the parties cannot agree on another method, arbitration is the default ADR process applied.

Arbitration: A neutral third party hears the evidence and decides for the parties how their dispute should be resolved.

Mediation: A neutral third party facilitates a discussion between the parties, with the goal of bringing the parties to their own solution to the dispute.

Med/Arb: Combines both mediation and arbitration. Initially, the parties try to reach a settlement through mediation. If there are issues that are not resolved, an arbitrator (the same person who acted as mediator) renders a final decision for the parties.

Resolution Facilitation: Used mostly as a mandatory step towards arbitration. A third party neutral assists the parties to the dispute to communicate more effectively in an effort to settle the dispute amicably, entirely or in part.