



SECOND INTERNATIONAL CONFERENCE ON JUDICIAL MEDIATION

MEDIATION AND HUMAN DIGNITY

Evolution of mediation practices

November 16, 17, 18 and 19, 2011

Comité d'organisation :

Présidentes : Béatrice BRENNEUR et Louise OTIS
 Coordination : Florence FAUCHON, Michèle WEIL-GUTHMANN,
 Christiane GUTIERREZ, Stephen BENSIMON, Gilles LOPEZ
 Trésoriers : Jocelyne CHABASSIER ; Bertrand LIMON DUPARCMEUR

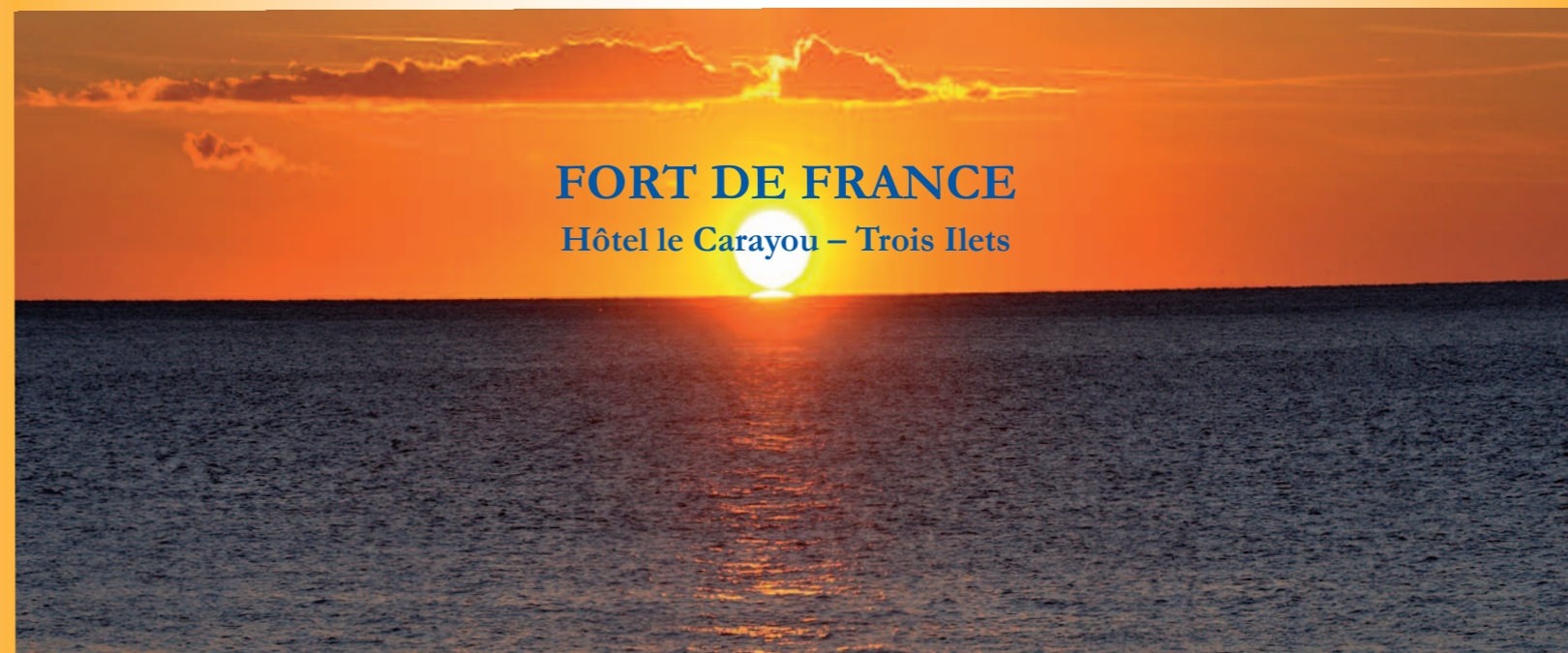
Communication :

Relations avec la presse : Francette ROSAMONT
 Interviews des tables rondes : Francette ROSAMONT et Pascale LAVENAIRE
 Photographe et conception de la maquette du programme : Arman MOLAVI
 Conception de la maquette des diplômes : Antoinette CASORLA
 Services du DICOM de la Chancellerie : Fanny KUPFERBERG

Comité local :

Sous la Direction d'Olivier JAMET de Carib Congrès
 mediation-judiciaire@caribcongres.com

Colloque agréé par IFOMENE, établissement universitaire N° 1175 26 288 75
 Homologation CNB N° 11-021
 www.gemme.eu - www.cimj.com - www.caribcongres.com



Sponsored by the Justice Minister

Maquette et photo : Arman Molavi - armanimage.com

Thursday, 17 November

9.15 am to 11.00 am: Choice of 2 workshops :

- ◆ professionalisation of mediation, Pierre-Jean Blard, and Gilles Lopez, former Deans, Lawyers.
- ◆ Confidentiality, Culture and Independence of the Mediator Thomas Fiutak, Senior Fellow, Technological Leadership Institute, University of Minnesota, USA.

11.30 am: departure for Ti Sable (Grand Anse). Lunch hosted by the Martinique Tourism Office.

8.00 pm: Gala dinner and folkloric dances – Hôtel Bakoua. Show granted by the Bar of Fort de France.

Friday, November 18

9.00 am: Introductory remarks by Mr Hervé Expert, First President of the Appeal Court, Fort-de-France and Mr Raphael Constant, Dean of the Bar of Martinique.

Opening Speech: Michel Benichou, Lawyer at the Bar of Grenoble, Former Dean/President of the Bar of Grenoble, Mediator, Former President of the Conseil national des barreaux, Former President of the Federation des Barreaux d'Europe.

9.30 am: Round Tables

The round tables are presided by:

- ◆ Francette Rosamont, Chair, Editions Inter-entreprises
- ◆ Pascale Lavenaire, Journalist (Radio RCI)
- ◆ Thomas Fiutak, University of Minesota

9.30-10.30 am: The development of Mediation Practices, and Teaching Mediation, in 2011.

Facilitator: The Honourable Mark de Wever, Judge at the Superior Court of Québec, Montréal.

- ◆ The example of CMAP, Sophie Henry, General Secretary of CMAP, France.
- ◆ Benefits and Risks of a fixed Model, Thomas Fiutak, Senior Fellow, Technological Leadership Institute, University of Minesota, USA.

Discussion

Coffee break

10.45 am -12.00 am: The development of Mediation in the 5 continents, in 2011.

- ◆ Developed « Consensual Justice System » for the « Court of Conscience », Dr Belal Joy, Barrister-at-law, Supreme Court of Bangladesh & Chairperson, Bangladesh.
- ◆ Tsisana Shamlkashviu, Centre for mediation and Law, Moscow, Russia.
- ◆ The Transcription of the 2008 Directive in the 27 States of the European Union: Fernando Paulino Pereira, General Secretariat of the Council of the European Union.
- ◆ Mediation in European Countries, Michel Benichou.
- ◆ Compulsory Mediation: the Argentine system, Elena Highton Nolasco, Vice Chair of the Supreme Court of Argentina.

11.45-12 am: Discussion

12.00-12.20 am: Report from the Workshops

12.45: Lunch at the hotel Carayou

2.15 pm: International, Ethnic and cultural conflicts within the Mediation Process.

Round Table President: François Doyon, Judge at the Court of Appeal of Quebec, Canada

- ◆ The Israeli-Palestinian conflict, Henri Cohen-Solal, psychiatrist, (Israel)
- ◆ Judicial Mediation and Culture, Paola Cecchi-Dimeglio, Researcher at Harvard University (PON) and at the University Stanford Gould Centre.
- ◆ Culturally authentic arena, Thomas Fiutak.

Discussion

Coffee break

4.15-5.45 pm: Family Mediation and human dignity.

Chair: Michèle Weil, Former Judge, Mediator, Gemme General Secretary (France).

Film on family mediation : Values respect and dignity.

- ◆ Mediation and the Rights of the Child :
- ◆ Penal Mediation of minors, Jacques Faget, Research head at CNRS, France.
- ◆ International Family Mediation and La Haye International Conference, Danièle Ganancia, Vice Chair Court of Paris, Vice Chair of GEMME-France.
- ◆ Family mediation: Obligation or choice? Anita Benedicto, Former Judge, Mediator, psychotherapy and clinical psychologist. France.
- ◆ Interfaces of Mediation in family cases, Arthur Trossen, Judge, Mediator, International Expert, Germany

6.00 pm : CIMJ Board of Directors.

Saturday, November 19

9.00-10.30 am: Commercial Mediation

Chair: Francis Casorla, Former Avocat Général à la Cour de cassation, State advisor at Monaco, France.

Film: An example of Commercial Mediation in the USA "Prosando", Animator: Gilles Duverger-Nedellec, Mediator, Former Chairman of IEAM.

- ◆ Mediation in class action lawsuits, François Rolland, Chief Justice of the Superior Court, Montréal, Canada.
- ◆ Dealing with dilemmas in high stake mediations involving business and the public, Peter Kamminga, Researcher at Harvard University.
- ◆ Mediation as an environmental risk management, Francis Casorla.
- ◆ Litigating IP in common law jurisdictions high cost and delay. Is mediation the answer? Mickaël Fysh, QC SC former Patents Judge, London, UK.

Discussion

Coffee break

10.45-11.15 am: Labour Mediation.

- ◆ Labour mediation in France: Jacques Duplat, Former First Avocat General at the Court of Cassation, Vice president of GEMME-France.
- ◆ The Experience of the Court of Appeal of Grenoble, Jean-Luc Pierre, Vice president of the Court of Vienne, France.
- ◆ Mediation at the Council of Europe, Béatrice Blohorn-Brenner, Mediator at the Council of Europe, Former President at the Court of Appeal of Grenoble, GEMME-France President, President of CIMJ.
- ◆ ACAS, Labour Mediation in UK, Ruben Murdanaigum, Principal Solicitor, UK.

11.15-11.45 am: Criminal Mediation.

Coordinator: Jacques Faget, Research head at CNRS, Bordeaux University, France.

- ◆ Criminal Mediation in Canada, François Doyon, Judge at the Court of Appeal of Quebec, Canada.
- ◆ Criminal Mediation in France and in the European Countries, Jacques Faget.

11.45 am: Closing Speech, Jacques Faget.

12.00 am: General Assembly of CIMJ

13:00 am: Lunch at the hotel Carayou