



Missing Bridge  
Solutions & Resolutions



# NATIONAL MEDIATION COMPETITION

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3 R D E D I T I O N  
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# AMITY



# UNIVERSITY

## MADHYA PRADESH

AMITY LAW SCHOOL  
MEDIATION COMMITTEE

# 2023

# NATIONAL MEDIATION COMPETITION 3RD EDITION

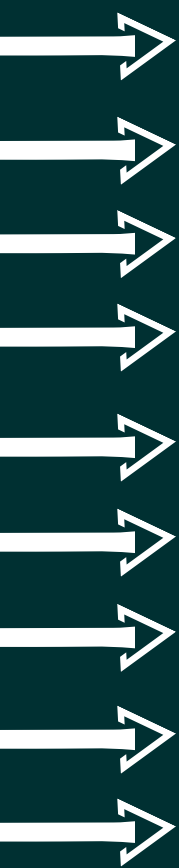
# 25-26 SEPTEMBER 2023



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# PREFACE

Settlement of disputes in an amicable way is the hallmark of civilization. In ancient India, the mediation system has been prevalent in one form or the other. It has continued in our villages and has also been preserved in its customary form in our tribal areas. So far as formal litigation system is concerned, mediation, along with other methods of Alternative dispute resolution, has been statutorily recognized by the Civil Procedure Code (Amendment) Act, 1999 which introduced section 89 thereto.

In this modern era where courts all around the world are burdened with cases and file loads, ADR is a widely accepted alternative to resolve disputes which may be regarding divorce, tax or commercial disputes like merger and acquisition or a dispute that involves a disagreement between parties and many people are turning towards these dispute resolution methods to resolve before acquisition disputes.

The procedure taken to resolve disputes here is affordable, less procedural, less time-consuming, promises of confidentiality and gives more control to the individuals involved in the dispute and yields more efficient results. Many Jurists have preferred and advocated for ADR as a post-proceedings resolve settling mechanism. ADR is also being used more frequently in commercial and company-based disputes.

To this effect, the Dispute Resolution Committee ["Organizing Committee"] of Amity University Madhya Pradesh is organising its 3rd National Mediation Competition, 2023 to offer law students across the country an opportunity to cultivate and enhance their mediation and negotiation skills.

We as a Committee expect that through this endeavour, we can bring to life the words of Joseph Grynbaum, "An ounce of mediation is worth a pound of arbitration and a ton of litigation!"

# DEFINITIONS

**"Advanced Rounds"** refers to Quarter-Finals, Semi Finals and Final rounds of the Competition.

**"Clarifications"** refer to procedural order(s) and/or any clarification(s) issued by the organizing committee.

**"Competition"** means the National Mediation competition 3rd Edition.

**"Organising Committee"** means the person(s) in-charge of organising and managing the Competition.

**"Client"** is the student of each negotiating pair who plays the role of the Client in a Session of the Competition.

**"Counsel"** is the student of each negotiating pair who plays the role of Attorney in a Session of the Competition.

**"Competition Rounds"** means the Qualifying Rounds, the Quarter Final Rounds, the Semi-final Rounds, the Final Round and any other rounds that the organizing committee may designate.

**"Mediator"** is the student of the participating team who plays the role of a neutral third party in a Session of the Competition.

**"Caucus"** refers to a separate meeting between the Mediator and a Competition team. During the Caucus the overall time of the Session continues to run.

# IMPORTANT DATES AND TIMINGS

The following dates shall be adhered to:

- Commencement of Registration -
- Closing of Registration -
- Release of Mediation Proposition -
- Last Date for Seeking Clarifications -
- Answers to Clarifications -

21st July, 2023  
8th September, 2023  
10th September, 2023  
12th September, 2023  
15th September, 2023

## 25TH SEPTEMBER 2023 (ONLINE)

- INAUGURAL CEREMONY
- QUALIFYING ROUND
- QUARTER FINAL ROUND

## 26TH SEPTEMBER 2023 (ONLINE)

- SEMI FINAL ROUND
- FINAL ROUND
- VALEDICTORY SESSION

# GENERAL RULES AND REGULATIONS

1. The registration fee for the Competition is INR 3000 /- per team.
2. Each team shall consist of 3 participants (a Mediator and a Mediating pair consisting of a Counsel and a Client), all of whom must satisfy the eligibility criteria as mentioned in the rulebook.
3. The Competition shall be conducted by the rules mentioned hereunder. Participants are required to comply with the rules and procedures prescribed herein. The Organisers may amend the rules of the Competition with due notice to all the participants.
4. The official email for all correspondence concerning the Competition is - **mediationcommitteeaump@gmail.com**
5. The Inaugural Function of the event will be held on **25th September 2023 in online mode** and shall be attended by all participants
6. The Competition shall consist of the following Rounds:
  - a. The Qualifying Round
  - b. The Quarter-Final Rounds.
  - c. The Semi-Final Rounds
  - d. The Final Round
7. There are a limited number of seats, and the registration of participants will be confirmed on a 'first come, first serve' basis.
8. We don't require any approval letter from the respective institute of the participants for participation.

# **INTERPRETATION OF RULES**

The administrators will have exclusive authority to interpret the Rules in order to attain fairness and equality. The interpretation placed upon these rules by the administrators shall be conclusive. In case of any doubt in the understanding or interpretation of any matter concerning the Competition, the organising Committee's decision will be final and binding.

## **ELIGIBILITY**

1. All bonafide students either from undergraduate or postgraduate courses from 3 years or 5 years law programs.
2. There is a cap of 3 teams that may participate from an Institution.



# **TEAM COMPOSITION**

- 1. Each team shall comprise three students consisting of one Mediator and two team members acting as the client-counsel pair (referred to as the "Mediating Pair"/ "Negotiating Pair").**
- 2. One team member will be designated as Mediator, whose role shall remain unchanged throughout the Competition. The other two team members will form the Mediating pair, representing a Client and their Counsel. The respective roles, though not interchangeable within a round, are changeable in different rounds.**
- 3. The two mediators in one competition session (from different teams) for all purposes will be referred to as Mediator 1 (M1) and Mediator 2 (M2) as designated in the matchups.**

# **REGISTRATION PROCESS**

**1. The last date for registration is 8th September 2023.**

- Each team shall register for the Competition by filling out the registration form latest by 8th September 2023.**
- The teams are strongly encouraged to complete the registration form at the earliest possible.**
- The registration form requires teams to specify the roles of each member. Once registered, a team will not be permitted to vary the team's composition in any manner, especially for advanced rounds.**

**2. The registration fee shall be Rs. 3,000. The registration fee is non-refundable and non-transferable.**

# **LANGUAGE**

**The official language for the competition will be English.**

# **DRESS CODE**

**The dress code for the Competition is business formals. Gowns and bands are not permitted to be worn by the participants in the Competition. Nonadherence to the dress code shall attract a penalty to teams.**

# **RELEASE OF** **THE PROBLEM**

## **PROPOSITIONS**

### **• GENERAL INFORMATION**

- 1. Mediation Proposition will consist of :
  - a. General information for all parties; and**
  - b. Confidential information****
- 2. The Propositions will be sent to all the teams on 10th September.**
- 3. There shall be different propositions for all the rounds.**
- 4. The confidential information for each team shall be shared 45 minutes prior to each round of the Competition.**
- 5. The teams will be assigned the side they represent in advance rounds through the release of the Confidential Information.**

### **• CONFIDENTIAL INFORMATION**

- 1. The confidential information for each team shall be shared 45 minutes prior to each round of the Competition.**
- 2. Participants shall not disclose confidential information to any other Participant throughout the Competition. Any such disclosure made to other Participants before or after their round shall lead to immediate disqualification from the Competition without scope of appeal.**

# **CLARIFICATION TO** **PROPOSITION**

**All requests for clarifications to the Proposition must be mailed to [mediationcommitteeaump@gmail.com](mailto:mediationcommitteeaump@gmail.com) , latest by 12th September 2023**

- The request for clarifications shall be clarified, as soon as possible.**
- Requests will be answered at the discretion of the Organizing Committee. Requests that do not comply with the rules, in particular, requests without a sufficient explanation of their significance, may remain unanswered. Answers to requests for clarification will be given by email to all teams selected to participate in the Competition.**

# **DETAILS OF THE** **COMPETITION**

## **• QUALIFYING ROUND**

**The Qualifying Round will be of 60 minutes inclusive of the entire mediation process and the private caucus. A maximum of 10 minutes can be taken for the private caucus, this 10 minutes is inclusive of conducting caucuses for both the teams.**

## **• QUARTER FINALS**

**According to their score, the top 8 teams from the qualifying round will be chosen to advance to the quarterfinals, which will last a total of 60 minutes. This time is inclusive of the entire mediation process and the private caucus. A maximum of 10 minutes can be taken for the private caucus, these 10 minutes are inclusive of conducting caucuses for both the teams.**

## • SEMI-FINALS

The four teams qualifying for the Semi-Final will be selected on a "Knock-Out" basis from the quarter-finals rounds. The time limit of the Semi-Finals will be 70 minutes. This time is inclusive of the entire mediation process and the private caucus. A maximum of 10 minutes can be taken for the private caucus, these 10 minutes are inclusive of conducting caucuses for both the teams.

## • FINAL ROUND

The two teams selected for the final on a "Knock-Out" basis from the semi-final rounds will compete in the Final for a total time period of 90 Minutes. This time is inclusive of the entire mediation process and the private caucus. A maximum of 15 minutes can be taken for the private caucus, these 15 minutes are inclusive of conducting caucuses for both the teams

### Important Rules For The Conduct Of Rounds:

1. 45 minutes shall be given to the mediating pair for the confidential information. The negotiating pair is supposed to join the meeting 15 minutes prior to their round timings.
2. The mediators are supposed to join the meeting 30 mins prior to their respective round timing in which the 15 mins shall be for their coordination.

# SCORE SHEETS



# Scoring Criteria for the Negotiating Pair

S.NO	CRITERIA	MAXIMUM SCORE
1.	<b><u>Opening Statement of Your Perspective and Interests</u></b> 1.Presentation of events giving rise to the dispute and relevant legal considerations. 2.Conveying your interests. Showing willingness to collaborate.	20
2.	<b><u>Advancing Your Interests</u></b> 1.Ability to advance your business and other interests throughout the Mediation consistent with your Confidential Information, while recognizing the interests of the other Party and without sacrificing your interests. 2.Flexibility in adapting to the unexpected, while still advancing your interests. 3.Awareness and assertion of your BATNA where necessary, and where appropriate.	20
3.	<b><u>Team Work: Counsel &amp; Client</u></b> 1.Working together as a team, effectively communicating with each other 2.Sharing responsibility appropriately and providing mutual backup.	20
4.	<b><u>Information Gathering and Ascertaining the Other Party's Interests</u></b> 1.Seeking relevant information and to understand the other Party's interests. 2.Demonstration of active listening skills.	20
5.	<b><u>Seeking to Collaborate with the Other Party</u></b> 1.Taking initiatives to build a problem-solving Relationship with the other Party. 2.Making appropriate strategic decisions on what to disclose or not.	20
6.	<b><u>Working Together to Develop Options</u></b> 1.Generation of a range of option designed to meet your own and the other Party's interests, without premature evaluation.	20
	<b>TOTAL</b>	<b>120</b>

# Scoring Criteria for the Mediator

S.NO	CRITERIA	MAXIMUM SCORE
1.	<p><b><u>Advancing Interests of the Client</u></b></p> <ol style="list-style-type: none"> <li>1.Ability to advance interests throughout the negotiation, while recognizing and accounting for the other parties' interests.</li> <li>2.Flexibility to adapt</li> <li>3.Awareness and appropriateness in assertion of the Best Alternative to a Negotiated Agreement (BATNA)</li> </ol>	20
2.	<p><b><u>Communication and Information Sharing</u></b></p> <ol style="list-style-type: none"> <li>1.Clarity of communication</li> <li>2.Active listening</li> <li>3.Information gathering</li> <li>4.Appropriate and strategic disclosure of CI</li> </ol>	20
3.	<p><b><u>Relationship building/ Professional Conduct</u></b></p> <ol style="list-style-type: none"> <li>1.Building trust</li> <li>2.Seeking to be collaborative</li> <li>3.Negotiating in good faith</li> <li>4.Legitimacy of persuasion methods and ethical consideration of strategy</li> <li>5.Appropriateness of demeanor and response</li> <li>6.Responding to emotions and concerns raised</li> </ol>	20
4.	<p><b><u>Teamwork/ Time Management</u></b></p> <ol style="list-style-type: none"> <li>1.Working together effectively</li> <li>2.Communicating details relevant to respective roles</li> <li>3.Protecting the client's interest</li> <li>4.Effective distribution of time</li> <li>5.Timely conclusion of the round</li> </ol>	20
5.	<p><b><u>Settlement/ Commitment Sought</u></b></p> <ol style="list-style-type: none"> <li>1.Proposals presented</li> <li>2.Creativity of solutions presented</li> <li>3.Response to ours and presenting counter-offers</li> <li>4.Consistency and conformity with client's interests</li> <li>5.Dealing with obstacles</li> <li>6.Outcome achieved</li> </ol>	20
	<b><u>TOTAL</u></b>	100

# **GROUND FOR** **DISQUALIFICATION**

- 1. Misconduct, whether behavioural or otherwise, is not allowed and if indulged shall result in disqualification of the team.**
- 2. Any discussion with Judges before the Competition.**
- 3. Cheating or using unfair means.**
- 4. Intimidation in any form is prohibited, and if found indulged, shall result in disqualification of the team.**
- 5. Change in the composition of the participating team once communicated to the Organizing Committee.**
- 6. Disclosure, except in the course of the Mediation Session, of Confidential Information relating to a Proposition; Violation of rule regarding anonymity during the Mediation Session.**
- 7. Violation of rule regarding the participation of each member of a team as client, counsel and Mediator in one preliminary round each.**
- 8. Causing delay in the commencement of rounds**

# **MISCELLANEOUS**

- The Organizers shall not be responsible for any loss due to slow or non-functional Internet Connection during the Competition. We request all the participants to arrange a good Internet Connection during online rounds.
- The decision of the Judges shall be final and binding.
- No additional documentation or screen sharing will be allowed.
- Scouting is not allowed under any circumstances and may lead to disqualification. You are requested to exit the meeting room after your session is over.
- If any situation is not covered by the Rules, the Organisers' decision shall be final and binding
- The Organisers reserve the right to amend the rules if required.
- Participation will be confirmed on a first-come, first serve basis as there are a limited no. of seats.

## **FOR ALL THE ROUNDS**

- 45mins shall be given to the negotiating pair for the confidential information the Negotiating pair are supposed to join the meeting 15 mins prior to their round timings.
- The mediators are supposed to join the meeting 30 mins prior to their respective round timing in which the 15 mins shall be for their coordination.

# PROCESS OF REGISTRATION FEE PAYMENT

Please fill out the Google form, you'll find the payment link at the end of the Google form.

The teams must pay their registration fees on the following UPI ID:

[aakrashi@ybl](mailto:aakrashi@ybl) /

[aakrashijain333@oksbi](mailto:aakrashijain333@oksbi)

*PhoneP/ Google pay/ Paytm No. 7568949466*



- The deadline for payment of the registration fee of Rs 3000/- is 8th September 2023.
- Once a team registers to complete the formalities will be given a Code "Team Code" by 20th September 2023
- The draw of lots will be conducted on the date and the same will be conveyed to the participants before the event.



## Important note:

The organising Committee has the exclusive right to decide any dispute. The decision of the organising committee shall be final and binding.

# PRIZES

**The total amount of money that will be distributed among the winners will be  
INR 35,000/- +**



**Internship benefits will be provided to the winners.**



**INR 35,000/-+**

# CONTACT US

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