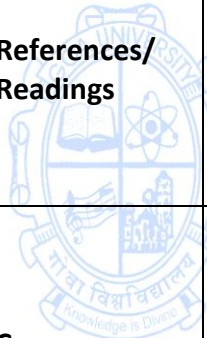
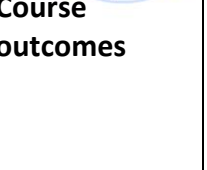


**SPECIALIZATION: ALTERNATIVE DISPUTE RESOLUTION LAW****Name of the Programme: L.L.M.****Title of the Course: Mediation: Principles, Essential Strategies and Skills****Course Code: LLA-523****Number of Credits: 4****Effective from Academic Year: 2023-2024**

<b>Pre-requisites for the Course</b>	Enrolment at the LL.M. (CBCS) programme	
<b>Objectives</b>	<ul style="list-style-type: none"> <li>To provide an overview of conflict resolution through mediation.</li> <li>To introduce students to the concept of mediation and how to use it in conflict resolution.</li> </ul>	
<b>Content</b>	<b>Module 1 : Introduction to Mediation</b> <ol style="list-style-type: none"> <li>Definition, Salient Features, nature and scope of Mediation.</li> <li>Legal and Regulatory Framework of Mediation in India</li> <li>Types of Mediation</li> <li>Advantages and Limitations of Mediation</li> </ol>	<b>15 hours</b>
	<b>Module 2: Stages of Mediation</b> <ol style="list-style-type: none"> <li>Pre-mediation preparations</li> <li>Mediation Process: Introduction and opening statement, Setting agenda, Joint sessions, separate sessions</li> <li>Steps in Mediation               <ol style="list-style-type: none"> <li>Separate the people from the problem, Focus on interests, invent options for mutual gain and use of objective criteria.</li> <li>Preparing, Evaluating and interpreting Mediation Agreements</li> <li>Mediation Confidentiality</li> </ol> </li> </ol>	<b>15 hours</b>
	<b>Module 3 : Role of Mediators</b> <ol style="list-style-type: none"> <li>Selection of Mediators</li> <li>Mediators Opening Statement</li> <li>Functions of Mediators: Facilitative Role, Evaluative Role, Mediators' Code of Conduct</li> <li>Role of Lawyers in Mediation</li> </ol>	<b>15 hours</b>
	<b>Module 4: Communication in Mediation</b> <ol style="list-style-type: none"> <li>Verbal and Non-verbal communication</li> <li>Effective communication and its barriers</li> <li>Communication Skills               <ol style="list-style-type: none"> <li>Active listening</li> <li>Passive listening</li> <li>Empathy</li> <li>Neutrality</li> <li>Language</li> </ol> </li> <li>Right question in the right way</li> </ol>	<b>15 hours</b>
<b>Pedagogy</b>	This course will be run primarily in lecturing and simulation mode. Students are expected to learn the stages of mediation through the learning-by-doing method. A collaborative brainstorming format to explore the understanding of the concepts together will also be used. The instructor would provide a critique of the student's performance after	

	completing the simulations.
 <b>References/ Readings</b>	<ol style="list-style-type: none"> <li>1. Sriram Panchu, Mediation Practice and Law (The path to Successful Dispute Resolution) 3rd edition, LexisNexis, 2022.</li> <li>2. Jennifer E Beer, The Mediator's Handbook: Revised &amp; Expanded fourth edition, New Society Publishers. 2012.</li> <li>3. Iram Masjid, Mediation: Theory to Practice, Thomson Reuters (2022)</li> <li>4. Chitra Narayan, Mediation – Policy &amp; Practice, Oak Bridge Publications; First edition (2021)</li> </ol>
 <b>Course outcomes</b>	<ol style="list-style-type: none"> <li>1. Students will develop a conceptual understanding of Mediation</li> <li>2. Students will be able to comprehend the mediation stages and the mediators' roles.</li> <li>3. Students will learn various methods of conducting mediation and be able to exhibit the skills required for a mediator.</li> <li>4. Students will be able to display sensitivity towards parties' self-determination of dispute settlement resolution and develop mediation skills.</li> </ol>

