

UNIVERSITY INSTITUTE OF LEGAL STUDIES, PANJAB UNIVERSITY



2nd Justice A.S. Anand National Mediation
and Negotiation Competition, 2019

8th – 9th November, 2019

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RULES AND REGULATIONS

The aforementioned shall be called “2nd Justice A.S. Anand National Mediation and Negotiation Competition

Wherein,

- **Organizer** shall mean the Alternative Dispute Resolution & Client Counseling Board, UILS;
- **Competition** shall mean “2nd Justice A.S. Anand National Mediation and Negotiation Competition, 2019”;
- **Participating Team** shall mean the team/team(s) that has/have registered themselves for the competition as per the prescribed rules and regulations;
- **Venue** shall mean the University Institute of Legal Studies, Panjab University, Chandigarh.

The rules mentioned herein are not exhaustive and the Organizer reserves the right to add, modify or amend the existing rules at any time;

The rules shall be strictly adhered to at all times; any deviation from the same shall result in immediate disqualification or imposition of penalty at the Organizer’s discretion, unless otherwise exempted by the organizer;

All decisions made by the organizer in case of any dispute, doubt or other problems of such nature, shall be final and binding on the Participating Teams.

I. AIM

Mediation is a voluntary, party centered and structured negotiation process where a neutral third party assists the parties in amicably resolving their disputes by using specialized communication and negotiation techniques. The goal of mediation is to find a mutually acceptable solution that adequately and legitimately satisfies the need, desire and interest of parties.

II. GENERAL INFORMATION

1. **Date:** The Competition shall be held from **8th to 9th of November, 2019.**
2. **Dress Code:** Participants are required to wear Business Formals and the same shall be adhered to, by all the participants.

III. TEAM COMPOSITION

1. Each team shall comprise of three students consisting of one Mediator and two members acting as the client-counsel pair (referred to as the “Negotiators/Negotiating Team”).
2. One member of the team will be designated as the Mediator, whose role shall remain unchanged throughout the Competition.
3. The other two members of the team will form the Negotiating Team, representing a Client and his/her Counsel respectively. The respective roles cannot be interchanged during the entire competition.
4. The two mediators in one competition session will be from different teams.
5. The two mediators in one competition session for all purposes will be referred to as Mediator 1 (M1) and Mediator 2 (M2) as designated in the match - ups.

IV. REGISTRATION

1. An email confirmation from the participating institutions and soft copies of their Registration Form and Demand Draft is expected before the **21st October, 2019** to be sent at uilsnationaladr@gmail.com
2. Registration Fee of **Rs. 5000/- (inclusive of the accommodation cost)** must be received by the Organizer along with the Registration Form in the form of a **Demand Draft in the name of ‘Director, University Institute of Legal Studies, Panjab University, Chandigarh’** via post on or before **29th October, 2019** in order to confirm participation for the competition, failing to do so the registration shall be deemed to be canceled.

Please Note: The last date of registration along with the Demand Draft is 29th October, 2019, and in no case the registrations will be accepted after the last date.

V. COMPETITION STRUCTURE

1. Two Teams (i.e. two Negotiating pairs) shall serve as the Requesting Party and Responding Party respectively, as assigned during round match-up. The Negotiating Teams and Mediators for each Session shall be announced prior to the session during respective round match-ups.
2. Each round will have members from four different teams (four members of two teams forming two Negotiating Pairs and two Mediators from two different teams).
3. To avoid any conflicts, the Mediators will not be assigned to those sessions in which the Negotiating Pair belongs to the same team as that of the Mediator.

VI. COMPETITION PROPOSITION

1. Each round will involve a new proposition, which shall be common for all the participants of that round.
2. Mediators will receive the general information of the proposition only and shall not be provided with any hidden information. The general information of the proposition for the semi- final and the final rounds will be distributed once the semi- finalists and finalists have been announced.

VII. ROUNDS

1. **PRELIMINARY ROUNDS:** The competition will have one preliminary round for a time period of 35 minutes (which is exclusive of the preparation time of 15 minutes provided prior to the session).
2. **QUARTER FINALS:** The 8 negotiating teams and 8 mediators, who secure relatively higher marks, will be selected to compete in this round. The time limit of the Quarter Finals will be 35 minutes (which is exclusive of the preparation time of 15 minutes provided prior to the session).
3. **SEMI FINALS:** The 4 negotiating teams qualifying for Semi-Finals will be selected on a “Knock-Out Basis” (i.e., the winning team of each match-up shall proceed for the Semi-Final Round), from the Quarter Finals. The 4 mediators who secure relatively higher marks shall be selected to compete in the Semi Finals. The time limit of the Semi Finals will be 45 minutes (which is exclusive of the preparation time of 15 minutes provided prior to the session).

4. **FINALS:** The 2 negotiating teams will be selected for finals on a “Knock-Out Basis” (i.e., the winning team of each match-up shall proceed for the Final Round), from the Semi-Finals. The 2 mediators who secure relatively higher marks shall be selected to compete in the Finals. The time limit of the Finals will be 60 minutes (which is exclusive of the preparation time of 20 minutes provided prior to the session).

VIII. CONFIDENTIAL INFORMATION

1. Each Negotiating Pair shall be provided with separate Confidential Information at the commencement of the 15 minutes Preparation Time.
2. In the Final Round, the Preparation Time shall be increased to 20 minutes.
3. The Mediator will not be provided with any Confidential Information.
4. The Negotiating teams and the Mediators will not be permitted to have any contact or communication with each other, once the Confidential Information has been provided to the Negotiating pair. Anyone found exchanging the confidential information shall be subject to disqualification from the competition.

VIII. CAUCUS

1. The Mediators may conduct a private session, (Referred to as a “Caucus”) with each of the Negotiating Teams. A Caucus may be called by either of the two Negotiating Teams or the Mediators.
2. The Negotiating Team which is not a part of the Caucus shall be required to leave the room for the duration of the Caucus.
3. A Caucus may be for a maximum of 5 minutes. This is inclusive of the time limit provided for the session. The Mediator and the Negotiating Team, both, will be responsible for managing and adhering to their time limit. Failure will result in a penalty.
4. The Mediator and Negotiating Teams will be scored by the Expert Assessor on the appropriateness of each Team to call or not to call for a Caucus.

IX. BREAK(S)

1. Either of the Negotiating Teams or the Mediators may request for a single 2 minute break during each session. The Team requesting the break shall be responsible for adhering to the time limit. Failure will result in a penalty.
2. Where a Negotiating Team asks for a Break, the members of the said Negotiating Team requesting the Break will be required to leave the room.

X. LANGUAGE

1. The language to be used during the Sessions of the Competition shall be English. During the break, the members of the same Negotiating Team may speak amongst themselves in any other language as well.

XI. MATERIAL

1. No outside material whatsoever, including any access to internet shall be permitted during the round including the preparation time. Violation of the aforementioned rule in any manner shall lead to immediate disqualification.
2. Teams are permitted the use of materials supplied to them by the Organizing Committee, personal notes and stationery items. (Teams may also bring one single-side printed A4/letter sheet to share with the other participants, the Mediator and the Expert Assessors.)
3. No electronic devices such as phones, tablets, smart-watches, laptops etc. may be used during the session, by any participating member of any Team. Participants may bring watches or other dedicated timing devices. However, phones or other electronic devices shall not be allowed during the sessions for time -keeping by the participants.
4. Electronic devices cannot be brought to a Break or Caucus.

XII. JUDGING CRITERIA

Mediator:

- i. Effective communication skills i.e. identifying interests, views, feelings, appropriate opening statement etc.
- ii. Effective problem solving and support.
- iii. Awareness and effective use of mediation process.
- iv. Qualities of good mediator i.e. neutrality, creating an amicable atmosphere of trust, effective preparation etc.

Negotiating Team:

- i. Appropriate information gathering and sharing
- ii. Effective communication skills
- iii. Collaboration and creating options
- iv. Effective mediation advocacy i.e. focus on interests, teamwork between counsel and client, dealing with opposite team's strategy and style etc.
- v. The home stretch i.e. dealing with impasse, weighing options, presenting proposals, reflecting interests in outcome.
- vi. Effective execution of a negotiating strategy.

Contact Persons for any clarifications about the Competition-

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