

SCHOOL OF LAW UCLan Cyprus

INTERNATIONAL CIVIL & COMMERCIAL MEDIATION COURSE

40 hours

VENUE
UCLan Cyprus Campus

DATES: FRIDAY, 15th March 2019, 17:00-21:00
SATURDAY, 16th March 2019, 09:00-18:00
SUNDAY, 17th March 2019, 09:00-18:00
FRIDAY, 5th April 2019, 17:00-21:00
SATURDAY, 6th April 2019, 09:00-18:00
SUNDAY, 7th April 2019, 09:00-18:00

Short breaks for refreshments and lunch are included (totalling 44 hours)

LEARNING OUTCOMES

1. Discuss the appropriateness of mediation for the resolution of national and transnational commercial disputes.
2. Understand the requirements for a valid mediation agreement and appreciate the pros and cons of different mediation procedures and processes at national, regional, transnational and international levels.
3. Understand the key skills required for successful resolution of international commercial disputes using mediation and adopt problem-solving strategies to a range of situations and complex problems.
4. Critically assess and offer comparative analysis of mediation practice and procedures at national, regional, transnational and international levels.

THIS COURSE WILL BE RELEVANT TO:

- Advanced students in law, finance and business, and cognate academic disciplines;
- Practising lawyers, professionals from the construction industry, the provision of public services, the banking industry and public bodies.

Practitioners will gain advanced knowledge of the legal framework and the best practices on acting as mediators in civil and commercial matters at national and international level. The Course will be delivered at an **intermediate-to-advanced level**.



The Course is delivered in association with ProMediate, which is an accredited Mediation Provider and Registered Civil Mediation Council Mediation Training Provider in the UK.

Once practical assessment is completed and personal feedback provided, certificates of completion will be issued and participants will be able to register as mediators under the rules of the Civil Mediation Council (CMC), provided they do three observations in mediation. Subject to successful local registration, participants can act as mediators in the Member States of the European Union under the terms and conditions of the EU Directive 2008/52/EC on certain aspects of mediation in civil and commercial matters, as implemented in each Member State, including Cyprus.

Course Structure

DAY 1	FRIDAY, 15 March	<ul style="list-style-type: none">• Introduction to the course• The various Alternative Dispute Resolution Methods• Introduction to Mediation• The process and practice of mediation
DAY 2	SATURDAY, 16 March	<ul style="list-style-type: none">• The Theory of conflict• Social mediation• Communication – active listening and questioning skills
DAY 3	SUNDAY, 17 March	<ul style="list-style-type: none">• The opening statement• Getting to the heart of the conflict Prioritising issues• The role of Negotiation in Mediation
DAY 4	FRIDAY, 5 April	<ul style="list-style-type: none">• Solutions and Joint Meetings• Variants in mediation and new approaches
DAY 5	SATURDAY, 6 April	<ul style="list-style-type: none">• Mock• Final practices• What happens after the course?
DAY 6	SUNDAY, 7 April	<ul style="list-style-type: none">• Final Q&A• Final Practices• Assessments• Finalities

The price for participation is **€850 per participant** which includes the **delivery of the Course, the assessment and feedback, all materials, refreshments and light lunches on all days.**

To book to attend the Course, please complete the registration form at https://www.uclancyprus.ac.cy/wp-content/uploads/2019/02/Mediation_RegistrationForm_Feb2019.pdf and submit it to lawacademy@uclancyprus.ac.cy

For any information, please call 24694097.

Full payment should be made before commencement of the Course on 15/3/19 to the following bank account or through JCC Smart, UCLan Cyprus

Bank account at Hellenic Bank Ltd/ Cyprus Cooperative Bank

Account Name: **UCLan Cyprus Ltd**

IBAN: **CY89 0070 4430 0000 0000 4005 5808**

Swift Address: **CCBKCY2N**

JCC smart.com



Prof. Stéphanie Laulhé Shaelou (Course convenor)

Prof. Stéphanie Laulhé Shaelou has been actively involved in teaching, research and knowledge transfer in Europe for the past fifteen years. Based in Cyprus for most of her career, her teaching

and research focus primarily on multiple aspects of European law in an interdisciplinary setting, with a particular focus on fundamental rights including in times of crisis and their future development. She has lectured, researched, supervised and transferred knowledge at the undergraduate and postgraduate level in several universities throughout Europe including in the UK. French born and educated in Law and Linguistics (two separate degrees, University of Paris), she then went on to do her LLM and PhD in Law in the UK (University of Leicester), in the broad area of EU law and European integration. She joined the University of Central Lancashire, Cyprus (UCLan Cyprus) upon its creation, in September 2012 and has played an increasingly important role in the University's development ever since, culminating with the responsibility of Head of the School of Law and research and quality assurance lead for the University since 2016. Since June 2017, she is a Professor of European Law and Reform. She supervises numerous LLM dissertations as well as PhDs in fields related to her own research including on the financial crisis, migration crisis, Brexit studies and other current issues in EU law.

She demonstrates international standing in the field of European/EU law through the production of numerous peer reviewed outputs, key external academic and professional appointments, memberships, collaborations, research outputs/publications, editorial work and grant capture, all in the field of European/EU law with a particular emphasis on fundamental rights and crisis implications (constitutional rights, socio-economic rights, human rights in troubled territories, EU citizenship and fundamental freedoms, EU values, EU withdrawal scenarios, etc) as well as other current institutional, social, economic, political, governance and ethical issues pointing to the need for reform at the EU and/or national level. This is completed by evidence of international standing in her professional development in an interdisciplinary setting through her creating and/or belonging to professional bodies/NPOs and her continuous active engagement and impact both at the national and international level on the proper application of EU law, the protection of fundamental rights and dispute resolution, including through her role as a certified mediator since 2017 (duly registered with the Ministry of Justice and Public Order in Cyprus, commercial register). She also currently belongs to networks of experts at the academic, professional and EU level. She is currently a legal expert for the Legal Services of the Republic of Cyprus assisting the Commission of Inquiry on the collapse of the cooperative bank. She is an expert for the European Commission through the Education, Audiovisual and Culture Executive Agency (EACEA) for several programmes (Erasmus+ Capacity Building in the Field of Higher Education, 2019 call; Europe for Citizens, 2017 calls) and for the Research Executive Agency (REA) for the Marie Curie individual fellowship programme (MSCA-IF, 2017 and 2018 calls), where she reviews proposals by high calibre researchers in her fields of expertise. She is trained and certified in conflict resolution and mediation and is also a Fellow of the UK Higher Education Academy. She has secured and managed significant resources on behalf of higher education institutions and the European Union and planned from their very inception and implemented projects attached to her person and expert profile in the field of EU legal studies (Jean Monnet Actions, 2014-17) and innovation (Horizon 2020, Swafs, 2018-21). The Jean Monnet Module she coordinated during 2014-2017 was selected as a 'success story' by the European Commission, DG Education, Youth, Sport and Culture under the Stakeholder Engagement and Programme Impact. She is a certified Data Protection Officer since 2018. She also significantly contributes through her research and innovation and entrepreneur work to economic, social, community or cultural engagement projects and continuous professional development (CPD), including with

policy-makers and professionals, both in Cyprus and in the rest of Europe. She is the Founding Member and Director of the non-profit organisation ICLAIM (Interdisciplinary Centre for Law, Alternative and Innovative Methods) which is used as a social enterprise vehicle for social and community projects having an impact on the society (see www.icclaimcentre.org). From June 2018 to June 2019 she is a Cherie Blair Foundation Mentee under the Women in Business Mentoring Scheme as a Founder and Director of ICLAIM.

TUTORS (selection)



Dr. Despina Christofi (Academic Coordinator)

Dr. Despina Christofi is a Lecturer in International Commercial Arbitration and Investment Law in UCLan Cyprus. She holds a PhD in Law

(University of Central Lancashire, 2018), an LLM in International Commercial Law (University of Glasgow, 2014) and an LLB (Hons) (University of Leicester, 2013). Her research interests evolve around EU economic and financial governance in times of crisis, European Banking Union, banking supervision and regulation, harmonization of Private International law in the EU, Alternative Dispute Resolution methods and International Investment Arbitration. During 2014-2017, she was a Research Assistant, Jean Monnet Module running at the Law School of UCLan Cyprus, 'The Law of Financial and Economic Governance in the EU' (FecoGov). Her PhD obtained in 2018 examined the protection of bank depositors, based on the concept of effectiveness, comparatively by litigation and through arbitration in the EU legal regime in the context of the financial crisis.

Among the modules she teaches on the LLB and LLM are Private International Law, International Commercial Litigation, International Commercial Arbitration, International Commercial Mediation, Contract Law, Tort Law and Commercial Law. In September 2018, she successfully completed the UCLan Civil and Commercial Mediation training Course, which is a registered Civil/ Commercial Mediation Training Course (CMC). Furthermore, she is a Lecturer and the Administrator of the Professional Courses at UCLan Cyprus (2015-18), Arbitration Module: Associate Arbitrator level and Arbitrator level, focusing on domestic and international commercial arbitration. Finally, she has been actively involved in giving expert legal opinions in EU financial crisis law and banking law for Cypriot law firms and legal authorities.



Dr. Nevi Agapiou (tutor)

Dr. Nevi Agapiou holds a PhD, an LLM in International Commercial Law and an LLB (Hons) from the University of Leicester, UK. She also holds a Postgraduate Diploma in Professional and Legal Skills from the Inns of Court School of Law (now the City Law School, London, UK)

after successfully completing the Bar Vocational Course (now the Bar Professional Training Course). Nevi was called to the Bar in England and Wales (Lincoln's Inn) and later qualified as an Advocate in Cyprus practising law before turning to academia. In March 2019, Nevi will be undertaking CEDR Mediator skills training in the UK, including assessment for CEDR Accreditation, internationally recognised as the standard of excellence in mediator qualification.

Nevi's research interests primarily lie in the areas of international commercial law and alternative dispute resolution methods. She is

also particularly interested and conducts research in English Contract, Commercial and Consumer law as well as Comparative law. She teaches all of the aforementioned subjects on the LLB and LLM programmes of the University of Central Lancashire Cyprus where she is a Lecturer of International Commercial Law and Dispute Resolution in the School of Law. Nevi is also interested in the Cyprus Legal System closely following relevant developments and has presented her work in academic and professional conferences in the UK.

Nevi is the coach of the UCLan Cyprus team competing in the annual Willem C. Vis International Commercial Arbitration Moot in Vienna, Austria where she also acts as Arbitrator. She is also a member of the Executive Committee of the Cyprus Chapter of the European Court of Arbitration and the Secretary of the non-profit organisation ICLAIM (Interdisciplinary Centre for Law, Alternative and Innovative Methods), whose mission as a social enterprise is to transmit knowledge and enable the wider public to have access to their rights through innovative and alternative legal solutions at a fair cost and pioneer new solutions with wider impact on the creation, implementation, enforcement and reform of rights in a modern society (see www.icclaimcentre.org). Through ICLAIM, Nevi has been able to focus on EU and Cyprus Consumer Law as well as alternative dispute resolution methods in practice through leading an innovative and enterprising project which in June 2018 saw ICLAIM become an ADR Entity for Consumer Disputes approved by the Cyprus Consumer Protection Authority under section 22 of the Alternative Dispute Resolution for Consumer Disputes Law of 2017 (L.85(I)/2017) which transposed Directive 2013/11/EU into the national legal order.



Dr. Natalie Alkiviadou (tutor)

Dr. Natalie Alkiviadou, is a lecturer in European Law and Human Rights at UCLan Cyprus. Natalie has over ten years' experience in working with civil society, educators and public servants in the framework of training and capacity building on human rights and related themes. Her research exper-

ise lies in EU Law and human rights law with a focus on hate speech, hate crime and right-wing extremism. She has drafted handbooks, strategy papers and shadow reports for projects funded by the Anna Lindh Foundation, the European Commission and the European Youth Foundation, on themes such as the rights of domestic workers in Cyprus, hate crime and extremism in young people and ENAR's shadow report on Afrophobia. Recently she undertook an accredited conflict management and mediation skills course to develop her dispute resolution skills as a necessary companion to her current research interest and knowledge transfer activities for the benefit of the wider community. In 2018, she led the creation of a social mediation handbook for practitioners such as public servants, NGO staff and members, community workers, youth workers, teachers, non-formal trainers and educators on the use of Social Mediation in a wide range of conflict settings (<https://www.social-mediation.org/handbook/>). She leads a project on social mediation which included training activities for competent stakeholders. For more information visit: <https://www.social-mediation.org/>

ASSESSORS (selection)



Mr. Peter Causton

Peter Causton is an award winning CMC Registered mediator, with experience of dealing with all types of dispute. He is a practising barrister, Solicitor and Deputy District Judge. He is director of ProMediate (UK) Limited which is a CMC board member and Registered Mediation Training Provider as well as being

certified by CTSI under the ADR Regulations 2015 to deal with consumer disputes. He is a member of the Law Society Council (Civil Litigation). He runs the HMCTS Manchester Civil Mediation Pilot and is a Court of Appeal mediation pilot panel mediator.



Ms. Dawn Stainer

Dawn Stainer is a CMC Registered Mediator for both Civil and Commercial and Workplace Mediation. She is a member of the UCLan External Civil and Commercial Mediation Panel and a panel member for Promediate for Civil and Commercial and Workplace Mediation. Working for Lakeland Mediation Solutions, Dawn was recently invited to judge

the UCLan Internal Mediation Competition: she also offers Mediation in Education Settings.

Dawn has 18 years of experience in the education sector; latterly lecturing at Post Graduate Level for the PGCE (Post Compulsory) for UCLan. She has conducted formal teaching observation assessments of Post Graduate students and currently supervises BA(Hons) Dissertation students.



Mrs. Antigoni Fakonti

Antigoni Fakonti is recognised as a knowledgeable, internationally experienced attorney with an excellent sense of business. She has a ten-year experience in the fields of corporate, shipping, energy, funds, tax, finance/banking and trusts. She has been especially

active and highly visible in AIM and stock exchange listing. She is experienced in advising on international wealth management and planning and international tax structuring. She has dealt with large complex multi-sourced project financings and securities structures, International Public Offerings (IPOs), local and cross-border mergers, the financing, leasing, acquisitions and sale vessels, takeovers and acquisitions, incorporation, licensing and running of companies, trusts and funds (AIFs). She has handled high profile local and international transactions of several HNW individuals and large international groups.

Previously, Antigoni was a Partner in a reputable law firm, leading the Corporate and Shipping Department, interacting mainly with international clients and associates. She has also served as a member of the Board of Directors of several companies and funds of international interests. This allowed her to also gain multicultural business experience, negotiation, business decision making and solving skills.

She has a Bachelor of Laws degree (LLB) and Master's in Commercial Law (LLM) from the University of Bristol, UK. In 2008 she became a qualified lawyer and member of the Cyprus Bar Association. Since then, she has gained additional professional qualifications in tax, trusts, finance regulations and mediation. These include the Advanced Diploma in International Taxation (Chartered Institute of Taxation, UK), the Financial Services Regulatory Framework: Advanced (CySEC) certification and the Mediator (CEDR) certification. She is an Associate Lecturer of the University of Central Lancashire (UCLan) Cyprus and member of several professional association bodies, including the STEP, ITPA and WISTA. She is the author of articles published in business magazines, legal texts and books and has been a speaker and panellist in conferences in Cyprus and abroad.

MODERATORS (selection)



Mrs. Emma McAndry

After qualifying as a solicitor with a large international firm, Emma practiced in commercial litigation. Since coming to Lancashire Law School, she qualified as an ADRGroup Civil and Commercial Mediator and has gained extensive experience: she practices as a

mediator for workplace disputes at UCLan and other local Universities and is the lead/supervising mediator for a huge variety of dispute sin the Mediation Clinic. She is also qualified as an ADRGroup International Mediation Advocate.

As part of her research into mediation, Emma had a book review on a mediation book published and has presented at as well as hosted and convened many national conferences. AMATI ("Association of Mediation Assessors, Trainers and Instructors") is an international organisation, by invite only, which approached Emma to become a member. In recognition of her vast experience, at their last international conference, she was requested to sit on their expert panel. There are a number of large and exciting ongoing projects that she is working on with a view to knowledge transfer.

Over the years, Emma has successfully trained student teams for both the annual National and International Mediation Competitions. In 2016, her team won the National competition, with one member of the team gaining Best Party and another Best Individual Mediator. In 2016 and 2017, at the International Competition, with over 100 competitors from all over the world (with the majority from America where mediation is highly practiced), one of the students trained by Emma gained the accolade of First Place for Best Individual Mediator. Emma created, set up and heads the UCLan Centre for Mediation which encompasses all things mediation, including the innovative and unique Mediation Clinic.

Dr. Dianne Scullion

Dr. Dianne Scullion, principal lecturer in Law, joined Lancashire Law School in September 2012, and has previously taught at Liverpool Law School, University of Liverpool. Dianne's research interests lie primarily within human trafficking with a particular focus on children's rights. She also specialises in Discrimination Law and Family Law. Dianne supervises both LLM and PhD postgraduate students.

Dianne is the Manager of UCLan's Centre for Mediation and is responsible for overseeing all activities undertaken. These include pro-bono cases run through the Mediation Clinic, commercial mediation cases, research activities and the provision of mediation training to both students and external delegates.

Dianne is also the Law School Lead on Recruitment, Admissions and Resources.