



ASIAN INSTITUTE OF  
ALTERNATIVE  
DISPUTE  
RESOLUTION  

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Delivering Excellence in ADR

# AIADR Mediation Competition

## 2024

## Rules & Regulations



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## DEFINITIONS

“**AIADR**” refers to Asian Institute of Alternative Dispute Resolution

“**AIADR Mediation Rules**” refers to the mediation rules published by AIADR in 2021 accessible at the Resource Page of AIADR website.

“**Coordinators**” refers to the AIADR Secretariat’s personnel assisting the coordination of the Competition.

“**Competition**” refers to AIADR Mediation Competition 2024

“**Judge**” refers to AIADR member who assesses the student’s performance for the Competition.

“**Coach**” refers to a person assisting the Team in preparing them for the Competition.

“**Problem**” refers to the scenario officially released by AIADR that serves as the basis for the Competition.

“**Confidential Information**” refers to the information that should be used only by Negotiating Teams but not Mediators. It shall be exclusively used by each Team and not disclosed to the opposing Team.

“**Participants**” refers to individuals registered to participate in the Competition.

“**Team**” strictly refers to a group of 5 participants. The Team shall select 1 person as a mediator, 2 persons as the Clients, and 2 persons as the Legal Counsels to represent the team in the Competition. The role of Client and Legal Counsel may be rotated among the team members who are not acting as the mediator. The role of the mediator cannot, however, be changed.

“**Mediator**” refers to an individual selected by the Team themselves to act as mediators in the Competition.

“**Negotiating Team**” refers to a group of people that have been selected as the Client and Legal Counsels in the Competition.

“**Requesting Team**” refers to a group of people that have been selected to act as the requesting party’s negotiating Team in the Competition.

“**Responding Team**” refers to a group of people that have been selected to act as the responding party’s negotiating Team in the Competition.

“**Private Session**” refers to the separate session between the Party Representative and the Mediator.

“**Rules**” refers to the AIADR Mediation Competition 2023 Rules & Regulations.

“**Preliminary Round**” refers to the general round of the Competition.

“**Team Name**” refers to the name of the Team, assigned by the organizer.

“**Student**” refers to any individuals currently pursuing any law-related education.

## **1. Overview of the Competition**

- 1.1 The AIADR Mediation Competition is a student competition that aims to raise awareness on the practice of mediation in investor-state disputes.
- 1.2 The Competition is designed in a way to simulate real-life mediation scenarios, allowing students to engage in a practical mediation setting.
- 1.3 For this Competition, Participants will be evaluated solely on their performance, with no written submission requirements.

## **2. Team Composition and Participation**

- 2.1 Only full-time or part-time Students at the time of registration are eligible to participate in the competition.
- 2.2 One Team shall consist of 5 Participants and may comprise Students from the same or different institutions.
- 2.3 The Coaches of the Teams can observe the rounds where their Team is competing, provided they inform the AIADR Secretariat at least 3 days in advance of the preliminary round/semi-finals.

## **3. Registration**

- 3.1 The registration fee for the competition shall be RM 300 per team.
- 3.2 The registration is deemed to be complete upon completion of the registration form and payment.
- 3.3 The registration period is from 16<sup>th</sup> February 2024 to 15<sup>th</sup> July 2024. Late registrations will not be accepted unless valid reasons are provided and notified to the AIADR Secretariat.
- 3.4 Upon registration, each Team will be assigned a Team Name by the AIADR Secretariat. This Team Name will represent the Team throughout the Competition.
- 3.5 This competition is limited to a total of 21 teams.

## **4. General Procedure Rules**

- 4.1 The Competition shall be conducted in English language.
- 4.2 The AIADR Mediation Rules 2020 shall apply to this Competition unless expressly provided otherwise.
- 4.3 Should there be any conflicting directions between the AIADR Mediation Rules and the Rules, the Rules regulated herein shall supersede.

## 5. Team Role Division

- 5.1 Each Team shall have 1 acting as Mediator, 1 requesting team and 1 responding team. The requesting and responding team shall consist of 1 Client and 1 Legal Counsel.
- 5.2 The Team members, except the Mediator, may freely rotate the role among themselves.

## 6. Competition Documents

- 6.1 The Competition will consist of two Mediation Problems throughout the entire competition. One Mediation Problem will be used for the Preliminary Rounds, and another one will be utilized for the Semi-Final and Final rounds.
- 6.2 The Mediation Problem for the Semi-Final and Final rounds will only be released after the conclusion of the Preliminary Rounds.
- 6.3 The Mediation Problem is supplemented with Confidential Information. The Confidential Information will be circulated to the Negotiation Team a day before the preliminary round. For Semi Finals and Finals, it will be circulated an hour prior to the round.
- 6.4 The Confidential Information given to each team will differ and must not be shared with anyone other than the participants of your own responding or requesting team
- 6.5 Teams may request clarifications of the Mediation Problem by emailing the request to [aiadr.pdec@aiadr.world](mailto:aiadr.pdec@aiadr.world).

## 7. Structure of the Competition

- 7.1 The Preliminary Round shall be held virtually through Zoom. Each round shall be 90 minutes long with the following time division:

Session	Duration
Mediation Session	60 mins
Scoring of the Round	10 mins
Individual Feedback	20 mins

- 7.2 Each Team will compete for 2 rounds during the Preliminary Round. The first round will be held from 3<sup>rd</sup> August 2024 – 4<sup>th</sup> August 2024, and the second round will be held from 10<sup>th</sup> August 2024 – 11<sup>th</sup> August 2024.
- 7.3 8 Teams will be selected from the Preliminary Round for Semi-Finals. The Semi-final and Finals will be conducted in-person.
- 7.4 There will be 1 judge in the Preliminary Round and 2 Judges for the Semi Final and 3 Judges for the Final Rounds.

7.5 The total result of the Competition will be determined by a scoring basis according to the respective roles as below:

<b>Roles</b>	<b>Total Score</b>
Mediator	40 Marks
Requesting Team	30 Marks
Responding Team	30 Marks

7.6 The final result of the Teams will be determined by the cumulative score of each Team's Participants.

## **8. Technical & Coordination Support**

8.1 Should the Participants require any technical support for the Zoom, they shall inform the coordinators promptly in their Breakout Rooms.

8.2 Participants are encouraged to join in the Zoom meeting 30 mins before their rounds for a technical check.

8.3 When the private session is in use for Virtual Rounds, the opposing negotiation team shall leave the Breakout Room and stay in the Waiting Room until informed by the coordinators.

8.4 When the private session is in use for In-Person Rounds, the opposing negotiation team shall leave the room until informed by the mediator.

## **9. Judges Role**

9.1 Judges will be provided with a marking sheet and marking guidelines.

9.2 Judges shall inform AIADR Secretariat, should there be any situation which would affect their impartiality in judging the rounds.

9.3 Judges shall give their marking in a fair and impartial manner based on the marking guidelines.

9.4 After scoring the participants' performance, judges are expected to offer constructive feedback. They may also consult with their co-judges to determine the feedback to be provided.

## **10. General Rules of Conduct**

10.1 During virtual rounds, Participants must ensure that their cameras are on and their audio is functioning properly. Additionally, they should take measures to ensure there are no disturbance or interruptions during the session.

10.2 During virtual rounds, coaches who are observing must disable their camera and audio throughout the session. If a coach causes any disruptions during the session, the coordinators will promptly remove them from the Zoom meeting room.

10.3 For in-person rounds, Participants must dress in formal attire, and be at the venue at least 1 hour before their rounds for briefing.

10.4 Coaches shall not observe rounds where their Team are not participating in.

10.5 Participants should be respectful towards their fellow Participants throughout the Competition and not make any disrespectful comments.

10.6 Participants are prohibited from using any electronic devices during their rounds. If participants require any technical support, they should notify the coordinator in their assigned room.

## 11. Violation of the Rules

11.1 Failure to comply with the Rules may lead to a deduction from the Team's overall score. In the case of serious violation, it may result in a disqualification from the Competition.

11.2 The final determination of the penalty shall be decided by the AIADR Secretariat.

## 12. General Timeline of the Competition

<b>Tentative Date</b>	<b>Description of the Event</b>
16 <sup>th</sup> February 2024	Registration Open for AIADR Mediation Competition 2024
15 <sup>th</sup> July 2024	Closed of Registration, and Release of Mediation Problem
20 <sup>th</sup> July 2024	AIADR Mediation Workshop Orientation (Online) for Competition Participants
3 <sup>rd</sup> August 2024 – 4 <sup>th</sup> August 2024	1 <sup>st</sup> Preliminary Rounds for the Mediation Competition (Online)
10 <sup>th</sup> August 2024 – 11 <sup>th</sup> August 2024	2 <sup>nd</sup> Preliminary Rounds for the Mediation Competition (Online)
7 <sup>th</sup> September 2024	Semi-Finals for the Mediation Competition (In-Person)
8 <sup>th</sup> September 2024	Finals for the Mediation Competition (In-Person)  Note: Participants who made it to the Semi-Finals and Finals will be invited to a Networking Dinner with the Judges.

## 13. Prizes

13.1 The Team that wins the final round will receive the AIADR Mediation Competition Trophy together with award.

13.2 An award will also be given to the first runner up and second runner up in the competition.

13.3 Teams that made it to the semi-finals will be invited to a Networking Dinner with the Judges.

13.4 Special Prizes will be awarded for individual performances in the following categories:

- Best Mediator
- Best Negotiation Teams
- Creative Solution Award

13.5 All Teams will receive a certificate of participation.