

The Third Twinning of Lawyers

Alternative disputes resolution mechanisms - to reduce burden on courts, and in consequence to improve access to justice

Session III: Regulatory Standards of ADR

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Outline

The presentation would cover the following points:

1. Evolution of Alternative Dispute Resolution (ADR) Mechanisms in India:
 - Development of institutional infrastructure to support ADR
 - Proliferation of mediation centers attached to various state high courts.
 - International and domestic arbitration centers set up in various cities (Delhi, Bombay).
 - International Arbitration and Mediation Centre at Hyderabad, proposed by the present Chief Justice of India.
 - Certification and training of ADR professionals (mediators and arbitrators), and continuing education.
 - Benefit of court sponsored mediation for commercial disputes in family owned companies.
 - Statistics and figures, where available.
2. Evolution of Arbitration Law in India:
 - A snapshot of the predominant ADR forum in India.
 - Arbitration and Conciliation Act, 1996 – introduction, key amendments, and judgements.
 - Incentives for arbitration – pendency, ad valorem court fee.
 - Recent developments: *Vidya Drolia*; and *PASL Wind Solutions Pvt. Ltd.*