

Information Booklet

For

Chartered Mediator - C.Med.®

**National Designations granted by the ADR Institute of Canada
in coordination with and upon recommendation from Regional Affiliates.**



ADR Institute of Alberta

Affiliate - ADR Institute of Canada

Updated May 2021

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Introduction

Mediation is a problem-solving process in which two or more parties voluntarily work together to resolve their differences with the assistance of a trained mediator who is an impartial third party.

The mediator assists disputing parties in voluntarily reaching their own mutually acceptable settlement of issues by structuring and managing the mediation process, maintaining channels of communication, assisting each party to articulate the issues, identify their needs, and create alternative ideas to resolve the dispute.

ADR Institute of Canada (ADRIC) has obtained recognition under the *Trade-marks Act* for the designations Chartered Mediator®, C.Med.®, Médiateur Certifié^{MD}, Médiatrice Certifiée^{MD}, Med.C.®, and Qualified Mediator®, Q.Med.®, Médiateur Qualifié^{MD}, Médiatrice Qualifiée^{MD}, and Méd. Q.^{MD}. All other groups and individuals are prohibited from adopting or using any of these marks or any marks that might be mistaken for these marks without the consent of ADRIC.

In order to ensure that a high, consistent, set of standards is met by the persons entitled to use these designations, the Board of Directors of ADRIC has established general principles, a set of criteria and a protocol to be used in assessing the eligibility of a candidate for a designation and for the granting of a designation.

ADRIC is national in scope and is represented throughout Canada by its regional affiliates who administer and regulate the designations C.Med. / Méd. C. and Q.Med / Méd. Q. in their respective regions. The ADR Institute of Alberta (ADRIA) is the Alberta regional affiliate.

Chartered Mediator Designations

Chartered Mediators and Qualified Mediators are skilled professionals committed to personal career development and standards of ethical conduct. The designations are awarded to mediators who meet the qualifications set out, and is not dependent on any specific or prescribed mediator style¹ The Chartered Mediator designation is the more advanced designation.

The Chartered Mediator designation identifies the holder as a professional in the field of appropriate dispute resolution who:

- has advanced dispute resolution training (a minimum of 80 hours basic and 100 hours additional ADR training);
- demonstrated competencies through a Formal Mediation Assessment² assessed in accordance with field assessment approved by the MDSAAC and the ADRIA Designations Committee;
- has significant broad-based experience in the field of dispute resolution;
- remains current with up to date practices and advances in the practices of the profession;
- is recommended by clients and peers for his/her skills and knowledge based upon practice; and
- has a broad-based understanding and access to information and experience at these levels invaluable in dealing with highly sensitive situations.

The Chartered Mediator designation recognizes a "generalist competence", at a high level, the goal being to assist the public in finding experienced and skilled mediators who are well trained and current in their practices. ADRIC recognizes that specific additional skills and competencies may be necessary for mediation in specific areas such as family and multi-party mediation. ADRIC acknowledges that mediators do not need to be chartered in order to provide mediation services.

¹ "Style refers to fundamental mediator approach, e.g., facilitative, evaluative, transformative, narrative, etc. Regardless of a mediator's style, the competencies listed in Appendix A must be demonstrated for a mediator to qualify for the C. Med designation.

² **A Formal Mediation Assessment** (with an assessor chosen from an ADRIA roster of approved assessors and role-players who hold a C.Med designation). It is conducted separately and apart from any classroom evaluation occurring as part of the students' mediation training, either at ADRIA or at another approved mediation program. There is a cost associated with this assessment similar to what is currently charged. A student may use this assessment within 12 months to apply for a C.Med designation.

Protocol

ADRIC has adopted the following protocol for these applications.

1. Regional affiliates invite/accept applications from those members who believe they possess the standards required of a Chartered Mediator or Qualified Mediator designation.
2. The regional affiliates will establish procedures to evaluate applicants in accordance with the requirements established by ADRIC.
3. The ADRIA Designations Committee or Regional Chartered Mediator Accreditation Committee (RCMAC) shall consider and unanimously approve those candidates it deems meeting the criteria. Ratification by the Regional Board of Directors is required.
4. ADRIC reviews applications to ensure the application is complete and the requirements established by ADRIC have been met. Any application that is not complete and in the prescribed format will be returned to the regional Designations Committee.
5. Once ADRIC determines an application to be complete and requirements have been met, the Manager of Designations will inform the applicant that the application has been approved. ADRIC will forward the certificate to the applicant.
6. Where approval of an applicant is not unanimous and the lack of unanimity is unrelated to policy or process, the Designations Committee's decision will be final. The Designations Committee's decision in relation to the skills assessment and demonstration of competencies is not subject to appeal.
7. Where the Designations Committee does not approve an applicant, it will so notify the applicant, providing reasons and recommendations, along with information about appeal processes.
8. Right to appeal to the National Appeal and Audit Committee is only based on issues related to application of policy or procedure.
9. The National Appeal and Audit Committee will audit a percentage of applications from each affiliate at random to ensure consistency and adherence to standards.

The Code of Ethics

All candidates and designated Chartered Mediators and Qualified Mediators must pledge to uphold and abide by the Code of Ethics. This Code is applicable to all members of ADRIC in their capacity as arbitrators and mediators generally and in their undertaking of an arbitration or mediation appointment specifically.

A member shall:

- uphold and abide by the Rules of Conduct, regulations and other professional requirements adopted by ADRIC.
- not carry on any activity or conduct which could reasonably be considered as conduct unbecoming a member of ADRIC.
- uphold the integrity and fairness of the arbitration and mediation processes.
- ensure that the parties involved in an arbitration or mediation are fairly informed and have an adequate understanding of the procedural aspects of the process and of their obligations to pay for services rendered.
- satisfy themselves that they are qualified to undertake and complete an appointment in a professional manner.
- disclose any interest or relationship likely to affect impartiality or which might create an appearance of partiality or bias.
- in communicating with the parties, avoid impropriety or the appearance of impropriety.
- conduct all proceedings fairly and diligently, exhibiting independence and impartiality.
- be faithful to the relationship of trust and confidentiality inherent in the office of arbitrator or mediator.
- conduct all proceedings related to the resolution of a dispute in accordance with applicable law.

Who Can Apply

Professionals who are members of ADRIC through ADRIA and who believe they possess the qualifications and meet the criteria for Chartered Mediator or Qualified Mediator status may apply for the designations.

Form of Application

Applicants must complete the required application form and submit the form, and supporting documentation, with the appropriate application fees to the ADR Institute of Alberta office.

Timing of Application

The Designations Committee will review applications three times per year; April, July, and November. Applications are accepted in February (2020 only)/March, June, and October. Applications can take up to 180 days to process, from start to finish.

Application Fees

Application Fees for Chartered Mediator

The application fee varies with the assessment method selected:

- Application fee for Chartered Mediator \$200.00 plus GST (no fee charged for February & June 2021)

Application Fee for Qualified Mediator

- Application fee for Qualified Mediator \$200.00 plus GST

Summary Application Requirements for C. Med.®

Chartered Mediator	
Education	<ul style="list-style-type: none"> Completion of at least 80 hours mediation theory and skills training in mediation training programs approved by ADRIC or acceptable to ADRIA Designations Committee; AND Completion of 100 hours of study or training in dispute resolution or related field¹.
Experience	Conducted at least 15 mediations ² as the sole mediator or the mediation chairperson ³ and all 15 of the mediations must have been fee paid ⁴
Skills Assessment	<p>Observation and approval of an applicant conducting a sole mediation, to occur within 12 months before the date of the application, through one or more of the following:</p> <ul style="list-style-type: none"> A Formal Mediation Skills Assessment⁵ Video recorded Actual Mediation⁶ A Video recorded roleplay Mediation⁷.
Waiver	Education requirements may be waived where the ADRIA Designations Committee determines applicant has satisfied or exceeded the education requirements above through proven skills, competency, & longevity in practice as recognized and recommended by peers ⁸ .
Letters of Reference	Provide three Letters of Recommendation ⁹ (one character/personal and two professional) of your services as a mediator.
Membership	Must be a Full Member with ADRIA
CEE Points	<p>Must acquire 33 points/year.</p> <p>If reporting every 3 years (contact ADRIC for form). Must accumulate 100 points for CEE in three years.</p>
INSURANCE (Exemption Form see website)	Errors and Omissions insurance with a limit of at least \$1 million aggregate
Application Fee	\$200 plus GST – no fee in February & June 2021
Additional fees for Skills Assessments and supervised mock mediations	
Annual Designation fee	See ADRIA/ADRIC websites

¹ Dispute resolution generally, psychology of dispute resolution, negotiation, public consultation, mutual gains bargaining, communication, management consulting, conflict management or other related training that has been approved by ADRIA or ADRIC to meet the C.Med educational requirements.

² A “mediation” is a discreet event contracted for by the parties. A situation where a person helps two subordinates resolve a conflict is not considered a mediation. However, if the full or part time duties of an applicant specifically include the conducting of structured mediations, these would count toward the C.Med. Where a person is conducting mediations with staff members who do not report to that person, these may count as mediations provided the person was specifically identified as an impartial mediator, and the mediation was structured and conducted as a mediation, not as an informal meeting to resolve a problem.

³ The applicant must clearly have been the lead mediator or chairperson, not simply a co-mediator. While there is no hard and fast determination, criteria for being lead mediator in a co-mediation may include some of the following indicators: The applicant chaired the mediation; The applicant took a primary role in running the session; The applicant organized the process during the mediation by actively guiding the discussions, delegating time to the other mediator and/or the parties, and having primary voice during the session; It will be the responsibility of the applicant to describe and establish that they were the lead mediator in a co-mediation for it to count toward the required number of mediations.

⁴ A “paid” mediation” is a mediation where the mediator receives a salary, payment or reasonable honorarium specifically for mediation services. The amount received by the mediator is not subject to any specific minimum amount, provided it is a legitimate and reasonable amount in the context within which the mediation took place. In exceptional circumstances described in writing, where an un-paid mediation is demonstrably complex and involved, the RCMAC may, at its discretion, accept an unpaid mediation toward the total of 15.

5 A Formal Mediation Skills Assessment with an assessor and role-players chosen from an ADRIA roster of approved assessors and role-players who hold C.Med designations. This assessment is conducted separately and apart from any classroom evaluation occurring as part of the students’ mediation training, either at ADRIA or another approved mediation program. There is a cost associated with this assessment. This assessment must be completed within 12 months of applying for a C.Med designation.

⁶ Video recorded actual mediation assessed by at least three assessors chosen from an ADRIA roster of approved assessors, at least two of whom hold a C.Med. designation. There is a cost associated with this assessment.

⁷ Video recorded roleplay mediation assessed by three assessor chosen from an ADRIA roster of approved assessors who hold a C.Med. designation. Role players are chosen from an ADRIA roster of approved role players, who hold a C.Med. designation. It is conducted separately and apart from any classroom evaluation occurring as part of the students’ mediation training either at ADRIA or another approved mediation program. There is a cost associated with this assessment.

⁸ Where the Designations Committee agrees by majority that the applicant has satisfied or exceeded the education requirement the educational requirement may be waived. The decision of the ADRIA Designations Committee must be supported by documented reasons for the recommendation.

⁹ Letters of Recommendation should speak to the candidates’ industrious abilities, accomplishments, seriousness of purpose and capacity as a mediator. Include any information that may not be readily apparent from education, skills assessments, test scores, transcripts or even in an interview. The letter should speak to the candidates’ character (integrity, ethics and leadership qualities). The referee must explain their connection to the candidate, including how long they have known the candidate. The letters can be from someone the candidate co-mediated with, colleagues who have seen their work, someone from a Roster Program, and others who could speak from their experience of seeing the candidate mediate.

Additional Documentation – available on ADRIA’s website

- **Chartered Mediator Principles, Criteria, Protocol, and Competencies (ADRIC)**
- **New Mediator Designation Q.Med. (ADRIC)**
- **Role of the ADRIA Designations Committee or RCMAC**
- **Application Form for the Designation of Chartered Mediator C.Med.®**
- **Application Form for the Designation of Qualified Mediator Q.Med.®**

Please submit your application and all supporting documents to:

Designations Administrator
ADR Institute of Alberta
#225 Tower 1, 3697 Mill Woods Road NW
Millbourne Market Mall
Edmonton, AB
T6K 3L6
Fax: 780-433-9024
membership@adralberta.com

For more Information please check ADRIA contacts at www.adralberta.com