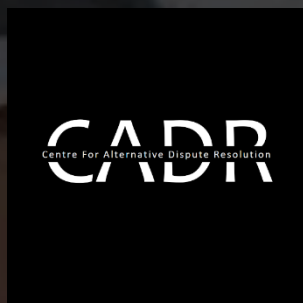




SATHYABAMA

INSTITUTE OF SCIENCE AND TECHNOLOGY
(DEEMED TO BE UNIVERSITY)

Accredited with Grade 'A' by NAAC | 12B STATUS BY UGC | APPROVED BY AICTE
www.sathyabama.ac.in



SCHOOL OF LAW (CENTRE FOR ADR)

In Partnership with

YCM
(OUT – REACH PARTNERS)



Organizes

COL. DR. JEPPIAAR 1ST NATIONAL
MEDIATION COMPETITION, 2023

23RD – 24TH MARCH, 2023

MODE: HYBRID MODE

WITH THE BLESSINGS OF

Col. Dr. JEPPIAAR MA., BL, Ph.D

FOUNDER CHANCELLOR

CHIEF PATRONS

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CHANCELLOR

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Dr. DILSHAD SHAIK ML., M.B.A, Ph. D
DEAN, SCHOOL OF LAW

FACULTY CO-ORDINATOR

MRS. POOJASREE M.L. (Ph.D.)
ASSISTANT PROFESSOR, SCHOOL OF LAW

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ABOUT SATHYABAMA

Sathyabama is a prestigious institution which excels in the fields of Engineering, Science and Technology for more than three successful decades. It offers multi-disciplinary academic programmes in various fields of Engineering, Science, Technology, law, Dental Science, Pharmacy, Nursing, Management, Arts and Science and Allied Health Sciences. It is established under Sec.3 of UGC Act, 1956 and is been Accredited with 'A' Grade by the National Accreditation and Assessment council. The Institution persistently seeks and adopts innovative methods to improve the quality of higher education and is responsive to the changes taking place in the field of education on a global scale. The Institution has a team of dynamic and outstanding faculty, innovative pedagogical practices , state of the art infrastructure and world class Research Facilities. This glorious Institution is functioning under the dynamic leadership of Dr. Mariazeena Johnson, Chancellor, Dr. Marie Johnson, President, Mr. J. Arul Selvan Vice President, Ms. Maria Bernadette Tamilarasi, Vice President and Ms. Maria Catherin Jayapriya Vice President. Sathyabama has a good presence in rankings and ratings at National and International level. The Institution has been ranked in 43rd position by the National Institutional Ranking Framework (NIRF), Government of India among the Universities in India for the year 2022 and ranked one among the top 50 Universities for seven consecutive years. Sathyabama is ranked among the Top 5 Institutions in the Country for Innovation by ATAL ranking of Institution for Innovation Achievements, Govt. of India. Times Higher Education and QS has ranked Sathyabama among the top Institutions worldwide. Sathyabama Institute of Science & Technology has alliances with leading Universities and research establishments at National and International Level. It is a research intensive University with world class laboratories and research facilities and is involved in research in the emerging areas of Science and Technology. Sathyabama has undertaken various sponsored and collaborative R&D projects funded by National and International Organizations. Sathyabama has written a special page in the history of space research on 22nd June 2016 with the launch of "SATHYABAMASAT" in association with ISRO. Sathyabama has emerged as a leading Institution and achieved excellence in higher education to international standards owing to its research and academic excellence.

ABOUT SCHOOL OF LAW

Legal education is at a pivotal moment right now and Sathyabama School of Law is evolving to address the society's need by adding value to the students learning to serve society and spirit of community is an integral part of our curriculum. Ever since its inception, School of Law has stood by its strong dedications to the study of law and interdisciplinary approaches to law and the focus is on real-world skills required to be ready for practice. School of Law is defined by its way Legal Education is imparted and the school is keen on investing for students' intellectual and personal development. School of Law functions with most dynamic leadership programs, events and initiatives that help students gain a deeper understanding of leadership and carry leadership qualities. In the process, students grow as engaged leaders on campus, in the community, and beyond. School of Law is well known for its discipline, exposure and qualified faculty and their commitment. Sathyabama School of Law aspires to be an internationally renowned Centre for research and teaching in law. School of Law is dedicated in advancing human dignity, social welfare and justice through knowledge of law. Our courses are academically rigorous, informed by the latest research. Courses are taught by dedicated, efficient and industrious faculty and a cadre of intellects that includes respected judges and experienced practitioners. We work with a wide variety of groups including the legal profession, policy makers, research bodies and organizations. This reflects our strength in many fields of legal and socio-legal research, and this give our students the opportunity to interact with internationally respected scholars. Our programmes will prepare students for a career in the legal profession and beyond. The curriculum has been designed to provide with a strong foundation in the core subjects coupled with opportunities to pursue optional courses in areas of undergraduate's choosing.

ABOUT CENTRE FOR ADR

Centre for ADR works towards making students aware and explore various other mechanisms that are available to resolve a dispute that arose, either between two individuals or companies. It also paves way to harmonious dispute resolution mechanism and aims at accrediting competent practitioners in the field of ADR. Centre for ADR perceives to make the society aware of the substitutes available to the lengthy legal proceedings.

ABOUT COL. DR. JEPPIAAR 1ST NATIONAL MEDIATION COMPETITION, 2023

Col. Dr. Jeppiaar 1st National Mediation Competition, 2023 is an Online Nation-Wide Competition organized by School of Law (Centre for ADR) as mediation is gaining attraction as an effective and efficient means of Alternative Dispute Resolution. This Competition will provide an opportunity to the participants to develop the requisite skills for a dynamic process of Mediation. The participants will also get familiarized with the procedures of Mediation and acquire more practical knowledge in this field.

ABOUT YCM (OUT – REACH PARTNER)

YCM India is India's first organization building a network of professionals, students, and mediators who are passionate about peacebuilding and making a career in new age dispute resolution to dispute prevention. YCM is India's first organization building life skills for dispute prevention to dispute resolution for youth and people who deal with youth. YCM enables people with skills to prevent a spark from turning into a raging fire in every domain of your life: professional or personal! You learn skills to prevent minor disagreements, arguments, and deadlocks from turning into full-blown disputes! Conflicts are inevitable so might as well learn skills to deal with them POSITIVELY! YCM FOCUSES on conflict management as "the" process for dispute resolution and dispute prevention. YCM TRAINS you in conflict management skills to navigate routine conflicts to arrive at outcomes acceptable to you. Learn intensive conflict management skills and get certified as a youth conflict manager and a youth mediator. YCM COLLECTIVISES the power of youth to build India's First network of youth conflict managers and youth mediators. Trained youth are setting up Youth-run centers across campuses of educational institutions, organizations, and beyond. It upskills to convert conflicts into growth spaces!

SHORT TITLE AND COMMENCEMENT:

1. These rules may be called 'MEDIATION RULES & PROCEDURE, 2023'.
2. They shall come into force from the date of communication to the teams.

DEFINITIONS:

In these rules, unless the context otherwise requires:

1. "Organizing Committee" refers to team of Organizers chosen by CADR.
2. "Advanced Rounds" refers to Quarter-Finals, Semi-Finals and Final Round of the Competition.
3. "Clarifications" refers to the queries arising out of the mediation problem that would only be accepted and reverted to in the timeline prescribed.
4. "Competition" refers to the Col. Dr. Jeppiaar 1st National Mediation Competition, 2023.
5. "Conference Room" refers to the virtual venue of the mediation session.
6. "Institute" refers to CADR, School of Law, Sathyabama Institute of Science and Technology.
7. "Judge" refers to a professionals selected by the Organizing Committee to evaluate and score the teams' performances during a mediation session in accordance with the judging criteria.
8. "Mediating Pair" refers to the client and counsel pair of the participating team.
9. "Mediation Session" refers to the timeframe for each round as specified in the rules below.
10. "Mediator" refers to the third member of the Mediating Team who has applied and registered for the Competition as a participant.
11. "Participants" refers to and includes the bona-fide representatives of the University/College/Institute who have applied and registered for the Competition by complying with the procedure prescribed hereinafter.

12. "Qualifying Rounds" refers to Preliminary Round I and Preliminary Round II of the Competition.
13. "Requesting Party" and "Responding Party" refer to the competing team which argues on behalf of the party requesting the Mediation and the party responding to the request for Mediation at any given point in the Competition.
14. "Team" refers to the Mediating Pair and Mediator representing their Institute.
15. "Team Code" refers to the unique number allotted by the organizers to the Team which would be used to identify them throughout the Competition.
16. "Caucus" refers to the private meeting that each party holds with the mediator during the mediation. These private meetings give participants a chance to talk to the mediator freely, without the pressure of the other party being there. Anyone participating in mediation may request a caucus, including the mediator.

INTERPRETATION:

The Organizing Committee shall reserve the right to interpret the rules as it may deem fit in the interests of the participants and the organizers to maintain fairness and equality in the Competition. The interpretation placed upon these Rules & Procedure shall be conclusive and the decision of the Organizing Committee regarding the application of these Rules & Procedure shall be final. Any such decision shall be binding on all the stakeholders and participants.

FORMAT OF THE COMPETITION:

1. The Competition shall comprise of Qualifying Rounds and Advanced Rounds.
2. The Qualifying Rounds shall consist of two Preliminary Rounds and the Advanced Rounds shall consist of three rounds viz, Quarter Final Round, Semi-Final Round and the Final Round.

COMPOSITION OF TEAM:

1. A Team shall comprise of only 3 participants: Client, Counsel and Mediator.
2. The Participants may change their roles within their Team only after the prior intimation and approval of the Organizing Committee.
3. In case of Team of 2 participant: Counsel will take upon the duty of Client as well and would be marked differently for Counsel and Client, further would bound by Time limit in each respective role.

STRUCTURE OF THE COMPETITION:

1. The competition will be held across a span of 3 days, commencing from 23rd – 24th March. with the Inauguration Session, along with two Preliminary Rounds on 23rd March. Quarter Finals, and Semi-Finals round shall be conducted on 24th March, 2023, Finals and Valedictory shall be held on 1st April, 2023. Only the Finals will take place in offline mode.
2. Preliminary Rounds: Each Team shall be once the Requesting Party and once the Responding Party in each session.
3. Quarter-Final Round: Top 8 teams from the Preliminary Round shall qualify for the Quarter Final Round.
4. Semi-Final Round: Top 4 teams from the Quarter-Final rounds shall qualify for the Semi- Final Round on Knock-out basis.
5. Final Round: The top 2 teams from Semi-Final Round shall qualify for the Final Round on knock-out basis.
6. In case of a tie between the scores of two Teams in any round, the following component from the score sheet shall be considered as the tie-breaker.
 - a. For the Mediating Counsel – Mediation Advocacy
 - b. For the Mediator – Qualities of a Good Mediator

CONFIDENTIAL INFORMATION:

1. Participants shall receive an email from the Organizing Committee carrying confidential information 30 minutes prior to the allotted time slot.
2. Participants shall not disclose the confidential information to any other Participant throughout the Competition. Any such disclosure made to other Participants before or after their round shall lead to immediate disqualification from the Competition.

TIME PERIOD:

The following shall be the time period for each round-

1. The Mediators will be given 5 minutes before commencing of the Competition to discuss with each other their roles to be displayed and for better coordination
2. Preliminary Round 1 and 2: 45 minutes each + 5 minutes self-evaluation
 - a. Opening Statement - 12 minutes
 - i. 2 minutes for Client of Requesting Party,
 - ii. 2 minutes for Client of Responding Party,
 - iii. 1.5 minutes for Counsel of Requesting Party,
 - iv. 1.5 minutes for the Counsel of Responding Party, and
 - v. 2.5 minutes for each Mediator
 - b. Conference - 15 minutes
 - i. 5 minutes for Requesting Party,
 - ii. 5 minutes Responding Party, and
 - iii. 5 minutes for both the Mediator
 - c. Caucus - 6 minutes: 3 minutes for each party
 - d. Conference - 12 minutes
 - i. 4 minutes for Requesting Party,
 - ii. 4 minutes Responding Party, and
 - iii. 4 minutes for both the Mediator)
 - e. Self-Evaluation - 5 minutes

3. Quarter-Final, Semi-Final, and Finals: 60 minutes each including 5 minutes self-evaluation
 - a. Opening Statement - 20 minutes
 - i. 3 minutes for Client of Requesting Party,
 - ii. 3 minutes for Client of Responding Party,
 - iii. 1.5 minutes for Counsel of Requesting Party,
 - iv. 1.5 minutes for the Counsel of Responding Party, and
 - v. 5.5 minutes for each Mediator
 - b. Conference - 15 minutes
 - i. 5 minutes for Requesting Party,
 - ii. 5 minutes Responding Party, and
 - iii. 5 minutes for both the Mediator
 - c. Caucus - 8 minute: 4 minutes for each party
 - d. Conference - 12 minutes
 - i. 4 minutes for Requesting Party,
 - ii. 4 minutes Responding Party, and
 - iii. 4 minutes for both the Mediator)
 - e. Self-Evaluation - 5 minutes

SCOPE OF INTERPRETATION:

Participants shall restrict the interpretation of the problem to reasonable conclusions and are not allowed to create additional facts.

LANGUAGE:

The official and only language of the Competition shall be English.

DRESS CODE:

The dress code for the Competition shall be business formals. The above-mentioned dress code extends to the Inaugural and Valedictory Ceremony as well.

GENERAL RULES OF THE COMPETITION:

1. There shall be two Teams competing against each other in a Conference Room before the Judges.
2. A Mediation Session shall comprise of six people wherein there shall be two Mediators and two Mediating Pairs (each Mediating Pair shall comprise of a client and a counsel).
3. The Mediator(s) shall lead towards a settlement between the two disputing parties.
4. Breakup of time:
 - a. Each session shall go on for a time period as prescribed above in the Rules & Procedure.
 - b. In the aforementioned time frame, it is the discretion of the Mediator(s) to adopt the common code of procedure of the mediation session, provided that no such procedure shall contravene the general rules of the Competition at any cost.
 - c. No extra time shall be granted in any case whatsoever.
5. Private Caucuses & Conferences
 - a. During the session, it is solely to the discretion of the Mediator(s) to call for caucuses or conferences, whichever he/she may want.
 - b. A caucus is private meeting between one party and the Mediators while a conference is a joint session between both the parties and a Mediator.
 - c. However, the Mediator(s) shall call for at least one caucus or conference in order to facilitate the mediation process.
 - d. Whenever the Mediator(s) calls for a caucus, the other party shall leave the break out room. The caucus shall take place between the Mediator and one party at once.
 - e. Please note that the leaving party shall only leave breakout room (which will put the participants in main room) and not leave the entire zoom meeting room.

- f. Once one party's Caucus ends, Organizing committee will announce the Team code in the main room and request the participants to join back the room, by clicking on the option of joining breakout room.

There shall be two Teams competing against each other in a Conference Room before the Judges.

For ex –

If Requesting Party gets into Caucus with Mediators, Responding party will leave the BREAKOUT ROOM and join the main room. As soon as the organizing committee directs the Responding party to join back their room, they can do so by clicking on "Join Breakout Room" option in Zoom.

- g. During the call for a conference by the Mediator(s), both parties shall be present in the room.
 - h. The Mediator(s) are permitted to call for both, caucuses and conferences, whichever he/she may deem fit in the interest of the parties. Provided that the disputing parties may request the Mediator(s) to conduct a caucus.
6. The Team(s) may carry and use its own prepared notes for its own use and may, if need be, make its own notes during the Mediation Session. Usage of electronic devices during the session is strictly prohibited. No audio or videotaping of Mediation Sessions is permitted.
 7. All rounds will be conducted through an online platform. It is the responsibility of the participants to make sure that they have a stable network connection.
 8. Do mention your team code as your screen name which may be used for your identification. Mentioning of the participant's name will result in penalty points
 9. Do not leave the meeting room unless you are asked to do so.
 10. If you face any issue while joining through the application, feel free to contact the Organizing Committee immediately.

11. While joining the online meeting room, ensure that the video is kept on and the microphone is kept unmuted. Do not join the rounds from multiple devices.
12. Any number of teams can participate from one Institution.
13. All the team members must be from the same college. A team cannot comprise of students from different Institutions.

CLARIFICATIONS:

The Team(s) may submit queries regarding the mediation problem to ssladrcadr@gmail.com. The response to the Clarifications is subject to the drafter's discretion. The Clarifications will not be accepted after 21st March, 2023.

REGISTRATION PROCEDURE

The participants are required to complete the “Provisional Registration” first through the below mentioned google form link, on or before 20th March, 2023.

Provisional Registration Link: <https://forms.gle/ZRouA84yX9y1Eyqt5>

The “Final Registration” shall be considered to be completed only after the participants make the payment of the registration fees which shall be done on or before 19th March, 2023.

REGISTRATION FEES

Registration fee will be INR 3,000. The Accommodation for the finalists, Best Mediating Pair and the Best Mediator will be provided by the Institution with no extra charges.

NOTE: The Amount paid will not be refunded under any circumstances.

MODE OF THE COMPETITION:

The Competition will take place in Hybrid Mode. The Preliminary Rounds, Quarter Finals and Semi Finals will take place in online mode, and Finals along with Valedictory Function will take place in offline mode.

WINNERS:

1. The Team that scores the highest in the Final Round shall be declared as the “Winners” and will be awarded with Rs. 15,000 + Trophy + Merit Certificate + Internship at YCM + 10% discount on 40 Hour Intense Mediator Training Course offered by YCM.
2. The other Team that qualifies to the Final Round shall be declared as the “Runners-Up” and will be awarded with Rs. 10,000 + Trophy + Merit Certificate + Internship at YCM.
3. Best Mediator shall be declared on the basis of highest average marks obtained in the Preliminary rounds and will be awarded with Rs. 5,000 + Trophy + Merit Certificate + 15% discount on 40 Hour Intense Mediator Training Course offered by YCM.
4. Best Mediating Pair shall be declared on the basis of highest average marks obtained in the Preliminary rounds and will be awarded with Rs. 5,000(each) + Trophy + Merit Certificate + 15% discount on 40 Hour Intense Mediator Training Course offered nby YCM.

CODE OF CONDUCT APPLICABLE TO PARTICIPANTS:

All the Teams are bound to follow the code of conduct and the rules laid down by the organizing committee.

Any behavior of indiscipline with the Judges, Organizing Committee, any other staff member or student volunteer shall be dealt with strictly and may lead to immediate disqualification from the Competition.

Any attempt to approach the framer(s) of the problem(s) or the panel of Judges of the Competition, prior to the Competition shall lead to immediate disqualification from the Competition.

ANONYMITY OF TEAMS:

1. After the registration of the teams, succeeding the receipt of acknowledgement, teams shall receive a unique Team Code, which shall be used to identify the teams during the course of the Competition.
2. No participating Team shall reveal their identity in any form during the Competition, except by the means of the Team Code allotted to them.
3. Any violation of the provisions of this rule shall attract severe penalty or disqualification as determined by the Organizing Committee. The decision of the Organizing Committee in this regard shall be final and binding.

POWER TO MAKE AMENDMENTS, MODIFICATION OR REVOCATIONS:

The Organizing Committee shall have power to amend, modify or revoke the provisions of these rules, either in part or in whole, subject to the feasibility, transparency and smooth functioning of the Competition.

Any such amendment or modification shall come into force upon the notification of such amendment or modification as the case may be. Any such amendment or modification shall be deemed to be part of these rules. Decision taken by the organizers shall be final and binding.

SAVINGS

Nothing in these Rules & procedure shall prejudice any right which any Participant would have had before the enactment of this Rules & Procedure.

The Organizing Committee or the Institute shall not be held responsible for any actions of the Participants before or during the course of the Competition, which are violative under the present Rules & Procedure.

In case of any queries, mail us at ssladrcadr@gmail.com

COMPETITION STRUCTURE:

The Competition shall consist of four rounds and will go on for three days i.e., from 23rd – 24th March and 1st April, 2023. Given below is the schedule of the competition:

Date	Event
20 th March, 2023	Closing of Registrations
21 st March, 2023	Last day to seek Clarifications
23 rd March, 2023	Inaugural Ceremony along with Preliminary Round I & II
24 th March, 2023	Quarter Finals and Semi – Finals
1 st April, 2023	Finals, along with Valedictory Ceremony (Offline)

ELIGIBILITY CRITERIA:

Any student pursuing five year integrated law course, three year law course, three year BCom., BBA, or MBA are eligible to be a participant in this competition.

SCOUTING:

No member of any Team will be permitted to witness the proceedings in any Conference Room in which that Team is not one of the participating Teams whilst that Team is a part of the Competition. In case of any violation of the aforementioned rule, the Organizing Committee shall take strict actions, which may include but not limited to, the expulsion of the said team from the Competition.

MEDIATION PROBLEM

Josh works in an Industry, "Delta Cylinders Ltd." For over a decade. Delta Cylinders Ltd. is a very reputed industry which manufactures Car Cylinders, a major part in car manufacturing. The Industry is in business for over 30 years and is the second largest Industry for providing Car Cylinders. Not only in India, they also export to other nearby Countries like Afganisthan, Malaysia, Thailand, and Dubai. Their turnover for the year 2021-2022 was over 50,000 Cr., inclusive of all the 73 branches in India.

On 3rd August, 2022; Josh filed a complaint to the management saying that the gloves weren't provided for the current financial year 2022-23 and that the old gloves are getting worn out. The management took in the complaint, and said that new gloves will be provided to all the employees before 10th August and justified the reason of why the gloves weren't provided. They claimed that the regular gloves manufacturing company from whom Delta Cylinders Ltd. purchase gloves was facing a huge loss and that they have declared themselves Bankrupt. The new manufacturer could not provide the required number of gloves due to short notice and material shortage and this has led to shortage of new gloves in over 5 branches.

On 5th August, 2022; Josh was in his regular duty of cutting the cylinders. While in the process of doing so, josh's worn out gloves tore completely which made the cutting equipment slip from his hand. While trying to get hold of the falling equipment, Josh loses his Left Index, Middle, Ring and Pinky finger. He was immediately taken to the nearby hospital, but the doctors said that the fingers can't be fixed due to the medical condition of Josh, i.e., Tendon Rupture.

The hospital bill was taken care by Delta Cylinder Ltd. Josh was discharged from the hospital on 7th August, 2022. He files for an insurance claim in the industry, but the employer refuses to grant the same claiming that his fingers weren't attached because of his medical condition. Josh doesn't accept the claim and blames the industry for not providing gloves.

MEDIATION PROBLEM

The matter was taken to the police station by Josh. Delta cylinders Ltd. offered Josh for a mediation Session for which Josh Agreed. The Mediation was continuously postponed by both the parties for personal and professional reasons and the Meeting was finally set on 23rd March, 2023 with Counsels Priya and Anil for Delta Cylinders Ltd. and Josh respectively. The General Manager, Ms. Renny will represent Delta Cylinders Ltd.

NOTE: The finalists of the Competition will be given a separate problem on 25th March, 2023 via mail.

FOR FURTHER DETAILS, CONTACT BELOW

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