

Kluwer Arbitration Blog

Kluwer Mediation Blog – April Digest

Anna Howard (Centre for Commercial Law Studies, Queen Mary University of London) · Wednesday, May 3rd, 2017

From conciliation applications in Germany, the use of mediation for companies under judicial reorganization in Brazil, the recent INADR International Law Student Mediation Tournament at the University of Strathclyde in Scotland, to transformative teaching in Shanghai, the broad coverage of topics continues on the Kluwer Mediation Blog. Why not have a look at the summary of the April posts below...

In [Did They Teach You This in Law School?](#), following his recent attendance at the American Bar Association Dispute Resolution Conference, John Sturrock identifies a top ten list of themes which are fairly critical for modern lawyers.

In [What Would You Do With ... A River At The Table?](#), drawing on the recent granting of full legal personality to the Whanganui River in New Zealand, Ian Macduff considers the granting of legal rights and moral status to the environment. Ian then explores how to ensure that, in mediation, all those whose interests and rights are at stake are present or represented.

In [Transformative Teaching and Training – and Mediation](#), Greg Bond shares his recent experience of working in Shanghai with undergraduate students from a Chinese university and a German university. Greg explores the variety of ways in which this experience was transformative for both the students and the teacher.

In [Your Good Faith Counts – Conciliation Applications in Germany](#), Krzysztof Nowak and Innhwa Kwon provide a detailed examination of recent German cases on the suspension of the limitation period following an application for conciliation.

In [Settling Well](#), drawing on Michael Leathes' recent book, [Negotiation: Things Corporate Counsel Ought to Know But Were Not Taught](#), Michael McIlwrath argues that dispute lawyers (both internal and external lawyers) need to invest time into understanding more about negotiation.

In [Cooperation with a Competitor](#), Charlie Irvine explores the challenge faced by young mediators in the recent INADR International Law Student Mediation Tournament at the University of Strathclyde: not only do students act as mediator, advocate and client, but they must co-mediate with a student from another team. In simple terms, the students are being asked to cooperate with a competitor. Charlie identifies the fascinating implications of such cooperation with competitors.

In [Movie Mediation Musings – Arrival](#), Joel Lee identifies useful lessons that mediators can draw

from the movie Arrival.

In [Is Mediation a Business?](#), in the first of a series of blogs on the business of mediation, Stephen Walker discusses whether mediation is a business.

In [Corporate Recovery, Mediation and Master Chef](#), Andrea Maia considers the use of mediation in Brazil for companies under judicial reorganization.

In [ICC Mediation Competition 2017: In Conversation With The Finalists](#), Bill Marsh and Anna Howard reflect on, and share, their interview with the finalists of the ICC Mediation Competition 2017.

In [Mediation For All Or Mediation At All: How To Make A Living Out Of Mediation?](#), Virginia Vilches considers how to make a living out of mediation and considers a recent project to implement mediation in El Campo De Gibraltar in Spain.

In [Should Mediation Be Free?](#), Sabine Walsh considers whether mediation should be free, and the meaning of “free”, questions which arise from the current debate in Ireland on its new draft mediation law.

In [A New Seat At The Mediation Table? The Impact Of Third Party Funding On The Mediation Process \(Part 2\)](#), Geoff Sharp and Bill Marsh share their thoughts on the impact third party funding has on the mediation process.

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