



MiKK e.V. International Mediation Centre for Family Conflict and Child Abduction

## **Cross-Border Family Mediation Training (CBFM)**

### **Sunday, 14<sup>th</sup> October – Saturday, 20<sup>th</sup> October 2018**

### **Berlin, Germany**

The MiKK 50-hour advanced training course aims to qualify practising family mediators to mediate cross-border family disputes, including international child abduction, access and custody cases. The course will cover the relevant legal aspects of international family conflicts, differences in national family legislation, the 1980 and 1996 Hague Conventions, the Brussels II *bis* Regulation as well as the best interest and the voice of the child. Participants will be introduced to tools and methodologies for mediating high conflict cases. Case studies and role plays will be an integral part of the course. Drawing on the participants' experience, we will examine the issues of mediating across cultures. Interdisciplinary cooperation is a key aspect of the course.

We look forward to working with legal, psychosocial, educational and other professionals from a variety of cultural backgrounds and nationalities.

A maximum of 25 participants will be accepted for the course.

MiKK is an internationally recognized NGO that has been working for over 10 years to promote and organize mediations relating to international family conflict. The concept employed in MiKK's training was developed and piloted in the EU Civil Justice project, "Training in International Family Mediation 2010 – 2012". MiKK trainers have conducted similar seminars in many countries including Australia, Belgium, Germany, Japan, Kosovo, Russia and Singapore. Participants who complete this training course may join the MiKK pool of mediators and the Cross-Border Family Mediators Network.

#### **Trainers**

**Christoph C. Paul**, Lawyer, Notary, Mediator, Trainer, Patron of MiKK e.V.

**Ischtar Khalaf-Newsome**, Lawyer, Mediator, Trainer, Head of MiKK Advisory Service

#### **Guest Trainers**

**Dr. Lesley Allport**, Mediator, Trainer, Supervisor

**Mary Carroll**, Mediator, Trainer, Linguist

**Michael Ford**, Lawyer, Mediator, Trainer, MiKK e.V.

#### **Guest Speaker**

**Hilde Demarré**, Missing Children Europe, Cross-Border Family Mediators network

## Programme / Overview

### SUNDAY, 14<sup>th</sup> October 2018

9.30 – 13.30

**Christoph C. Paul, Ishtar Khalaf-Newsome**

Introductions, expectations, programme  
Mediating across cultures and national family law  
Models and styles of mediation  
Different models of international family mediation

14.30 – 18.30

National Family Law  
Film: *Victims of another War*

***Evening Dinner at restaurant with all participants & trainers (at own expense)***

### MONDAY, 15<sup>th</sup> October 2018

9.00 – 13.00

**Christoph C. Paul, Ishtar Khalaf-Newsome**

- Framework and specifics of mediating Hague Convention cases (cont.)
- The changing face of families in a globalized world
- Guidelines for preparing co-mediation
- Introduction to the case study
- Role Play session I in groups “setting the stage”

14.00 – 18.30

- Tools and Methodologies I
- Model of mediating high conflict / abduction cases
- Role play session II: “Telling the story and setting the agenda”

**TUESDAY, 16<sup>th</sup> October 2018**

**9.00 – 13.30**

**Ishtar Khalaf-Newsome**

Legal context:

- 1980 and 1996 Hague Conventions, Brussels II *bis* Regulation

Legal aspects:

- national family law
- mediation law
- EU guideline
- HCCH Guide to Good Practice
- Mediation agreement, memorandum of understanding, mirror order
- Framework and specifics of mediating Hague Convention cases

**14.30 – 15.00**

**Hilde Demarré**

An Introduction to the Cross-Border Family Mediators' Network

**15.00 – 16.30**

**N.N.**

Introducing mediation in the courtroom from a judge's perspective:

- MiKK Mediators in the Courtroom (MIC) – Giving mediation a face
- How liaison judges can actively support the implementation of agreements resulting from a mediation
- Making the memorandum of understanding legally binding
- Working with mirror orders and safe harbour orders
- Hague Convention Liaison Judges Network

**16.30 – 18.30**

**Ishtar Khalaf-Newsome, Michael Ford**

Mediation across cultures

The importance of networking in CBFM in preparation for Wednesday's group work

Tools and methodologies II

Mid-seminar evaluation

**WEDNESDAY, 17<sup>th</sup> October 2018**

Free time and self-organized group work: networking – setting up and developing efficient structures for the inclusion of mediation in cross-border family cases in my country (3 hours)

**THURSDAY, 18<sup>th</sup> October 2018**

**9.00 – 13.30**

**Dr. Lesley Allport, Michael Ford**

- The voice of the child in mediation
- Focusing on “the best interests of the child” in mediation
- Role play session III in groups: “The voice of the child”

**14.30 – 18.30**

- The voice of the child in mediation cont.
- Role play session IV in groups: “Developing and reviewing options that focus on the best interest of the child”

**FRIDAY, 19<sup>th</sup> October 2018**

**9.00 – 13.30**

**Mary Carroll**

- Mediation and languages: handling bilingualism in mediations: models and options
- Introduction to dilemmas
- Role play session V in groups: “Working with turning points and mediating dilemma situations”

**14.30 – 18.30**

**Ishtar Khalaf-Newsome, Mary Carroll**

Dilemma situations

- Role play session VI in groups: “Working towards agreement”

**SATURDAY, 20<sup>th</sup> October 2018**

**9.30 – 14.15**

**Ishtar Khalaf-Newsome, Michael Ford**

- Role Play session VII: “Drawing up a memorandum of understanding”
- Overall evaluation of the role play: which parts of the mediation process need to be reviewed?

**14:15 – 15:30**

- Cooperation, training, networking with other professionals
- Awareness-raising
- Discussion, evaluation, certificates, closing

*The programme is subject to change*

**Venue of the training:**

TBC, Berlin

**Registration fee:** EUR 1,850

Status: 11.12.2017

### **Further reading**

Freeman, Marilyn, Parental Child Abduction: The Long-Term Effects. 2014  
(<http://www.famlawandpractice.com/researchers/longtermeffects.pdf>)

Hague Conference on Private International Law: Guide to Good Practice Mediation under the Hague Convention of 25 October 1980 on the Civil Aspects of International Child Abduction. 2012  
([http://www.hcch.net/upload/guide28mediation\\_en.pdf](http://www.hcch.net/upload/guide28mediation_en.pdf))

Keshavjee, Mohamed, Islam Sharia and ADR – Mechanisms for Legal Redress in the Muslim Community. 2013, I.B.Tauris & Co Ltd.

Kiesewetter, S. & Paul, C.C., Family Mediation in an International Context. In: Christoph C. Paul and Sybille Kiesewetter in cooperation with MiKK (eds.). Cross-Border Family Mediation - International Parental Child Abduction, Custody and Access Cases. 2014, Frankfurt/Main: Wolfgang Metzner Verlag, second and updated edition

Parkinson, Lisa: Family Mediation – Appropriate Dispute Resolution in a New Family Justice System. 2011, Jordan Publishing Limited, Bristol

Paul, Christoph C. & Walker, Jamie: An International Mediation: From Child Abduction to Property Distribution. In: American Journal of Family Law 3/2009, p. 167-173

## Registration

### Cross-Border Family Mediation Seminar Sunday, 14<sup>th</sup> October – Saturday, 20<sup>th</sup> October 2018

I wish to register for the Cross-Border Family Mediation Seminar to be held in Berlin from 14<sup>th</sup> – 20<sup>th</sup> October 2018.

I have transferred EUR 1,850 to MiKK's bank account as indicated below, noting my name and "CBFM Sep 2018".

I come from an eligible country\* and I am entitled to the reduced registration fee of EUR 1,250.  
(Please note that a proof of residence is required prior to registration and should be emailed to MiKK at:  
info@mikk-ev.de.)

**MiKK e.V.**

**IBAN: DE39 1203 0000 1005 3393 44**

**BIC: BYLADEM1001**

#### Cancellation fees

Up until 15<sup>th</sup> July 2018: EUR 250, or an alternative person may be sent.

After 15<sup>th</sup> July 2018: the full amount is to be paid or an alternative person may be sent.

Please use block letters to fill in the form.

Name and surname: \_\_\_\_\_

Address: \_\_\_\_\_

Postcode and city: \_\_\_\_\_

Phone number: \_\_\_\_\_

Institution/Authority: \_\_\_\_\_

Profession: \_\_\_\_\_

I am a qualified mediator.

I am a qualified family mediator.

I have experience in family mediation.

E-mail: \_\_\_\_\_

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

\*For the list of eligible countries please refer to the MiKK website [www.mikk-ev.de](http://www.mikk-ev.de) under "Training"

Please e-mail this registration form to: [info@mikk-ev.de](mailto:info@mikk-ev.de)  
or send by mail to: MiKK e.V., Fasanenstr. 12, 10623 Berlin, Germany

Stand: 11.12.2017