

**Form for gathering information: Alternative Methods for Resolution of Conflicts
(ADR).**

Note: **Alternative Dispute Resolution** is understood to be those procedures that are designed to help the parties so that they can resolve their conflicts, without resorting to judicial intervention. The following are examples of ADR, which we mention without excluding other forms or versions: **Lay Advocacy:** a procedure in which a person can participate as a facilitator by having thematic juridical knowledge. The individual transmits knowledge and experience to the person who requires the service, and will permit the correct use of the institutional and non-institutional mechanisms for the resolution of conflicts; **Negotiation:** a procedure whereby the parties in conflict exchange opinions and make offers with the purpose of solving the conflict. **Conciliation:** a procedure whereby an unrelated and impartial third party facilitates communication between the parties, who is able to make proposals for a solution, in order to minimize and solve the conflict **Arbitration:** a procedure whereby an unrelated and impartial third party, called an arbitrator, has been named or accepted by the parties in order to resolve the conflict; **Mediation:** a procedure whereby the parties meet with an unrelated and impartial third party, who facilitates the communication between them, in order to minimize the conflict and help the parties to find a solution on their own.

I. Institutional Data:

1. Name of the Institution
Justice Canada, Dispute Resolution Services
2. Name of the Director of the Institution
David R. Merner, General Counsel and Section Head
3. Postal Address/Telephone number
360 Albert St., 14 th Floor, Constitution Square, Ottawa, Ontario K1A 0H8 (613) 957-1235
4. Web Page/institutional e-mail address
www.justice.gc.ca/dr-canada-rd_e
5. Does the Institution have offices in other cities or countries? Where?
No.
6. Name of the person appointed as contact with JSCA/ E-mail address of contact person
Peter W. Noonan, Counsel, Dispute Resolution Services, pnoonan@justice.gc.ca
7. What is the juridical nature of the Center? Is it public or private?
Legal advisory service serving the Government of Canada as part of the Department of Justice. Public.

8. How is the Center financed?
Dispute Resolution Services is financed by taxpayers as part of the Government of Canada

II. Staff of the Institution.

Number of people who work in the institution who are active in ADR. Briefly explain the function and profession of each one within the institution.
<u>David R. Merner – General Counsel and Section Head, Management and leadership of DRS team.</u>
<u>Jane Hansen – Senior Project Manager, Administration of the DRS training program, DR Fund, DR Award program; coordination of DRS support team</u>
<u>Mark MacDonald – Counsel, Advisory work on the implementation of DR practices in dispute prevention, on DR systems design, and on the effective resolution of ongoing disputes</u>
<u>Peter W. Noonan – Counsel, Advisory work on the implementation of DR practices in dispute prevention, on DR systems design, and on the effective resolution of ongoing disputes</u>
<u>Carole Whissell – Counsel, Advisory work on the implementation of DR practices in dispute prevention, on DR systems design, and on the effective resolution of ongoing disputes</u>

III. Statistical Information of the Center

Does the Center have statistical information? If the answer is yes, please attach it in the reply to this e-mail (Note: a special request is made for statistical data that is related to the following: number of cases initiated, number of cases actually proceeded with, number of cases resolved or settled, and the subject of the cases)
No

IV. Studies and Investigations.

Has your institution made studies, or does it have information with regard to the following areas?: (If the reply is yes, please attach them if possible in electronic format or on paper):
1. Studies on costs at the national level of the ADRs. No
2. Studies on actual fulfillment of the settlements or decisions made through the ADRs. No

3. Studies on how the users perceive the ADRs. No
4 Studies on the implementation of the ADRs in your country. No
5. Studies on the framework that regulates the ADR. No
6. Studies on the impact of the implementation of the ADRs in the justice administration system. No
7. Evaluation of the ADRs. No
8. Studies on the duration of the proceedings of the cases known through ADR. No
9. Specialized publications in your country about this subject. A small specialized library is maintained for the use of employees of the Department of Justice

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