



United Nations  
UNCITRAL

Regional Centre for Asia and the Pacific

# UNCITRAL Mediation Framework

2023 UNCITRAL SOUTH ASIA CONFERENCE  
Session 6 (Commercial Mediation)

Tracy Choi  
Legal Expert  
UNCITRAL RCAP  
16 September 2023



# UNCITRAL TEXTS ON MEDIATION

Conciliation Rules

1980

Model Law on  
Conciliation

2002

Singapore  
Convention on  
Mediation

2018

Notes on Mediation  
Mediation Rules

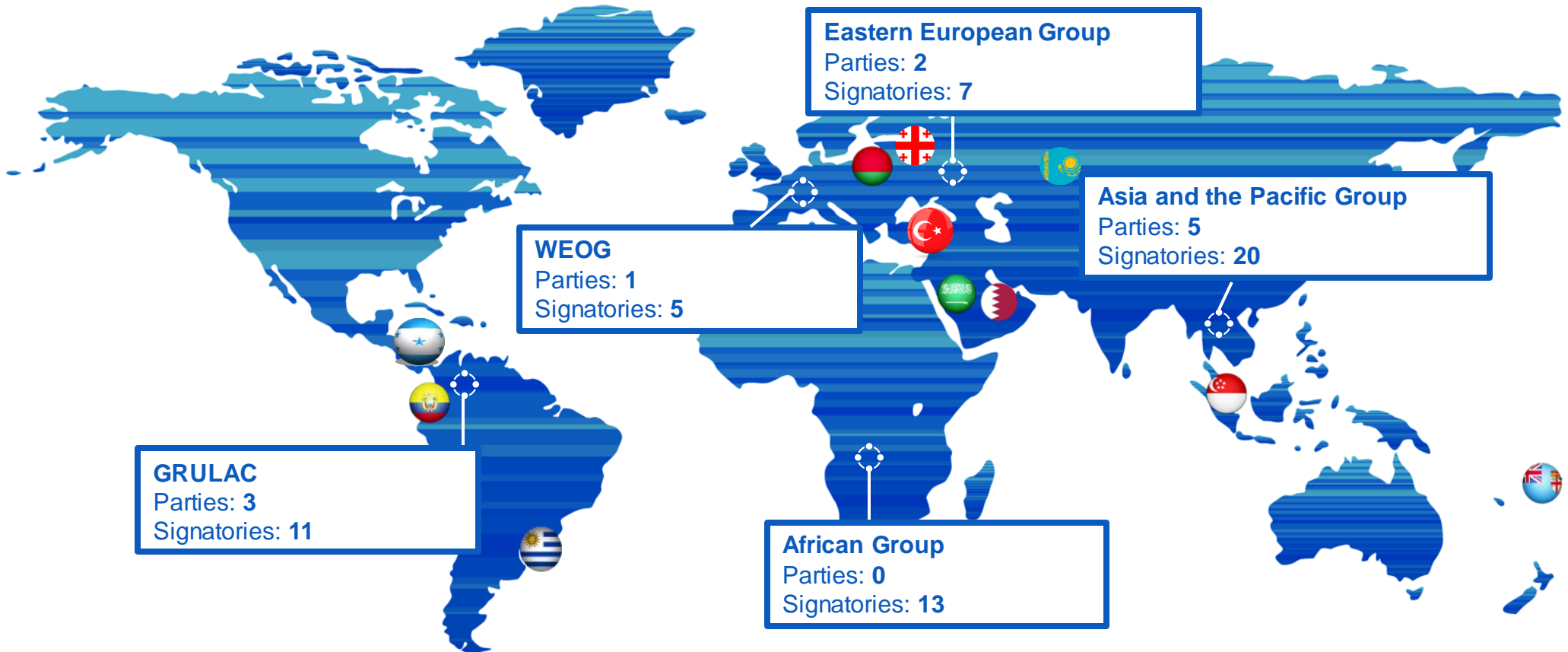
2021

Model Law on  
Mediation

Guide to  
the 2018 Model Law

Recommendations





The boundaries and names shown, and the designations used on this map do not imply official endorsement or acceptance by the United Nations.

**11**  
Parties

**56**  
Signatories

**2020**  
Year of entry into  
force



# United Nations Convention on International Settlement Agreements Resulting from Mediation (the "Singapore Convention on Mediation")

Article 1	Scope of application
Article 2	Definitions
Article 3	General principles
Article 4	Requirements for reliance on settlement agreements
Article 5	Grounds for refusing to grant relief
Article 6	Parallel applications or claims
Article 7	Other laws or treaties
Article 8	Reservations
Article 9	Effect on settlement agreements
Article 10	Depositary
Article 11	Signature, ratification, acceptance, approval, accession
Article 12	Participation by regional economic integration organizations
Article 13	Non-unified legal systems
Article 14	Entry into force
Article 15	Amendment
Article 16	Denunciations

[https://uncitral.un.org/ru/texts/mediation/conventions/international\\_settlement\\_agreements](https://uncitral.un.org/ru/texts/mediation/conventions/international_settlement_agreements)

## United Nations Convention on International Settlement Agreements Resulting from Mediation



UNITED NATIONS

# Art. 1: Scope of Application

International

Place of business in  
different States

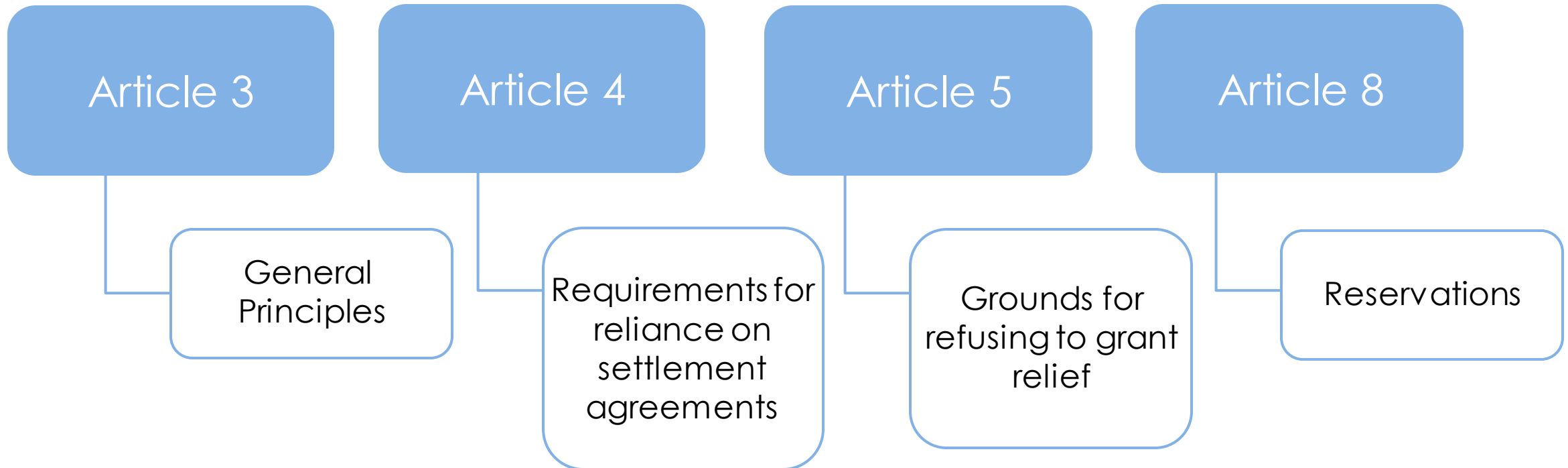
State of place of  
business different from  
State of either  
performance of  
obligations or subject  
matter of the  
agreement

Excluded  
agreements

approved by a court  
or concluded before a  
court and take the  
form of a court  
judgment

concluded during an  
arbitration and take the  
form of an award are  
also excluded from the  
Convention

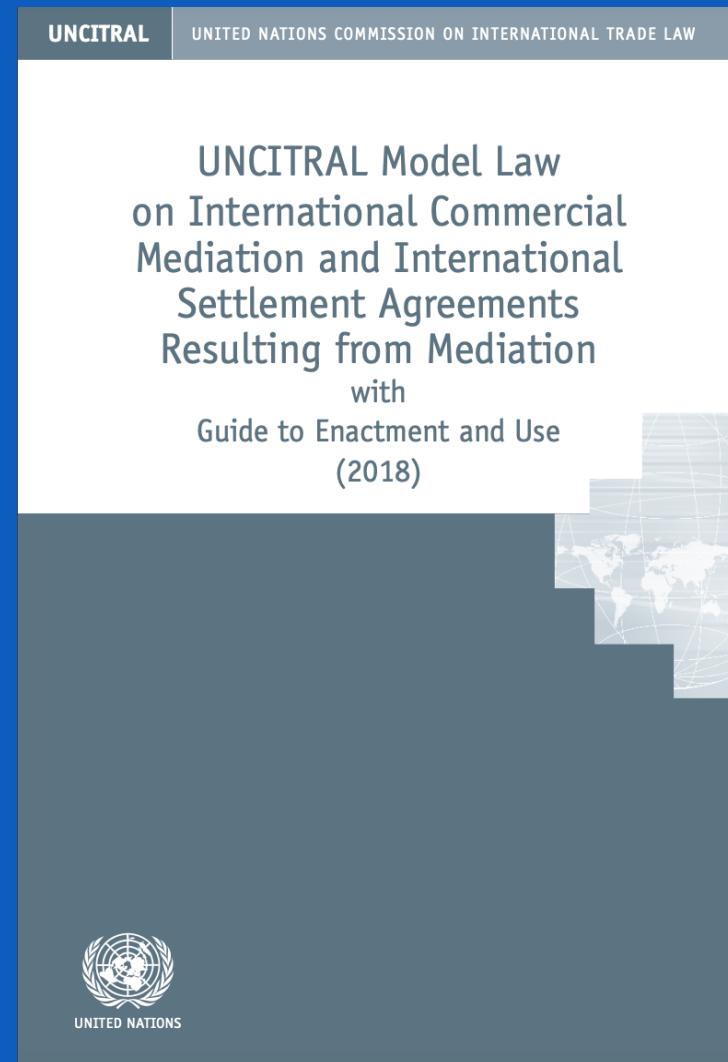
# Singapore Convention on Mediation (Arts. 3–5, 8)





# UNCITRAL Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation (2018)

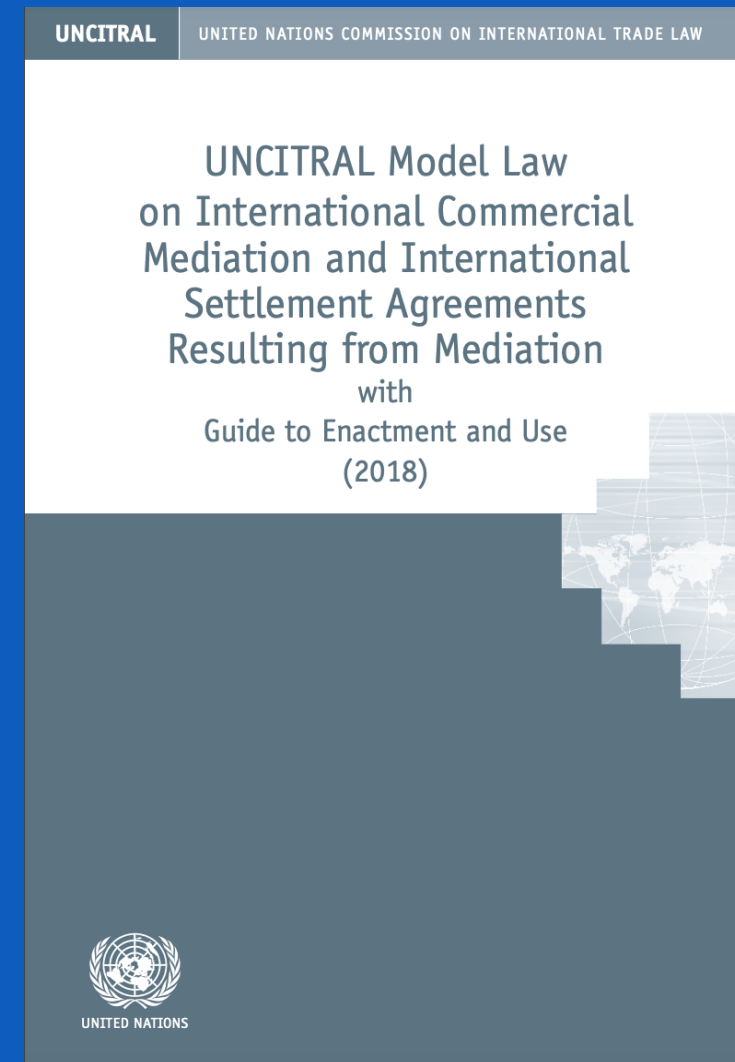
Section 1	
Article 1	Scope of application of the Law and definitions
Article 2	Interpretation





# UNCITRAL Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation (2018)

Section 2	
Article 3	Scope of application of the sections and definitions
Article 4	Variation by agreement
Article 5	Commencement of mediation proceedings
Article 6	Number and appointment of mediators
Article 7	Conduct of mediation
Article 8	Communication between mediator and parties
Article 9	Disclosure of information
Article 10	Confidentiality
Article 11	Admissibility of evidence in other proceedings
Article 12	Termination of mediation proceedings
Article 13	Mediator acting as arbitrator
Article 14	Resort to arbitral or judicial proceedings
Article 15	Binding and enforceable nature of settlement agreements

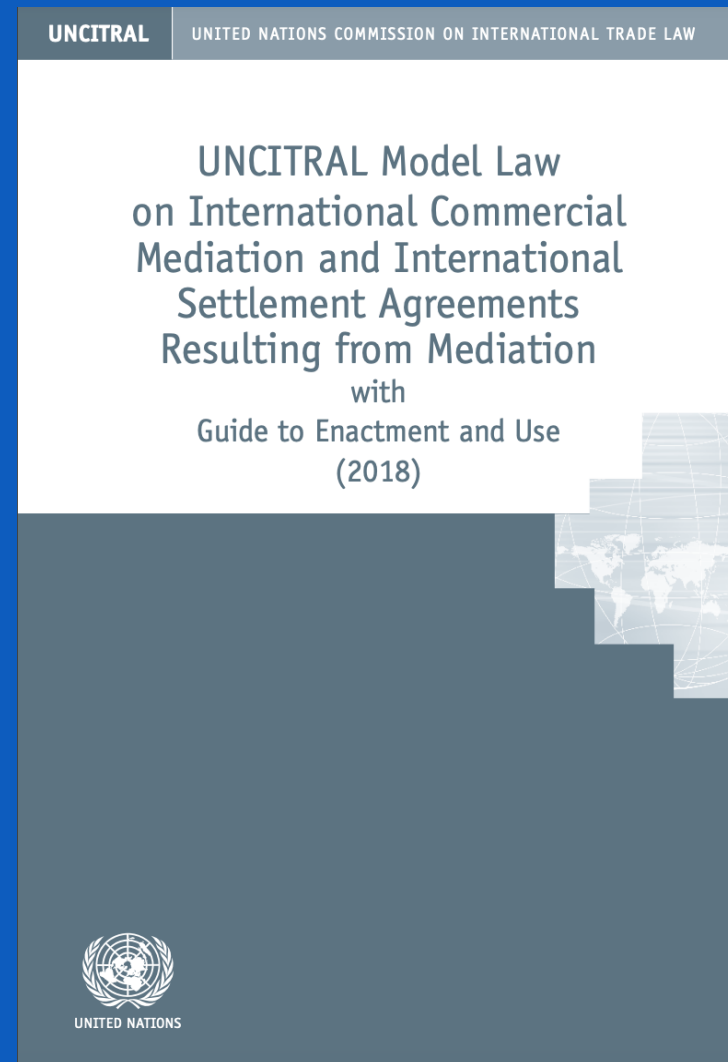






# UNCITRAL Model Law on International Commercial Mediation and International Settlement Agreements Resulting from Mediation (2018)

Section 3	
Article 16	Scope of application of the section and definitions
Article 17	General principles
Article 18	Requirements for reliance on settlement agreements
Article 19	Grounds for refusing to grant relief
Article 20	Parallel applications or claims





# UNCITRAL Mediation Rules (2021)

Article 1	Application of the Rules
Article 2	Commencement of mediation
Article 3	Number and appointment of mediators
Article 4	Conduct of mediation
Article 5	Communication between parties and the mediator
Article 6	Confidentiality
Article 7	Introduction of evidence in other proceedings
Article 8	Settlement agreement
Article 9	Termination of mediation
Article 10	Arbitral, judicial, or other dispute resolution proceedings
Article 11	Costs and deposit of costs
Article 12	Role of the mediator in other proceedings
Article 13	Exclusion of liability
Annex	Model provisions

## UNCITRAL Mediation Rules (2021)



UNITED NATIONS

# THANK YOU



**United Nations**  
**UNCITRAL**

Regional Centre for Asia and the Pacific

**SUBSCRIBE TO RCAP'S  
MAILING LIST!**

