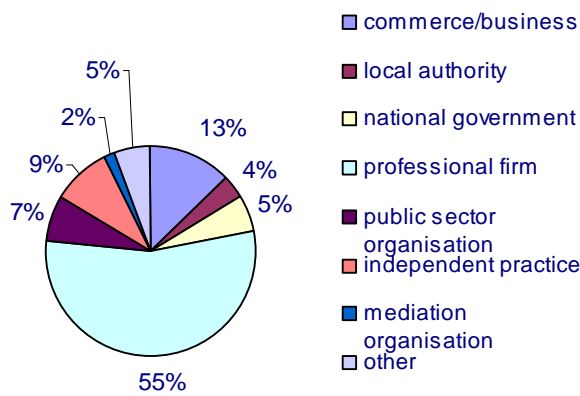


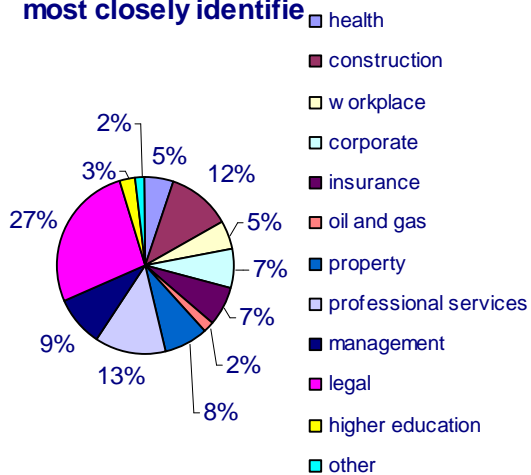
Mediation Survey Results November 2004

At the conference, we announced the results of a pre-conference survey to which over 50% of those attending had responded. The results are of considerable interest:

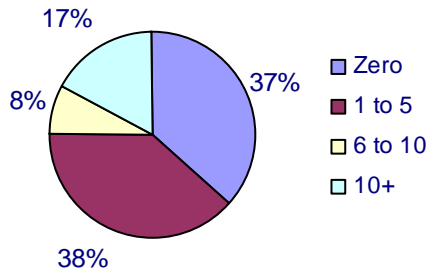
Please mark which best describes your professional or business backgrounds



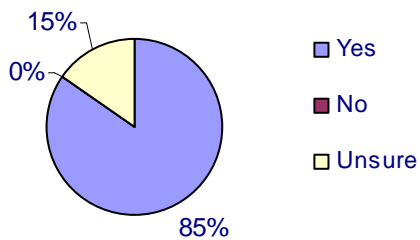
Please mark which sector(s) you are most closely identified with



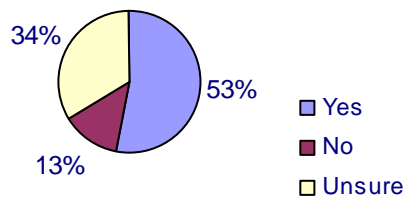
On how many occasions have you used, or been involved in mediation?



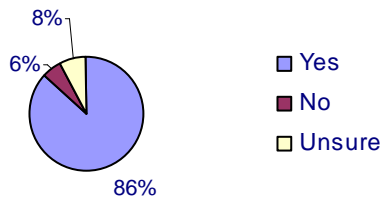
Do you think more use could be made of mediation than at present in your sector?



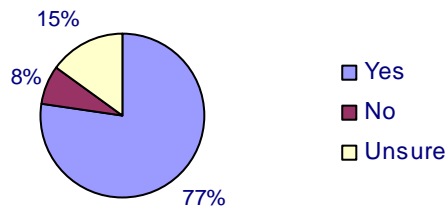
Would you recommend that your business or organisation (or your clients) should subscribe to a pledge to negotiate and if appropriate mediate, prior to pursuing litigation against other signatories of the same pledge?



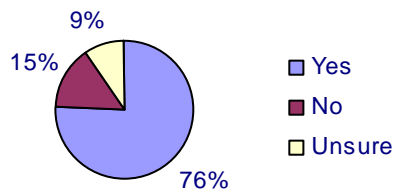
Would you recommend that your business or organisation (or your clients) should adopt a policy of using mediation in suitable cases, including reference to mediation in contracts where appropriate?



Should courts have the discretion to make an award of expenses against a party which unreasonably refuses to try mediation before continuing with litigation?

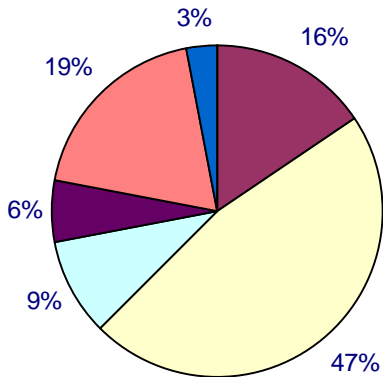


Should lawyers be obliged to mention to clients the possibility of using mediation when advising them how to deal with a dispute?



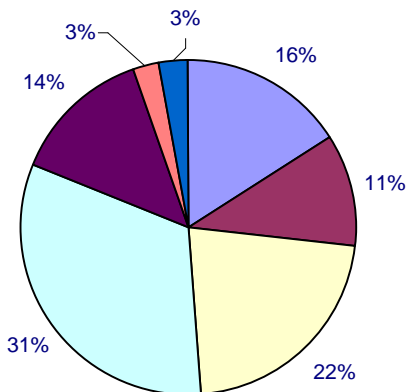
Which factors will increase the use of mediation – please mark in order of priority?

1st Choice



- more training in relevant skills for law yers, organisations and others
- more information and education about mediation generally
- increased encouragement by the courts to use mediation
- more advice about mediation by law yers to clients
- increased uptake by business, commerce and organisations
- government action in the form of legislation
- more information about mediation services and providers

2nd Choice



- more training in relevant skills for law yers, organisations and others
- more information and education about mediation generally
- increased encouragement by the courts to use mediation
- more advice about mediation by law yers to clients
- increased uptake by business, commerce and organisations
- government action in the form of legislation
- another factor