

Cross-border family mediation - Czech Republic



In the Czech Republic, mediation is regulated by Act No 202/2012 on mediation ('the Act'), which entered into force on 1 September 2012 and which implements Directive 2008/52/EC on certain aspects of mediation in civil and commercial matters.

The Act governs the legal arrangements for mediation in civil matters (including family matters). In order to be placed on the mediators' register and authorised to work as a mediator in accordance with the Act, a mediator must pass a specialist examination.

Where useful and appropriate, a court may order the parties to meet a registered mediator for a maximum of three hours and, at the same time, suspend the proceedings. Should a party refuse without good reason to attend such a meeting with a mediator, the court may penalise it by refusing — in a departure from customary practice — to award all or part of the costs of the proceedings if the party wins the case.

Link to a Czech website providing a list of registered mediators dealing with family matters:

http://mediatori.justice.cz/MediatorPublic/Public/FR003_ZverejneniVybranychUdaju.aspx

Link to a Czech website providing information concerning mediation proceedings in family matters or mediation in general:

Such a website is not available.

Links to websites providing access to Czech legislation governing mediation in family matters:

<http://aplikace.mvcr.cz/sbirka-zakonu/ViewFile.aspx?type=c&id=6196>

http://www.cak.cz/assets/zakon-o-mediaci_aj.pdf (text of the Act in English)

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