

Legal context of cross-border mediation

Information on instruments of EU law that are relevant for the implementation of cross-border mediation.



National

General provisions on mediation are generally applying to family disputes.

European / international

The implementation of this method for the resolution of conflicts is foreseen or enhanced by several European and international instruments.

At European Union level:

- [Directive 2008/52/EC](#) of the European Parliament and of the Council of 21 May 2008 on certain aspects of mediation in civil and commercial matters
- [Council Regulation \(EC\) n°2201/2003](#) of 27 November 2003 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, repealing Regulation (EC) n°1347/2000
- [Council Regulation \(EC\) n°4/2009](#) of 18 December 2008 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations

At the Hague Conference of private international law:

- [Hague Convention of 25 October 1980](#) on civil aspects of international child abduction
- [Hague Convention of 19 October 1996](#) on jurisdiction, applicable law, recognition, enforcement and cooperation in respect of parental responsibility and measures for the protection of children
- [Guide to good practice on mediation](#) in particular under the Hague Convention of 25 October 1980 on the civil aspects of international child abduction

At Council of Europe level:

- [Recommandation No.R \(98\)1](#) of the Committee of Ministers to Member States on family mediation adopted on 21 January 1998
- [Recommandation Rec \(2002\) 10](#) of the Committee of Ministers to Member States on mediation in civil matters

At the European Parliament level:

- [Study of the European Parliament](#)

Other useful links

To find a mediator specialised in cross-border family mediation follow the link: <http://www.crossbordermediator.eu/>

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