





## Cross-Border Family Mediation Training (CBFM)



 8 - 10 November 2018 (Thursday - Saturday)  
12 - 13 November 2018 (Monday - Tuesday)

 The Law Society of Singapore  
39 South Bridge Road  
Level 2 (Amicus Room)  
Singapore 058673



No. of Public  
CPD Points:  
**30**

Practice Area:  
**Family**

Training Level:  
**Advanced**

## About the Course

The Law Society of Singapore and MiKK e.V. International Mediation Centre for Family Conflict and Child Abduction ("MiKK") is proud to jointly organise the "Cross-Border Family Mediation Training" in Singapore.

This 50-hour advanced training course will cover the relevant legal aspects of international family conflicts, differences in national family legislation, the 1980 and 1996 Hague Conventions, (the Brussels IIa Regulation) as well as the best interest and the voice of the child. Participants will be introduced to tools and methods for mediating high conflict cases. Drawing on the experience of the trainers and participants, participants will examine the issues associated with mediating across cultures.

## Training Objective

- Qualify practising family mediators to mediate cross-border family disputes, including international child abduction, access and custody cases.
- Participants who are qualified to practise mediation in their own country and have successfully completed this training course may join the international MiKK pool of Cross-border Family Mediators.

## Training Methodology

This interactive training utilizes plenary and practical sessions, including case studies, role plays and small group exercises, with participants having the opportunity to provide and receive feedback.

## About MiKK

MiKK is an internationally recognized NGO that has been working for over 10 years to promote and organize mediations relating to international family conflict. MiKK provides a free multilingual and advisory service for affected parties and works closely with central authorities, lawyers, courts and other organizations worldwide. The concept employed in MiKK's training was developed and piloted in the EU Civil Justice project, "Training in International Family Mediation 2010 – 2012". MiKK trainers have conducted similar seminars in many countries including Australia, Belgium, Germany, Italy, Japan, Kosovo and Russia.

## Who Should Attend

Lawyers from ASEAN countries who practise mediation or are involved in international family law cases. A maximum of 24 participants will be accepted for the course.

## Trainers

- Christoph C. Paul – Lawyer, Notary, Mediator, Trainer, Patron of MiKK
- Ischtar Khalaf-Newsome – Family Lawyer, Mediator, Trainer, Head of MiKK Advisory Service
- Michael Ford – Lawyer, Mediator, Trainer, Adviser at MiKK

## Guest Trainer (by video link)

- Judge Martina Erb-Klünemann – Family Court Hamm, specialized in cross-border family cases including return cases under the 1980 Hague Convention, member of International Hague Network of Judges (IHNJ), member of the European Judicial Network in Civil and Commercial Matters (EJN)

## Programme Overview

### Before Training

Time	Programme
5 hours	Research Assignment on National Family Law (Singapore & 1 other Hague Country)

#### \*\*All sessions conducted by the trainers:

- Christoph C. Paul – Lawyer, Notary, Mediator, Trainer, Patron of MiKK
- Ischtar Khalaf-Newsome – Family Lawyer, Mediator, Trainer, Head of MiKK Advisory Service
- Michael Ford – Lawyer, Mediator, Trainer, Adviser at MiKK

### Day 1 – Thursday 8 November 2018

Time	Programme
09.30 – 11.00	Introduction to International Family Mediation
11.00 – 11.30	<b>Tea Break</b>
11.30 – 12.30	Overview & Styles of Mediation
12.30 – 13.15	Mediating Across Cultures
13.15 – 14.15	<b>Lunch</b> ( <i>Lunch is NOT Provided</i> )
14.15 – 15.00	Film: Victims of Another War
15.00 – 15.15	Different Models of International Family Mediation
15.15 – 16.15	National Family Law: Comparison of selected countries
16.15 – 16.45	<b>Tea Break</b>
16.45 – 18.30	Framework and Specifics of Mediating Hague Convention Cases (Part I)
18.30	Dinner at restaurant with all participants and trainers

### Day 2 – Friday 9 November 2018

Time	Programme
09.00 – 09.15	Questions from Day 1
09.15 – 09.30	Sociometric Exercise: a Hague Child Abduction Case
09.30 – 10.30	International Legal Instruments and Procedure: <ul style="list-style-type: none"> <li>- 1980 Hague Convention &amp; 1996 Hague Convention</li> <li>- (Brussels IIa Regulation)</li> <li>- UNCRC</li> </ul>
10.30 – 11.00	Case Studies (Group Work)
11.00 – 11.30	<b>Tea Break</b>
11.30 – 12.15	Case Studies Discussion
12.15 – 12.45	Changing Face of Families in a Globalized World
12.45 – 13.00	The Law and Mediation: <ul style="list-style-type: none"> <li>- Mediation law</li> <li>- HCCH Guide to Good Practice and EU guidelines</li> </ul>
13.00 – 13.30	Agreement to Mediate, Memorandum Of Understanding and Mirror Orders
13.30 – 14.30	<b>Lunch</b> ( <i>Lunch is NOT Provided</i> )
14.30 – 16.30	Framework and Specifics of Mediating Hague Convention cases (Part II)
16.30 – 17.00	<b>Tea Break</b>
17.00 – 18.30	Guidelines for Preparing Co-Mediation & Doing Role Play Introduction to Case Study

## Day 3 – Saturday 10 November 2018

Time	Programme
09.00 – 09.15	Questions from Day 2
09.15 – 09.30	Role Play I: “Setting the stage and setting the agenda”
10.30 – 11.00	Feedback in plenary
11.00 – 11.30	<b>Tea Break</b>
11.30 – 12.10	Mediation Tools: <ul style="list-style-type: none"> <li>- Reflecting Team</li> <li>- Caucus</li> <li>- Mediations Across Cultures</li> </ul>
12.10 – 12.30	Mediation Demonstration by the Trainers
12.30 – 13.15	Stages of Pressure Cooker Mediation in Hague Convention Cases
13.15 – 14.15	<b>Lunch</b> ( <i>Lunch is NOT Provided</i> )
14.15 – 15.15	Introducing Mediation in the Courtroom – the Judge’s Perspective: <ul style="list-style-type: none"> <li>• Judge Martina Erb-Klünemann (<i>via video-conferencing</i>) <ul style="list-style-type: none"> <li>○ MiKK Mediators in the Courtroom (MiC)</li> <li>○ How Judges and Liaison Judges Can Actively Support the Implementation of Agreements Resulting from a Mediation</li> <li>○ Making the Memorandum Of Understanding Legally Binding</li> <li>○ Working with Mirror Orders and Safe Harbour Orders</li> <li>○ International Hague Network of Judges</li> </ul> </li> </ul>
15.15 – 15.45	<b>Tea Break</b>
15.45 – 17.15	Role play II: “Defining and Clarifying the Issues”
17.15 – 18.00	Feedback and Discussion in Plenary
18.00 – 18.30	Mid-seminar Evaluation and Feedback

## Day 4 – Sunday 11 November 2018

Time	Programme
5 hours	<b>Non-training day assignment task</b>

## Day 5 – Monday 12 November 2018

Time	Programme
09.00 – 09.15	Questions from Day 3
09.15 – 10.00	Results of Assignment Task
10.00 – 11.00	The Voice of the Child in Mediation <ul style="list-style-type: none"> <li>- Child Focused Mediation</li> <li>- Definitions, Purpose, Skills and Strategies</li> <li>- Preparation of Role Play III: “Meeting Peter”</li> </ul>
11.00 – 11.30	<b>Tea Break</b>
11.30 – 12.45	Role Play III: “Meeting Peter”
12.45 – 13.30	Giving Feedback, Agreeing Parenting Principles
13.30 – 14.30	<b>Lunch</b> ( <i>Lunch is NOT Provided</i> )
14.30 – 16.00	Mediation and Languages <ul style="list-style-type: none"> <li>- Coping with Bilingualism in Mediations: Models and Options</li> <li>- Preparation of Role Play IV: “Working with Turning Points and Mediating Dilemma Situations” &amp; “Developing and Reviewing Options that Focus on the Best Interest of the Child”</li> </ul>
16.00 – 16.30	<b>Tea Break</b> + Preparation of Role Play – Mediators and Parents
16.30 – 18.15	Role Play IV: “Working with Turning Points and Mediating Dilemma Situations” & “Developing and Reviewing Options that Focus on the Best Interest of the Child”
18:15 – 18.30	Feedback and Discussion

## Day 6 – Tuesday 13 November 2018

Time	Programme
09.00 – 09.15	Questions from Day 5
09.15 – 10.15	Dilemmas in Cross-Border Family Mediation
10.15 – 10.45	Working Towards (different) Agreements Preparation of Role Play V: “Working Towards Agreement”
10.45 – 11.15	<b>Tea Break</b>
11.15 – 13.00	Role Play V: “Working Towards Agreement”
13.00 – 14.00	<b>Lunch</b> ( <i>Lunch is NOT Provided</i> )
14.00 – 14.45	Drawing Up a Memorandum Of Understanding and Finalizing the Mediation Aspects Concerning Recognition and Enforceability of Mediation Agreements
14.45 – 16.15	Role Play VI: “Drawing Up a Memorandum of Understanding”
16.15 – 16.30	<b>Tea Break</b>
16.30 – 16.45	Feedback and Discussion
16.45 – 17.30	CBFM Feedback and Evaluation
17.30 – 18.00	Certificate Presentation and Closing

## Trainers' Profiles



### Mr Christoph C. Paul

Christoph has been a lawyer and notary public in the law firm Paul & Partner in Berlin since 1978. He is specialized among other things in family law. He has been working as a certified mediator and mediation trainer with the German Family Mediators Working Group (BAFM) since 1995 and was Chair of its Board from 1999 to 2011. He has launched and conducted numerous projects dealing with cross-border family mediation and has published widely in the fields of mediation, mostly in relation to family conflicts, family businesses, and inheritance. He is co-editor of Cross-border Family Mediation, Wolfgang Metzner Verlag, 2014. His current focus is on mediation and mediation training in cross-border family conflicts including child abduction cases. Christoph was Chair of the Board of the German NGO MiKK e.V. International Mediation Centre for Family Conflict and Child Abduction since its inception as an independent entity in 2008 until 2017. He currently serves as the inaugural Patron of MiKK. He lectures widely on cross-border family mediation at hearings such as that of the European Parliament in 2016, and also at universities and bar associations internationally. In 2017 he will be continuing a series of lectures in Japan. Christoph was honoured with the Order of Merit of the Federal Republic of Germany for his work in implementing cross-border family mediation in conflicts involving parents and children. In 2010 he received the Socrates Award for Mediation in recognition of his lifelong work as a mediator and as a "mediator of mediation" in institutional contexts.



### Ms Ishtar-Khalaf Newsome

Ishtar is a family lawyer, cross-border family mediator and trainer. She is Head of Advisory Services at the German NGO MiKK e.V. International Mediation Centre for Family Conflict and Child Abduction. Prior to joining MiKK Ishtar was based in London where she practiced family law for nine years at Dawson Cornwell, a leading family law firm specialized in international family law matters. Prior to practicing family law she was a case manager at the child abduction NGO Reunite International. Ishtar completed her legal studies at BPP University Law School and the College of Law in London. She holds a Master's Degree (MA) in Near & Middle Eastern Studies and Islamic Law from SOAS (School of Oriental and African Studies), University of London, and a Master's Degree in German and English from the Freie Universität Berlin. Ishtar qualified as a mediator with the Family Mediators Association (FMA) in London where she also trained in direct consultation (mediation) with children. She is a practising cross-border family mediator and has provided diverse training in this field. Ishtar has published on family law and mediation in e.g. The Family Law Journal, Spektrum der Mediation and Die (Wirtschafts) mediation.



### Mr Michael Ford

Michael is an Australian-trained lawyer and mediator living and working in Berlin. He is Adviser at the German NGO MiKK e.V. International Mediation Centre for Family Conflict and Child Abduction. He is a trainer in the area of cross-border family mediation, including hearing the child and the international legal framework relating to child abduction. He mediates cross-border family and other conflicts, including workplace and group conflicts. Michael was previously a children's lawyer with Youth Legal Service Inc. in Perth and a tutor in developmental psychology at the University of Notre Dame Australia. He was also Mediation Coordinator at the Small Business Development Corporation of Western Australia. Michael holds a Master of Laws (LL.M) in International Dispute Resolution from Humboldt University in Berlin and Bachelor's degrees in Behavioural Science and Law from the University of Notre Dame Australia. Michael is a MiKK-trained cross-border family mediator and the founder of the Berlin Peace Project, a not-for-profit group helping people to contribute to peace and not detract from it in their day-to-day lives.

## Guest Trainer's Profile



### **Ms Martina Erb-Klünemann**

Martina has been working as a family judge at the district court of Hamm since 1996 where she has been responsible for cross-border family conflicts for which her court is the specialized court for the District of Hamm Court of Appeal. She is also the German Network Judge of the European Judicial Network of Civil and Commercial Matters (EJN) and of the International Hague Network of Judges (IHJ) as well as Co-chair of the Association of International Family Judges (AIFJ). In her capacity as Chairperson of the Working Group on the Incorporation of Mediation in return proceedings she has been involved in the development of procedures and their implementation in this area in Germany. In many of the more than 150 return proceedings she has presided over as a Judge the parents participated in mediation. She is a member of the Advisory Board of MiKK. Since 2008 she has been leading the annual German Judges' Seminars aimed at judges who are specialized in this field. Information about the possibility of including mediation in cross-border family conflicts also features in these seminars. She regularly publishes and conducts trainings in Germany and abroad on international family law and on mediation in cross-border family conflicts.

## Further Reading

Freeman, Marilyn, Parental Child Abduction: The Long-Term Effects. 2014

(<http://www.famlawandpractice.com/researchers/longtermeffects.pdf>)

Hague Conference on Private International Law: Guide to Good Practice Mediation under the Hague Convention of 25 October 1980 on the Civil Aspects of International Child Abduction. 2012

([http://www.hcch.net/upload/guide28mediation\\_en.pdf](http://www.hcch.net/upload/guide28mediation_en.pdf))

Keshavjee, Mohamed, Islam Sharia and ADR – Mechanisms for Legal Redress in the Muslim Community. 2013, I.B.Tauris & Co Ltd.

Kiesewetter, S. & Paul, C.C., Family Mediation in an International Context. In: Christoph C. Paul and Sybille Kiesewetter in cooperation with MiKK (eds.). Cross-Border Family Mediation - International Parental Child Abduction, Custody and Access Cases. 2014, Frankfurt/Main: Wolfgang Metzner Verlag, second and updated edition

Parkinson, Lisa: Family Mediation – Appropriate Dispute Resolution in a New Family Justice System. 2011, Jordan Publishing Limited, Bristol

Paul, Christoph C. & Walker, Jamie: An International Mediation: From Child Abduction to Property Distribution. In: American Journal of Family Law 3/2009, p. 167-173

## Registration Fees

Membership Category	Fees (Inclusive of 7% GST and course materials)
Law Society Member	\$3,750.00
Non-Member	\$4,250.00

To register, please visit our website at: <http://www.lawsoc.org.sg/en-gb/events.aspx>. For enquiries, please contact us at [cpd@lawsoc.org.sg](mailto:cpd@lawsoc.org.sg) or 6530-0242.

## SkillsFuture Credit

SkillsFuture is only applicable for those who attend the entire course modules. SkillsFuture is a national movement to provide Singaporeans, 25 years and above, and is a self-sponsored individual, the opportunities to develop their fullest potential throughout life. Individuals who attend this workshop may apply their S\$500.00 SkillsFuture credit (or any part thereof) to offset the cost of attending the course.

Do note that the SkillsFuture Credit is a **ONE-TIME** funding from the government. Please ensure that whilst registration, there is sufficient credit in your SkillsFuture account to offset (either full or partial) the registration fee. Should there be insufficient funds, we will require you to top-up the balance and all payment have to be made 3 weeks prior to the start date of the course.

**For those utilizing SkillsFuture credit (“SFC”), please take a few moment to read the following:**

Do note that your registration for the course is NOT confirmed.

To confirm your registration, we will seek your assistance to complete the following 2 steps:-

When submitting this registration, **choose “Cheque Payment”** as your payment mode. Using the auto-generated “Notice of Registration” which will be sent to your email as a supporting document, proceed to the SkillsFuture website (as per the link below) 60 days before the start date of the course to “Proceed to Claim Credit”, logging in using your SingPass. We will send an email in due course as a reminder. SkillsFuture will inform us if you have submitted the claim.

For those with remaining amount payable, payment can be made via 1) Cheque Payment or 2) PayPal Invoice (online credit card payment). You may contact us at [cpd@lawsoc.org.sg](mailto:cpd@lawsoc.org.sg), with the subject title: **SkillsFuture-Cross-Border Family Mediation Training (CBFM)** for this payment.

Your registration will only be confirmed after we receive the update from SkillsFuture that you have submitted the claim via their website, and upon receipt of the remaining payment (if any). The confirmation note will be sent to you one week before the course. If your claim from SkillsFuture is unsuccessful, we will contact you.

Link to “Proceed to Claim Credit”: <https://www.myskillsfuture.sg/content/portal/en/training-exchange/course-directory/course-detail.html?courseReferenceNumber=MLAW-T03UL0038G-01-LSS0023&courseTitle=Cross-Border%20Family%20Mediation%20Training&areaOfTraining=Legal>

For any SFC claim related matter, please visit [www.skillsfuture.sg/credit](http://www.skillsfuture.sg/credit) for more information.

Upon SFC claim approval, no cancellation of the registration of the Course shall be allowed.



## 1. Terms and Conditions

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- 1.1 Registration closes on **5 October 2018, Friday** or when all seats are filled.
- 1.2 The registration fee is due and payable upon registration and must be received prior to the event.
- 1.3 Payment must be made by the closing date stated. Registration will only be confirmed upon receipt of full payment.
- 1.4 The Law Society reserves the right to refuse to register or admit any participant, and to cancel or postpone the programme.
- 1.5 If you are unable to attend, a substitute delegate is welcomed, provided that the Law Society is notified in writing of the name and particulars of the substitute delegate at least 3 working days before the programme.

## 2. Cancellation and Refund of Fees

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- 2.1 Allocation of seats is on a first-come-first-served basis and limited seats for each programme.
- 2.2 Participant who cancels their registration before the commencement date shall be liable to pay the percentage of the registration fee set out as follows:
  - i. 20 calendar days before commencement date: 25% of registration fee.
  - ii. 19 to 8 calendar days before commencement date: 50% of registration fee.
  - iii. 7 calendar days or less before commencement date: 100% of registration fee.
- 2.3 Participants who cancel their registration without prior payment made shall also be liable to the cancellation fee set out in 2.2. In the event that the payment for cancellation fee is not received despite multiple chasers, a tax invoice will be issued and mailed to your law practice/organisation.
- 2.4 Participant who is unable to attend the seminar due to medical exigencies will be subjected to a cancellation fee of 50% of registration fee.

## 3. Utilisation of SkillsFuture Credit

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- 3.1 Participants who wish to utilise their SkillsFuture Credit (SFC) must submit their application of claim on the SFC website and make payment of the remaining fee (if any) before the commencement date. In the event that the submission of SFC or full payment is not received prior to the commencement date, the registration will be deemed cancelled and the registrant is liable to the cancellation fees set out in 2.2.

### **Admin Note to Singapore Practitioners and s36B Foreign Lawyers in relation to the Mandatory CPD Scheme:**

No of Public CPD Points: To be confirmed  
Practice Area: Family  
Training Level: Advanced

Participants who wish to obtain CPD Points must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, participants are reminded to sign in on arrival and sign out at the conclusion of each day of the event in the manner required by the organiser. Participants must not be absent from each of Day 1, 2, 3, 5 and 6 for more than 15 minutes. Participants will obtain 6 Public CPD Points for each of Day 1, 2, 3, 5 and 6 if they comply strictly with the Attendance Policy on that day. No Public CPD Points may be obtained in relation to Day 4. Participants who do not comply with the Attendance Policy on any particular day of the event will not be able to obtain CPD Points for that day. Please refer to <http://www.sileCPDcentre.sg> for more information.

Note: In the course of the workshops, seminar, conferences or events, photographs of participants/videos or interviews of the participants could be conducted by the Society, or its appointed vendors, for the purpose of post event publicity of the respective workshops, seminar, conferences or events, either in the Society's official publication/website or any third party's publication/website approved by the Society.