

RULE OF MEDIATION

Chapter one Common ground

- 1.1. Mediation Center (further “Center”) is the unit next to Mongolian International and National Arbitration for Sport
- 1.2. Mediation procedure “Law of Mediation”, mission is to complete the disputes under the legislation by compromise, negotiate
- 1.3. Mediators hold rights to resolve disputes according to this Rule’s 1.2
- 1.4. Center should follow the Constitution of Mongolia, law of mediation, regulation and legal acts on procedure

CHAPTER SECOND Purpose, principles, powers of the Center

- 2.1. The Center has the mission of resolving disputes between sport-related person and organization with peace method such as compromise and consensus.
- 2.2. The Center should respect principles such as besides the regulation that set in the law of Mediation Article 5.2 ethical, justice, human right and freedom on their procedure
- 2.3. The Center has the following authority :
 - 2.3.1. Organizing procedures of the mediation for two sport-related-disputes parties
 - 2.3.2. Organizing preparing mediators, retraining
 - 2.3.3. Registering mediators, organizing activities to be announced in public
 - 2.3.4. Mediation mediators Council, governmental and non-governmental organizations, projects and programs, the Judiciary Committee will work together as part of its mandate.
 - 2.3.5. Providing recommendation on regulation of Mediation, jurisdiction and new projects, procedures, to demonstrate their positions
 - 2.3.6. Promoting legislation on alternative dispute act, organize trainings to improve education of athletes, judges, union and management, executive team workers and cooperate with residents and organizations
 - 2.3.7. Cooperating with International Mediation Organizations, implementing projects
 - 2.3.8. Mongolian International and National Arbitration for Sport work contrary to the Government activities

Chapter three

Administration, organization of Mediation

- 3.1 Central governing body is the Board of the Mongolian International and National Arbitration for Sport (further “board”)
- 3.2 Mongolian International and National Arbitration for Sport is the director of the Mediation Center
- 3.3 Sport disputes mediation center consist of 3 members. Majority of the Board members elect Council member for a term of 4 years
- 3.4 Additional eligibility requirements for mediators aim oriented approaches to a sports arbitrator
- 3.5 Board member have the following authority :
 - 3.5.1. Instituting, modifying, dissolving the Center
 - 3.5.2. Approving rule of the Center, making amendment on the rule, to override
 - 3.5.3. Approving rule of the procedure of mediation, expenses of the mediator, wage and reward
 - 3.5.4. Approving list of Mediators
- 3.6 Director of Center has the following authority :
 - 3.6.1. Providing procedure of Center an organization
 - 3.6.2. Represent Center in foreign and domestic
 - 3.6.3. Propounding the range of issues to conduct at board meetings
 - 3.6.4. Mandate to make decisions and orders
 - 3.6.5. Approval of the application, conciliation and notification model for reconciliation intermediaries and to monitor the implementations projects
 - 3.6.6. Promoting and dismissing chief office of Center
 - 3.6.7. Accountability to the board once in two years
 - 3.6.8. Approving list of mediators
 - 3.6.9. Suspend mediator, removing validation of certificate, and cut from the list
- 3.7 Chief of the term of office has the following authority :
 - 3.7.1. Managing daily procedure of Center
 - 3.7.2. Selecting term of office employer, introduce to chief
 - 3.7.3. Substituting absence of the director of the Center
 - 3.7.4. Communicating with foreign or domestic residents representing the Center
 - 3.7.5. Accountability to the director of the Center once in a month
 - 3.7.6. Taking report from mediators of the Center or the administrative staff, evaluating
 - 3.7.7. Suggesting to extend or dismiss mediators to the director of Center
 - 3.7.8. Submit comment on Center structure, vacancies and activities to the director of Center

Chapter four

Criteria of being a mediator

- 4.1 By the law of Mediation Article 8.2, Chief of office has the following rights, selecting employer who qualified the following criteria and introduce it to the director of the Center and Approve the name to the list
 - 4.1.1 Over 30 years old with a clean criminal record
 - 4.1.2 Worked no less than 5 years by profession
 - 4.1.3 Held certificate from the mediation training
 - 4.1.4 High communication skills and to be trusted
 - 4.1.5 Interested in participating on promoting mediation, inducting to the public
- 4.2 Mediators rights and duties will be over by the following conditions
 - 4.2.1 Mediator requested reject him/herself
 - 4.2.2 Death or legal incapacity
 - 4.2.3 Violations of legislations, ethics and relevant rules
 - 4.2.4 Other reasons specified by law
- 4.3. Mediation agreement should be approved by the Mongolian International and National Arbitration for Sport. It will be ground to write performs or to apply to a court order.

Chapter five

Property, finance of Center

- 5.1. Center property consist of nominal capital, circulating capital and their similar acts
- 5.2. The company will conduct fattening services for the purpose of making a profit
- 5.3. Center consists of the following sources of financing:
 - 5.3.1. The property transferred from Arbitration for Sport and Mongolian International and National Arbitration for Sport
 - 5.3.2. The charges from procedure of Mediation
 - 5.3.3. The profit for projects and programs
 - 5.3.4. Donations from residents, entities, organizations

Chapter six

Secrecy

- 6.1. If Secretariat of Center and mediators found out citizen and organizations' secrecy during the procedure, must keep secrecy

Chapter seven

Other

- 7.1 Center can serve underage, elders, disabled, insolvent residents with discount
- 7.2 This rule will take effect from the date approved by the Conference Board

