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*Technical Assistance for Better Access to Justice – Turkey ('BAJ') - EuropeAid/123555/D/SER/TR**

CIVIL AND COMMERCIAL MEDIATION IN TURKEY International 'Best Practices' and Domestic Developments

13th March 2009

Union of Turkish Bar Associations, Ankara

Speakers Biographical Notes

WELCOME & INTRODUCTION

GIUSEPPE DE PALO (*ADR Center, Rome*) chairs the board of Rome-based ADR Center S.p.A., Italy's oldest and largest private provider of mediation services. His mediation experience includes numerous complex commercial, construction and insurance disputes, most of which involving foreign parties. He is International Professor of Alternative Dispute Resolution Law and Practice at Hamline University School of Law. Professor De Palo teaches Negotiation and Mediation courses at the Sapienza University of Rome where, since 2003, he has been the European director of the postgraduate course 'Making and Saving Deals in the Global Business Environment – Negotiating Transactions and Resolving Business Disputes Internationally'.

MUSTAFA KOKCAM Deputy Undersecretary, Ministry of Justice, Turkey

V. AHSEN COŞAR (*Attorney at Law*) is currently president of Ankara Bar Association.

ÖZDEMİR ÖZOK (*Attorney at Law*) is currently President of Union Turkish Bars (UTB) since 2001. During his career, he practiced as Attorney, worked as a Vice-President and also President of Ankara Bar Association, General Secretary of UTB.

KEYNOTE SPEECHES

FILIPPO BERSELLI is President of Justice Committee of Italian Senate, Italy



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DIANA WALLIS is Vice-President of the European Parliament, Belgium

WHAT MEDIATION IS REALLY ABOUT: “LIVE” MEDIATION THEATER

SEÇKİN ARIKAN (*Attorney at Law*) is currently president of Ankara Bar Association ADR Center.

AYCA ARANCI BIYIK (Partner Lawyer, Öz&Aranci&Dora Law Office, TR) is currently working as a partner lawyer in ÖZ&ARANCI&DORA Law Office. She is specialized in the areas of Contracts, Corporate Law, Defense Industry, Information Technologies, Energy, Advertising and Media, Intellectual & Industrial Property Rights and providing legal consultancy services to many local and foreign companies. During her Law Apprenticeship, she had a scholarship from British Council and Ankara Bar Association and she studied European Union Law and UK Law system in England.

ALI KEMALOĞLU is Board member of ALKE Group of Companies which were founded in 1955. Responsible for business development and international affairs. Chairman of Turkish American Association. He is Founder of Asina Kitaplar publishing company and Chairman of Executive Board ANKA News Agency.

MANON SCHONEWILLE is Executive Director of ACB Group and Toolkit Company in Netherlands. She teaches “Business Mediation” at Utrecht University in The Netherlands and she is also one of the initiators of M&SD (Making & Saving Deals). She currently acts as ADR Key Expert in the EC sponsored project *Technical Assistance for Better Access to Justice*.

THE REGULATION OF MEDIATION: HOW MUCH IS IDEAL?

CHRISTOPHER HONEYMAN (*Convenor*) is managing partner of Convenor Conflict Management, a consulting firm based in Washington, DC and Madison, Wisconsin. He has served as mediator, arbitrator or in other neutral capacities in more than 2,000 disputes since the 1970s, and as a consultant to numerous academic and practical conflict resolution programs in the U.S. and other countries. He has also directed a series of major research and development programs in ADR, for more than twenty years; details are at www.convenor.com. Honeyman is co-editor of The Negotiator’s Fieldbook (ABA 2006), widely regarded as the most thorough reference work in the field, and is author or co-author of more than 50 published articles, book chapters and monographs on dispute resolution ethics, qualifications and quality control, and infrastructure. He co-chairs the ABA Dispute Resolution Section’s Committee on Negotiation.



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JAN EIJSBOUTS is adviser International Business Law and Conflict management. On 1 June 2007 he retired as General Counsel and Director Legal Affairs of Netherlands based multinational Akzo Nobel NV, for which company he still acts as legal consultant in competition law and related litigation. He is Chairman of the Executive Board of the Dutch ADR Centre for Business and accredited mediator at NMI, ACB Group and CEDR. He has written extensively on corporate governance, conflict management and international business mediation. He has been visiting lecturer on these topics at the Universities of Amsterdam, Utrecht, Nijmegen, Leyden and Galway (Ireland) as well as at the Pallas Academy.

RONALD BRADBEER (*ADR Consultant, Commercial mediator and facilitator, L.L.B, Faculty of Law, Cambridge University*) is currently a Solicitor and Consultant of Eversheds LLP. He was accredited by CEDR as a Mediator in 1993. He was Managing Partner and subsequently Senior Partner of Wilkinson Maughan, latterly Eversheds, until May 2000 after eight years in those positions.

HAKAN PEKCANITEZ (*Galatasaray University, The Faculty of Law, Turkey*)

THE ROLE OF LAWYERS IN MEDIATION: CHALLENGES AND OPPORTUNITIES

JENNY POWER is Of Counsel and works in the Vienna office. She is a member of our dispute resolution practice group and specializes in arbitration. The primary focus of her practice is representing clients as counsel in international arbitration, including those conducted under the auspices of the ICC and the International Arbitral Center of the Austrian Economic Chamber and in ad hoc proceedings. She also acts as an arbitrator. She has acted as counsel in a complex mediation concerning the construction of a mini mill in the Czech Republic. Jenny was born in Mumbai, India in 1960. She holds a JD (jurist doctor) degree from the University of Miami School of Law. She is a member of the Florida and American Bar Associations. Jenny joined the firm in 1988 and speaks German and English.

MACHTELD PEL is director of the Netherlands court-annexed mediation-agency. She was starting and is supervising the implementation and consolidation of the referring faculty in all the courts in the Netherlands as well as the monitoring of its results. She was asked as an expert on these topics in various other European countries. She has designed different courses for judges, lawyers and mediators on referring to mediation and on conflict-diagnosis and skills. She has been an Appellate Court judge and vice-president (commercial and family cases) for 20 years. Previously she was a district court judge for 8 years and she has been teaching on different subjects of Law and Judiciary skills in the University and the school for judges in the past 30 years. Machteld Pel is an arbitrator and a qualified mediator and mediator-trainer. She mediates contract, commercial, employment, education, medical and family matters. She is a frequent trainer, author and speaker on Effective dispute resolution.

HASAN KILIC is President of Young Lawyers Association, Turkey



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Prof. ERGUN ÖZSUNAY is at present Vice President of the International Association of Legal Science (I.A.L.S./A.I.S.J) (Paris) and Chairman of the Middle East and African Law Group at the International Academy of Comparative Law (Paris), member of the International Association of Procedural Law (Ghent), corresponding member of Deutsche Gesellschaft für Rechtsvergleichung (Freiburg/Br.) and collaborating member of UNIDROIT (Rome). Professor Özsunay is also active as an international arbitrator in commercial disputes mostly as an ICC arbitrator.

CLOSING: WHERE DO WE GO FROM HERE?

MUHSİN ALTUN (*Principal Auditor, Certified Public Accountant*) is the head of the Central Finance and Contracts Unit - Turkey (CFCU) since December 2005. As the Programme Authorising Officer, he is responsible for the management of the EU-funded projects in Turkey.

GÜNEŞ GÜRSELER (*Attorney at Law*) is currently General Secretary of Union of Turkish Bars since 2005. During his career, he practiced as an Attorney, worked as General Secretary and President of Tekirdağ Bar Association; he was Head Consultant of the Turkish Prime Minister.

ALİ KAYA (*Judge*) is currently President of Directorate General of Judicial Record and Statistics, Ministry of Justice. He is also coordinator of National Legislation Network Project (UYAP) and Legal Infrastructure Working Group for "E-Transformation-Turkey" project.



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