

STUDY TRIP TO NORWAY FOR THE CROATIAN DELEGATION 06.06 – 11.06.22

30.05.22

Monday 06.06 and **Saturday 11.06** – travelling days

(The Croatian participants are expected to read the presentation from judge Heidi Heggdal on mediation in Norway in advance).

The Croatia participants:

Arijana Kozlevcar, Vanja Bilic, Alan Uzelac, Kristina Bekavac, Suzana Fugaj, Ivan Borkovic, Renata Srekais, Iva Buljan, Zeljana Kauzlaric, Kornelija Ivanuic, Marko Karlo Bohacek

The Norwegian participants:

From the Norwegian Court Administration: Nieke van der Berg and Zozan Kaya,

The Norwegian experts: Anne-Lise H. Rolland (lawyer, lawyer in mediation, trainer) and Kristin Kjelland-Mørdre (judge, mediator, trainer)

Place: Oslo Courthouse from Tuesday 07.06 – Thursday 09.06. Address: C. J. Hambros plass 4 in Oslo. After the entrance on the ground floor, you will pass through a security check. Our meeting room is at the first floor.

The National Mediation Service on Friday 10.06. Address: Mariboes gate 13 in Oslo, at the third floor.

Tuesday 07.06

09.00 – 09.45: Welcome, the project, the participants

Welcome by Nieke and Zozan

Short summing up of the project; what have we done, what remains by Arijana (max 10 minutes)

Presentation of the other participants; name, background, specific tasks in the project (max 3 minutes)

The program for the study trip by Kristin (max 3 minutes)

09.45 – 10.00: Break

10.00 – 10.45: Mediation in the Norwegian Courts by the Norwegian experts

10.45 – 11.00: Break

11.00 – 11.30: Mediation in the Courts of Norway to be continued

11.30 – 12.00: Information about the role play and the roles of the participants by the Norwegian experts

12.00 – 13.00: Lunch /preparation for the role play

13.00 – 14.15: Crash course in interest-based mediation by the Norwegian experts. (We will inter alia show you a film about a mediation in a labour case.)

14.15 – 14.30: Break/preparation

14.30 – 15.45: Role play in groups

15.45 - 16.15: Role play - summing up in plenum

Wednesday 08.06

Sightseeing: Proposals: The Munch Museum, the Opera, the Vigeland Park or just stroll around in the center of the city.

12.00 – 13.00: Lunch at hotel Bristol

13.15 – 14.00: Designing a successful mediation system - Norwegian and international perspectives by Professor Anna Nylund

Key success factors – what makes the Norwegian system so special

- Legal culture
- Support among all stakeholders
- Method of implementation
- Function in the justice system – alternative, fair procedure, alternative, just outcomes
- No small cases

Challenges of the Norwegian system

- Transparency/accountability
- Training – specialisation

Dispute system design – a hands-on approach to dispute resolution

- What is the intended outcome of the process – which problems will it fix
- Selection of process – considerations
- Stakeholders
- Hinges to the judicial system/court proceedings: organisational and regulatory
- Implementation
- Quality management – transparency

14.00 – 14.15: Break/prepare for group work

14.15 – 15.00: Group work - turning theory to practice in the Croatian context

15.00 – 15.15: Break

15.15 – 16.00: Discussion - envisaging a successful Croatian mediation system

Thursday 09.06

09.00 – 09.15: Short introduction: Mediation in custody cases in Norwegian Courts by the Norwegian experts

09.15 – 10.00: Demonstration: The start of the first mediation meeting in a custody case.

Actors: Judge Kristin, psychologist Anne Katrine Brøndmo, the parties Vanja (father) and Nieke (mother), the lawyers Anne-Lise and Arijana

10.00 – 10.15: Break

10.15 – 11: Experts role in mediation child custody cases by psychologist Anne Katrine Brøndmo

11.00 – 11.15: Break

11.15 – 12.15: Mediation in custody cases in Norwegian Courts, comments by Professor Camilla Bernt (20-30 minutes) and questions/discussion (30-40 minutes)

12.15 – 13.15: Lunch

13.15 – 14.15: Dialogue Process – Mediation in Child Protection Cases by Professor Camilla Bernt

14:15 – 14.25: Short break

14:25 – 15.00: Dialogue Process – Mediation in Child Protection Cases, questions/discussion

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Friday 10.06

09.00 – 09.10 Welcome! Presentation and short introduction Katinka Hartmann Head of Office, Oslo.

09.10 – 10.00 Restorative process in penal matters in Norway - an overview including questions and reflections. Karen Kristin Paus, Senior Advisor, NMS Central Administration.

Brief on background, legislation, international guidelines, core values and principles of methods, organisation, and key results. Recent developments focus on cases of violence – including violence in close relations. Possible *topics for joint discussion/reflections – considerations to the victim's needs. Mediation Service need for sufficient autonomy within the justice sector.*

10.00 – 10.10 Short break

10.10 – 11.20 An insight in training of mediators and methods – interactive session. Agron Tahiri Senior Advisor NMS Central Administration and Tale Storvik Senior Advisor NMS Oslo.

Focus on preparations with the parties (needs, expectations, worries) and on mediators' role.

11.20 – 11.45 – Coffee break

11.45 – 12.30 Building cross sector co-operations - police, prosecutors and mediation service. The running of a Mediation Office. Katinka Hartmann, Head of office and a representative from cooperating partner.

Examples of penal cases suited for restorative process, prosecutors' considerations, and mediator's facilitation. A possible *topic for joint discussion/reflections - process of implementation and building confidence in the use of restorative justice. Guidance and support to the volunteer mediators.*

(Minor changes and adjustments to the program may occur.)

Links:

Act relating to National Mediation Service - <https://lovdata.no/dokument/NLE/lov/2014-06-20-49>

[Council of Europe Recommendation CM/Rec\(2018\)8 - concerning restorative justice in criminal matters](#)

The National Mediation Service, links and videos can be found here: <https://konfliktraadet.no/en/> (Incl. links to Int. guidelines, NMS Mediators Handbook: <https://konfliktraadet.no/en/resources/>)

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13.00 – 14.00 Lunch at Café Amsterdam, Kristian Augusts gate 12

The end of the official program.