

HIGH COURT OF UTTARAKHAND, NAINITAL

NOTIFICATION

No. 125 UHC/Admn.-B/XI-C/2005 Dated: July, 7 2012

Alternative Dispute Resolution (Amendment) Rules -2012

(To amend the Civil Procedure Mediation Rules, 2007)

- 1:- (a) These Rules may be called the Civil Procedure Mediation (Amendment) Rules, 2012.
- (b) These Rules shall come into force with immediate effect.
- 2:- Rule 24 of the Civil Procedure Mediation Rules, 2007 (original Rules) shall be amended as under -

Existing Rule	Amended Rule
Rule 24 (1): At the time of referring the disputes to mediation, the court shall, fix the fee of the mediator, and shall be payable by the parties as directed by the Court.	Rule 24 (1): The fee of the mediator shall be paid on case basis and not on meeting basis. The fee as fixed from time to time, shall be paid by State Legal Services Authority or District Legal Services Authority as the case may be.
Rule 24 (2): As far as possible a consolidated sum may be fixed rather than for each session or meeting.	Rule 24(2): The mediator shall be paid fee as per following scale: a. Successful Mediation: Rs. 5000/- per case. b. Unsuccessful Mediation: Rs. 1,000/- per case.
Rule 24(3): Each party shall bear the cost for production of witnesses on his side including experts, or for production of documents.	Rule 24 (3): The cost of mediation shall be borne by the State Legal Service Authority or District Legal Service Authority, as the case may be.
Rule 24(4): The mediator may, before the commencement of mediation, direct the parties to	Rule 24(4): The mediator shall be paid the fee at the conclusion of the mediation as per clause (2)