



TERMS OF REFERENCE

Call for four trainers from EU member states

Title of the project: JUST/2013/JCIV/AG/4628 “Judicial Intercultural Communication in Family Mediation”

Co-ordinator: Craiova Court of Appeal (Romania)

Co-beneficiaries: Cluj Court of Appeal (RO), Timisoara Court of Appeal (RO), County Court of Rijeka (HR), Differenza Donna (IT)

Associated Partner: Sofia City Court (BG)

Title of the position: Four trainers to lead and facilitate four workshops.

Topic: Mediation referred to in Directive 2008/52/EC and family mediation referred to in Regulation (EC) 2201/2003, concerning divorce and parental custody matters "Brussels IIa Regulation".

Number of positions: 4 (1 trainer for each workshop)

Location and period:

1. Bulgaria (Sofia): 02 – 05 June 2014;
2. Romania (Cluj-Napoca): 30 June – 03 July 2014;
3. Croatia (Rijeka): 22 – 25 September 2014;
4. Italy (Rome): 20 – 23 October 2014.

1. Project description

The project aims at improving judicial cooperation in civil matters between national judges and overcome the difficulties arising in practice in relation to family mediation in cross-border proceedings, by organizing a series of workshops addressed to judges and other legal practitioners,



that will provide the opportunity to identify the main common difficulties legal practitioners encounter in practice and identify viable solutions for a better enforcement of the legal instruments adopted at European level.

One major objective of the project is to identify the specific problems arising from cultural and psychological differences, diversity of traditions and mentality between European citizens. As a result, the project will meet the need of magistrates and other legal practitioners to determine and to overcome the main issues and problems encountered in family cross-border mediation matters.

The project is implemented by Craiova Court of Appeal, Romania as Co-ordinator, in partnership with Cluj Court of Appeal (Romania), Timisoara Court of Appeal (Romania), County Court of Rijeka (Croatia), Differenza Donna (Italy) and Sofia City Court (Bulgaria).

The implementation period of the project is 12 months and it consists in organizing 4 workshops, 1 in Romania, 1 in Bulgaria, 1 in Croatia and 1 in Italy, where judges will learn about mediation referred to in Directive 2008/52/EC and family mediation referred to in Regulation (EC) 2201/2003, concerning divorce and parental custody matters "Brussels IIa Regulation";

The target group is formed of approx. 100 judges and other legal practitioners (25 participants / workshop).

2. Purpose of the consultancy

The training experts will coordinate and facilitate the ongoing of the four workshops in Sofia, Cluj-Napoca, Rijeka and Rome. They will also prepare the agenda and the material that will be delivered to the participants.

The workshops will be divided into a theoretical module and an intensive practical one. The first module will focus on theoretical aspects of Directive 2008/52/EC, the Regulation (EC) 2201/2003 and their implementation into national legislation, difficulties, methods, solutions and proposals for improvements in the field. There will be presentations of statistic data on mediation in general and mediation in family disputes in particular, which will be analyzed by specialists: sociologists, judges, mediators. The practical module will focus on: Mutual learning, exchange of good practices on the quality of mediation services, in general, and guarantee of fair procedures, recognition and enforcement of mediation agreements signed into a different state and of the court orders they are based on, in particular; Presentations and analysis of actual situations regarding the implementation and promotion of cross-border mediation; Presentations of specific situations based on the expertise



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of sociologists, mediators and judges; Roll-plays on mediation in cross-border cases, simulated hearings with the purpose of recommending the parties to try mediation or going to an information session; debates; case studies; video presentations.

3. Specific tasks

- 3.1. Preparation of workshops, drafting the agenda, designing and delivering the training material.
- 3.2. Coordinating and facilitating discussions among attendants of the workshops.
- 3.3. Coordinating the interventions of other speakers, experts and guests.

4. Time frame and schedule

The workshops will take place in Sofia, Bulgaria (4 days), Cluj-Napoca, Romania (4 days), Rijeka, Croatia (4 days) and Rome, Italy (4 days).

A total of 4 working days will be required for the progress of each workshop.

5. Profile of experts and qualifications

- Fluency in Bulgarian, Romanian, Croatian or Italian; excellent communication and drafting skills
- Minimum 7 years experience in training regarding mediation and experience in family mediation;
- In-depth knowledge of the EU standards relevant to the specific area, in particular Directive 2008/52/EC and Regulation (EC) 2201/2003, concerning divorce and parental custody matters "Brussels IIa Regulation";
- Previous experience as workshop facilitator.

Trainers who will be selected will receive reimbursement of all costs of transportation, accommodation and meals (respecting the limits imposed by the European Commission) and will receive a fee, as established in the budget of the project (500 euro / day / workshop). All benefits of financial nature shall be provided under a contract signed between the experts and Craiova Court of Appeal.



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The selection will be made by the representatives of Craiova Court of Appeal based on analyzing the CVs submitted by interested persons.

Interested candidates should submit a CV, in English, before 25.04.2014 for Workshop 1 in Sofia, Bulgaria and before 09.05.2014 for Workshops 2, 3, 4 in Cluj-Napoca, Rijeka and Rome, in attention of Mr. Mihail Doran, project manager, at e-mail: [mihail.doran @ just.ro](mailto:mihail.doran@just.ro).

For more information, we kindly ask you to contact us directly by e-mail (mihail.doran@just.ro) or telephone / fax (+40 251.415.456).



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