



**DISPUTES
MEDIATION**

BENEFITS OF MEDIATION

Partisans And Mediators The Resolution Of Divorce Disputes

Lisa C. Webley



Partisans And Mediators The Resolution Of Divorce Disputes:

Partisans and Mediators Gwynn Davis, 1988 This book addresses divorce disputes and the kinds of assistance available in Britain for couples in conflict The author draws on extensive consumer research to present a compelling account of non legal dispute resolution and develop a challenging critique of settlement seeking by matrimonial lawyers and divorce court welfare officers

Mediation in Family Disputes Marian Roberts, 2017-11-28 This is the authoritative textbook on family mediation As well as mediators this work will be indispensable for practitioners and scholars across a wide range of fields including social work and law It draws on a wide cross disciplinary theoretical literature and on the author's extensive and continuing practice experience It encompasses developments in policy research and practice in the UK and beyond Roberts presents mediation as an aid to joint decision making in the context of a range of family disputes notably those involving children Mediation is seen as a process of intervention distinct from legal social work and therapeutic practice drawing on a distinctive body of knowledge across disciplinary fields including anthropology psychology and negotiation theory Incorporating empirical evidence the book emphasizes the value of mediation in mitigating the harmful effects of family breakdown and conflict First published in 1988 as a pioneering work this third edition has been fully updated to incorporate legal and policy developments in the UK and in Europe new sociological and philosophical perspectives on respect justice and conflict and international research and practice innovations

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Law and Parenthood Chris Barton, Gillian Douglas, 1995-05 This new book addresses the key issues of parental rights and responsibilities

Divorce: A Psychosocial Study Shelley Day Sclater, 2017-07-05 Several jurisdictions have attempted to render divorce more harmonious by abolishing matrimonial fault and facilitating the resolution of divorce disputes by mediation This book presents a challenge to the underlying assumptions that conflict and the adversarial system are undesirable particularly topical in the light of the recent decision of the British Government to postpone the implementation of the Family Law Act 1996 and the acknowledged need for research to inform policy

Mediation Ethics Rachael Field, Jonathan Crowe, 2020-05-29 Traditional ideas of mediator neutrality and impartiality have come under increasing attack in recent decades There is however a lack of consensus on what should replace them Mediation Ethics offers a response to this question developing a new theory of mediation that emphasises its nature as a relational process

Dispute Processes Michael Palmer, Simon Roberts, 2020-07-09 This new edition considers a wide range of materials dealing with dispute processes and current debates on civil justice

Lawyering

Skills and the Legal Process Caroline Maughan, Julian Webb, 2005 Lawyering Skills and the Legal Process bridges the gap between academic and practical law for students undertaking skills based and clinical legal education courses at university It develops oral and written communication group working problem solving and conflict resolution skills in a range of legal contexts client interviewing drafting managing cases legal negotiation and advocacy The book is designed specifically to help students to practise and develop skills that will be essential in a range of occupations develop a deeper understanding of the English legal process and the lawyer's role in that process enhance their understanding of the relationship between legal skills and ethics and understand how they learn and how they can make their learning more effective This book provides a stimulating accessible and challenging approach to understanding the problems and uncertainties of practising law that goes beyond the standard approaches to lawyers skills

Rethinking Family Mediation Rachael Blakey, 2025-02-26 Over several decades policies have made mediation a key part of the English and Welsh family justice system As the process faces increasing demand from a diverse and complex client base some argue for a return to a fully funded court system However this dominant view overlooks the longstanding problems with the court process as well as the potential value of mediation This book based on original research highlights the evolving role of mediators who assist families without legal support By doing so it reveals a contemporary vision of family justice that addresses some of the challenges in today's landscape

Gender and Justice in Family Law Disputes Samia Bano, 2017-05-02 How mediation and religious dispute resolution mechanisms operate within diverse communities

Adversarialism and Consensus? Lisa C. Webley, 2013-11-13 A penetrating study of the divergent messages that the Law Society of England and Wales versus the UK College of Family Mediators subtly transmit to their members about the professional approach to adopt in divorce and custody disputes Lisa C Webley uses a grounded theory method to analyse training accreditation best practice statements and codes of conduct contrasting the two professions and their divergent self identities Do they promote healing and agreement among divorcing couples and involvement of the children in decision making or adversarial litigation and paternalism Are their styles traditionally feminine or masculine From her dissertation Abstract The study examines the extent to which the training accreditation and codes of conduct of family solicitors and family mediators privilege adversarial or consensus based approaches to divorce for their clients in the light of statements made around the time of the passage of the Family Law Bill which suggested a dichotomy in professional approach by these two professional groups It considers further the nature of professional identity for each of the professional groupings as constructed through the messages delivered by the professional bodies Part of the Dissertation Series from Quid Pro Books

Family Mediation in Ireland Sinéad Conneely, 2017-11-22 This title was first published in 2002 After outlining the origins and development of family mediation on a world wide basis this book assesses family mediation services in the Republic of Ireland and Northern Ireland within the context of the empirical and theoretical debates surrounding the practice It is the first comprehensive study of the area in

Ireland appearing at an opportune time due to the expansion of the service in the Republic and its virtual collapse in Northern Ireland It argues that the service provided in the Republic of Ireland is appreciated by clients and is successful although the issue of domestic violence remains In contrast it suggests that the absence of service provision in Northern Ireland is problematic since it undermines consumer choice

Family Transformation Through Divorce and Remarriage Margaret Robinson,2003-09-02 Family Transformation Through Divorce and Remarriage is the first book to look thoroughly at the complete divorce remarriage stepfamily cycle in the context of demographic data the legal process and the theoretical framework For each phase of the cycle the author describes the stages of development summarises the relevant research and illustrates the effects on family members with case examples

Non-Adversarial Justice Michael King,Arie Freiberg,Becky Batagol,Ross Hyams,2014-07-04 This book outlines key aspects of the use of non adversarial practices in the Australian justice system with reference to similar developments in the United States Canada New Zealand and the United Kingdom It examines in detail non adversarial theories and practices such as therapeutic jurisprudence restorative justice preventive law creative problem solving holistic law appropriate or alternative dispute resolution collaborative law problem oriented courts diversion programs indigenous courts coroners courts and managerial and administrative procedures

California Family Law ,2002 **Alternative Perspectives on Lawyers and Legal Ethics** Reid Mortensen,Francesca Bartlett,Kieran Tranter,2010-09-13 The study of legal ethics and the legal profession has emerged as a distinct and important field of scholarship over the last 30 years However as in other disciplines academic recognition can in turn entrench static and powerful meta theories and narratives about professional ethos and practise this collection seeks to disrupt this homogenising impulse and to present alternative voices by bringing together a range of international scholars writing about legal ethics and the legal profession The book features significant and timely contributions which take contemporary and non mainstream perspectives on the current and future shape of the legal profession The essays not only describe the rapidly changing profession but canvas different approaches to scholarship on the legal profession The collection seeks to explore a diverse and contextualised profession from a number of angles Authors examine how the public sees lawyers and how lawyers see their own profession how we practise law and how this practice shapes lawyers how such cultural and professional practice intersects with institutional structures of the law to create certain legal outcomes and how we regulate the legal profession to modify or institute ethical practice The volume provides insights into legal culture and ethics from the perspective of authors from Australia Canada England the United States New Zealand and Kenya a diversity of national perspectives that give valuable insights into developments in the profession at the local and global level It also illustrates diversity within the profession by tracing differing professional career trajectories based on raced or gendered barriers alternative ethical strategies and the impact of organisational cultures in which lawyers practice

Revival: Helping Parents in Dispute (2001) Greg Mantle,2017-07-28 This title was first published in 2001 When marriages break down most

parents experience difficulty in agreeing on contact or residence arrangements for their children Family Courts Services provide mediation as a way of resolving differences and many parents accept this offer of assistance Featuring extensive empirical research this book examines the effectiveness of family mediation services and challenges the view that court based interventions are unlikely to be successful **Ohio State Journal on Dispute Resolution** ,2017 **Undercurrents of Divorce** Shelley Day Sclater,Christine Piper,2019-07-12 Published in 1999 Despite considerable comment about divorce reform and the post divorce family in the press and in academia by professionals and politicians much has been left unsaid There are undercurrents of divorce which are not visible and are not discussed because they do not fit into the dominant discursive framework for talk about divorce This book brings these undercurrents to the surface and does two things It explains how and why aspects of divorce and the lives of those divorcing have become marginalized in professional and political discussion and it makes visible the practical and legal effects of such exclusion It argues that there are good policy reasons for this particular socio legal critique at this time as the implementation of the Family Law Act 1996 gets underway

Digital Family Justice Mavis Maclean,Bregje Dijksterhuis,2019-12-12 The editors earlier book Delivering Family Justice in the 21st Century 2016 described a period of turbulence in family justice arising from financial austerity Governments across the world have sought to reduce public spending on private quarrels by promoting mediation ADR and by beginning to look at digital justice ODR as alternatives to courts and lawyers But this book describes how mediation has failed to take the place of courts and lawyers even where public funding for legal help has been removed Instead ODR has developed rapidly led by the Dutch Rechtwijzer The authors question the speed of this development and stress the need for careful evaluation of how far these services can meet the needs of divorcing families In this book experts from Canada Australia Turkey Spain Germany France Poland Scotland and England and Wales explore how ADR has fallen behind and how we have learned from the rise and fall of ODR in the Rechtwijzer about what digital justice can and cannot achieve Managing procedure and process Yes Dispute resolution Not yet The authors end by raising broader questions about the role of a family justice system is it dispute resolution Or dispute prevention management and above all legal protection of the vulnerable This title is included in Bloomsbury Professional s International Arbitration online service

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