

1999

AUSTRALIAN CAPITAL TERRITORY

MEDIATION ACT 1997

MEDIATION REGULATIONS

Subordinate Law 1999 No. 24

EXPLANATORY STATEMENT

Circulated by authority

of

**Gary Humphries MLA
Attorney-General**

BACKGROUND

The *Mediation Act 1997* was passed by the ACT Legislative Assembly on Tuesday 23 September 1997. It was notified in the *ACT Gazette* S300 on 9 October 1997. The substantive provisions of the Act commenced on 1 July 1998.

Section 13 of the Act provides that the Executive may make Regulations for the purposes of the Act.

Subsection 3(1) of the Act defines an "approved agency" as a body or organisation declared by the Regulations to be an "approved agency" for the purposes of the Act.

One of the purposes of the Act is to provide for the registration of mediators by agencies approved for this purpose. In order to become an "approved agency" an organisation is required to meet certain criteria laid down by the Attorney-General. Those criteria were notified in the *ACT Gazette* No 19 of 13 May 1998.

PURPOSE OF THE REGULATION

Jennifer David and Associates submitted an application to the Department which was carefully assessed against all criteria for approval as an agency. The Regulation reflects the Attorney-General's decision to add Jennifer David and Associates to the six agencies presently listed in the Regulations as approved agencies. It also corrects an error in the description of one of the agencies, LEADR, which is presently described as "LEADR Inc".

Regulations 1 - 3

Deal with formal matters.

Regulation 4(a)

Removes the expression "Inc" from the name of the agency properly known simply as "LEADR".

Regulation 4(b)

Adds Jennifer David and Associates to those agencies who are "approved agencies" for the purposes of the Mediation Act.