

Nunavut Human Rights Tribunal Agreement to Mediate

In the Matter of Notification ##-##

Throughout the mediation process any information, whether oral or written, provided by either party will be treated by all parties as private and confidential and shared in pursuit of settlement of the issues. Any settlement agreement that may result from these discussions is considered an expression of the intentions of the parties involved, and will be reviewed by the Nunavut Human Rights Tribunal.

Prior to beginning the mediation session, the parties consent to the following:

Inadmissibility: It is agreed that the mediation conference(s) and related discussion(s) with the undersigned parties is to be treated as a settlement negotiation session and accordingly, the subject matter of these discussions is not admissible in any future proceedings. It is further agreed that the parties, and their counsel, will not subpoena or otherwise compel the mediator to testify or produce any records, notes, or other written memoranda related to the negotiations in any future proceedings. Use of materials or information in the mediation session does not constitute a waiver of privilege.

Independent Legal Advice: It is agreed and understood that the mediator will not be acting as legal counsel for either party during the mediation conference(s) and that if appropriate each party will obtain independent legal counsel and have the advice of that counsel before any formal agreement is reached between the parties.

Voluntary Process: It is agreed that the mediation process is voluntary and that any of the parties or the mediator may terminate the mediation conference at any time.

Disclosure of Information: The parties agree that, subject to the law of privilege and applicable privacy laws, they will fully disclose any and all relevant information that will reasonably be expected to affect the outcome of their objective of negotiating a fair and lasting agreement respecting the dispute.

Confidentiality: It is agreed that the mediation session(s) is confidential in nature and that no party participating in the mediation will disclose any of the parties named or information arising from these mediated discussions unless all parties agree to that disclosure by way of written agreement, except in the case of child abuse, which by law, must be reported to the appropriate officials in each province.

Settlement Agreements: It is also agreed and understood by the Parties that the terms and conditions contained in settlement agreements may be put into a Consent Order signed by the Parties or their legal representatives and issued by the Nunavut Human Rights Tribunal.

Dated _____	in _____, _____ <small>Province/Terr</small>
_____ <small>Print Name</small>	_____ <small>Signature</small>
_____ <small>Print Name</small>	_____ <small>Signature</small>
_____ <small>Print Name</small>	_____ <small>Signature</small>
_____ <small>Mediator</small>	_____ <small>Signature</small>