



The Environmental Commission of Trinidad and Tobago

Mediation Questionnaire 2005 (Lawyer/Representative)

Thank you for your participation in Mediation at the Environmental Commission. We would appreciate a few minutes of your time in completing this questionnaire in order to help us assess and improve alternative dispute resolution at the Commission.

Responses will be used in a statistical evaluation and will remain anonymous. If at any time, there is not sufficient space to complete any response, please feel free to continue on the back of the page or on a separate sheet of paper.

1. If you are a lawyer, how many years have you been practicing?

- 0-2 years 3-5 years
 6-10 years 11-20 years
 20+ years

2. Have you previously participated in an Mediation Session at the Environmental Commission?

- Never Once More than

3. Have you previously participated in a Hearing before the Commission?

- Never Once More than

4. Were there any settlement discussions with the other side prior to Mediation ?

- Yes No

5. Did you recommend settlement of this matter to your client prior to the Mediation session?

- Yes No

6. Please answer the following questions about

(a) I understood what would be involved in the Mediation session before attending.

- Yes Somewh

(b) The person conducting the Mediation session adequately explained the Mediation process.

- Yes Somev

(c) The issues in this case were sufficiently explored through the Mediation process.

- Yes No Somev

(a) I felt that my client's concerns were heard.

- Yes No Somev

(b) The Mediation process revealed facts which helped my client move towards settlement.

- Yes No Somev

(c) Overall, I was satisfied with the process.

- Yes No Somewhat

the Mediation session(s):

(g) The other party/other party's attorney-at-law attempted to resolve the differences during the Mediation session.

Yes No Somewhat

(h) I felt like an equal participant in the Mediation session.

Yes No Somewhat

(i) I was satisfied with the outcome of the Mediation session.

Yes No Somewhat

7. Would you choose Mediation services if your client were involved in a future case with the Commission?

Yes No Undecided

8. What would have improved your Mediation experience?

The person conducting the Mediation should have participated more

The person conducting the Mediation should have participated less

There should have been more private meetings

There should have been fewer private meetings

More information on the facts

More information on the law

More information about the Mediation

9. Do you believe your client felt pressured to settle?

Yes No Somewhat

10. If yes, where did these pressures originate

The person conducting the Mediation session

The other Party

The other Party's lawyer/representative

Other (please specify): _____

11. I was satisfied with the outcome of the Mediation session.

Yes No Somewhat

12. My client gained a better understanding of the other Party's point of view.

Yes No Somewhat

13. Mediation was a good approach in dealing with this case.

Yes No Somewhat

14. If the Mediation did not result in full or partial settlement, please answer the following questions:

(a) Even though the Mediation session did not result in a settlement, my client gained a better understanding of the other Party's point of view.

Other: _____

Yes No Somewhat

(b) **Mediation was a good approach in dealing with this case.**

Yes No Somewhat

(c) **The Mediation process provided a good settlement opportunity.**

Yes No Somewhat

15. If the Mediation session resulted in full or partial settlement, please answer the following questions:

My client was satisfied with the settlement reached

Yes No Somewhat

Lack of information

Other (please specify): _____

16. Was there anything that could have been done differently which would have helped the Parties to reach a settlement?

Yes No Unsure

If yes, please explain: _____

17. Which of the following reasons played an important role in a settlement not being reached?

- Not enough time
- Disagreement as to the facts
- Disagreement as to the law
- The person conducting the Mediation could have been more helpful
- The other side was uncooperative

We thank you for taking the time to complete this questionnaire. It will help us in our ongoing evaluation of the Mediation services of the Environmental Commission.

If you have any further comments please set them out below:

Please return to:

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