

“ Court ruling family mediation ”

Saraburi of Juvenile and Family Court



Mediation

Mediation As a means to settle disputes by talking to negotiate a solution to the common problem of the conflict. The third party, the mediator assists the parties in the negotiations to ensure neatness. To avoid controversy or violence related to the negotiations. A previous suggestion Solutions to the conflict The approach is not contrary to law. Accepted and satisfaction to all parties to the conflict. And can be treated

When both parties agreed to voluntarily surrender it. It is a compromise agreement presented to the court and ruled in favor of the claimant. The agreement is binding for both parties must comply with the following.

conciliator

For Juvenile and Family Court Referred to a mediator that acts as a mediator.

"The conciliator ruling family," which must have the following features.

- Not less than 40 years.
- A feature that is not legal officers.
- Natured personality and behavior appropriate to the Mediation Act.
- Receive training and practice to be tested on their intentions. Juvenile and

Family Court

Youth and family trial And how to reconcile family cases



Mediation is good?

1. Save time and expense of litigation in court. And agreements that are suitable to both parties.
2. The parties may terminate the problem on their own decisions.
The satisfaction of the agreement. Occurred in the negotiation. And to comply with the agreement can be enforced.

3. The agreement between the parties as specified in the agreement and the Court. Ruled in favor of the Agreements that require the parties to comply. As well as the judgment
4. Neither party lost Which party wins Considered together, but both parties win.
5. The ability to maintain a good relationship between the parties made.



Implementation of Juvenile and Family Court Mediation Saraburi.

Divided into two types.

1. The process of mediation in family cases, both before and after filing a lawsuit.
2. The process of reconciliation and peace mediation in criminal cases.

1. The process of mediation in family cases, both before and after filing a lawsuit.

1.1 The process of mediation in family cases before the Court.

Mediation in family cases before the Court refers to the dispute in the family. On issues related to the relationship of family members, such as foster care, child or unhelpful. Foster care program is not a reasonable one another. The husband or wife praising another person is the husband or wife. Or sexual behavior with other people, and so on.

When that occurs, One party or both parties. You can contact the Public Relations Juvenile and Family Court Saraburi or mediation and conciliation for the court to write. The request for mediation before court action lawsuits. The procedure is as follows:

1. Legal and Mediation To inquiries made by the parties And a request for mediation The dispute before the Court submitted to the Administrative Court.
2. The mediation to the parties. And a letter of invitation to a party which to join the mediation process. (If the parties do not come together).
3. invited and appointed conciliator ruling family of the court to act as mediators.
4. On an appointed day Conducted mediation The mediation.

Mediation success: the Agreement, the parties shall be in writing and signed.

Mediation is unsuccessful: The parties to carry out the exercise of the court.

The implementation of such a dispute before the Court. The parties do not have to cost you anything. It is a service of Juvenile and Family Court Saraburi. To allow the parties to it.

Family conflict in a manner that is not severe. Also discuss But no mediator to assist in coordinating a party which refuses to talk to each well. To a solution of the problem by also.

Do not incur the cost of hiring an attorney to prosecute them.

1.2 The mediation in family cases filed on or before the trial.

"Council" means a civil lawsuit or petition or take any action in court on child and family. Which will be governed by the Civil and Commercial Code. Regarding family law Or other laws relating to the family.

- The share of community property divorce
- Lawsuit filed to the care. Custody or power
- The claim for compensation from the woman or another man (against adultery)

must be filed by the husband or wife who is legally married.

Mediation in family cases filed after or before a court will consider the case when the parties filed a lawsuit with the family dispute to court. In the first court date is scheduled for. Meeting with the mediation, settlement of issues, the parties, the court hearing, when both parties. Prior to proceeding The court will proceed to appoint a conciliator Court ruling family. To act as mediators. Dispute to the parties before the court so that the parties have agreed to negotiate. Subject to the provisions of the Juvenile and Family Court and Juvenile and Family Court Procedure 2553.

Section 148 of the Act "Ruling family of a dispute. Prior to proceeding The court to appoint a compromise ruling family. To mediation to the parties in the ruling family, was a compromise. "

The court determined that the parties in the ruling family is in the process of mediation before. Then consider It's so peaceful coexistence in the family. Conservation and protection of marital status as an embodiment of the men and women who volunteer to cohabit as husband and wife. If you can not maintain the status of the marriage. It is possible to divorce with fairness and minimal damage. Taking into account the welfare and future of children is important.

The mediation

If mediation success: the plaintiff may file a request for withdrawal. Or Coecwamrewm a compromise agreement presented to the court for consideration. The court found that the agreement is not contrary to law. The court also ruled in favor of the proceedings. The settlement agreement is binding on the parties.

If mediation is unsuccessful: terminate the mediation. And operated in accordance with the procedure normally hearing.

To settle the issue through mediation.

As a way to save time and expense of the parties. Because the parties do not have to come to court several times. Especially in family cases, the defendant may not have to pay a lawyer to fight the case. Because the negotiation itself. Since content plaintiff claims often involve family relationships over the property. Controversial issues that could end with the mediation process, it is a solution that is more efficient and more sustainable. That the court's order Because the court's decision has to be one winner and one loser. This could cause the parties to feel alienated from each subsequent endless. And because of the ability of any agreement must be caused by the willingness of all parties. Terms and hence an agreement that all parties are willing to accept and follow. Moreover, when the party had the opportunity to negotiate the same reason, it will bring.

Mutual sympathy And even a couple of not being able to live together as a family is still able to maintain good relationships with each save.

