



SHAW
DISPUTE RESOLUTION™
AUSTRALIA

SHAW Dispute Resolution - Mediation
Let's Mediate Packages



Let's Talk...
1300 768 496

shawdr.com.au

Our key points of difference are:

1. *All mediators are lawyers and nationally accredited mediators – Outcome focused*
2. *We arrange the mediation – only one person needs to contact us*
3. *There is no waiting time for a mediator*
4. *All mediations include separate private meetings before the joint session – Free of charge*
5. *No-one pays anything until everyone is committed to proceed with the joint session*
6. *We offer fixed priced mediation – NO hourly rates*
7. *Quality Assurance is carried out by peer review during and after the mediation process*

Our service promise:

1. *Once you contact SHAW Dispute Resolution, we will take responsibility for all administration including the arrangement of private and joint sessions. The process begins with a private, pre-mediation session with you alone, free of charge. We use this time with you to hear your side of the story and explore the history of the case.*
2. *Furthermore, you will not be required to make payment for any service package until everyone involved in the mediation has committed to proceed to the joint session and the mediator has confirmed the case is appropriate for mediation. If the mediation does not proceed to a joint session, you will not pay service fees. If the mediation proceeds, payment is required in full prior to the joint session.*
3. *Our mediators are nationally accredited under the National Mediation Accreditation Standards and their legal experience and training provide them with the problem solving and communication skills required for the outcome-focused, facilitative model of mediation.*
4. *To assure a quality service, our mediators undergo peer review of their management of each case before the mediation proceeds to a joint session and before the outcome document is presented.*
5. *A mediator debrief is carried out after all mediation sessions to ensure continuous learning and improvement of our mediators and services.*



Owners Corporation - Let's Redevelop

The Facilitative Negotiation Process for the Strata Management Development Act and Regulations NSW.

The purpose of this process is to understand, clarify and address the concerns to the Owners in a formalised way and to enable the owners to develop a pathway to establish parameters for the redevelopment of their strata plan in accordance Strata Management Development Act and Regulations NSW.

The aim of this process is to reach an agreement in principal between 75% of the Owners of the terms of redevelopment of the strata scheme under the Strata Management Development Act and Regulations NSW. During the process, the concerns of those owners not in favour of the proposal will be taken into account and the facilitative mediation model will utilised to understand the basis for their concerns and if possible address those concerns by modification of the terms of redevelopment and achieve 100% agreement.

Proposed fee inclusions – Initial Enquiry Process with Owners Corporation

Action Task
<i>Owners Corporation refers matter to SHAW and provides vital high level documented information about the aims of the Owners Corporation.</i>
<i>Mediator contacts the Secretary of the Owners Corporation Committee and establishes a line of communication (phone call) and also contacts the Owner to confirm instructions.</i>
<i>Mediator attends meeting with the owners committee and receives high level proposal, outlines the benefits of the facilitative negotiation process and outlines the terms of the process to negotiate resolution of terms of redevelopment.</i>
<i>Owners Corporation to instruct SHAW DR to proceed with mediation process.</i>
<i>Mediator attends initial meeting with the Owners to provide facilitated mediation to identify a list of all concerns of the owners, includes private meetings with individual owners as required.</i>
<i>Appointment made for second meeting.</i>
<i>Mediator attends second meeting with the Owners Corporation to assist in achieving resolution of the differences or concerns of the owners.</i>

Fixed Price to be paid in advance of the Initial Enquiry Process occurring

Initial Enquiry Process Total	12.5 hours*
Fee ex GST	\$8,000**

- ▶ **If time exceeds nominated hours, an hourly rate will apply at \$550.00 +GST per hour.*
- ▶ ***Fixed price for capped hours, payable in advance.*
- ▶ *SHAW DR cannot and does not guarantee 75% agreement in favour of any Proposal in accordance with the Strata Management Development Act and Regulations NSW.*



Owners Corporation - Let's Sell

The Facilitative Negotiation Process for the Strata Management Development Act and Regulations NSW.

The purpose of this process is to understand, clarify and address the concerns to the Owners in a formalised way and to enable the owners to develop a pathway to establish parameters for the redevelopment of their strata plan in accordance Strata Management Development Act and Regulations NSW.

The aim of this process is to reach an agreement in principal between 75% of the Owners of the terms of redevelopment of the strata scheme under the Strata Management Development Act and Regulations NSW. During the process, the concerns of those owners not in favour of the proposal will be taken into account and the facilitative mediation model will utilised to understand the basis for their concerns and if possible address those concerns by modification of the terms of redevelopment and achieve 100% agreement.

Proposed fee inclusions – Initial Enquiry Process with Owners Corporation

Action Task
Owners Corporation refers matter to SHAW and provides vital high level documented information about the aims of the Owners Corporation.
Mediator contacts the Secretary of the Owners Corporation Committee and establishes a line of communication (phone call) and also contacts the Owner to confirm instructions.
Mediator attends meeting with the owners committee and receives high level proposal, outlines the benefits of the facilitative negotiation process and outlines the terms of the process to negotiate resolution of terms of redevelopment.
Owners Corporation to instruct SHAW DR to proceed with mediation process.
Mediator attends initial meeting with the Owners to provide facilitated mediation to identify a list of all concerns of the owners, includes private meetings with individual owners as required.
Mediator attends a meeting or the committee of the Owners Corporation to assist in preparation of draft resolutions in accordance with the agreements reached by the owners.

Fixed Price to be paid in advance of the Initial Enquiry Process occurring

Initial Enquiry Process Total	12.5 hours*
Fee ex GST	\$8,000**

*If time exceeds nominated hours, an hourly rate will apply at \$550.00 +GST per hour.

**Fixed price for capped hours, payable in advance.

SHAW DR cannot and does not guarantee 75% agreement in favour of any Proposal in accordance with the Strata Management Development Act and Regulations NSW.



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Owners Corporation - Let's Sell

Proposed fee inclusions – Facilitated Negotiation - between the Owners Corp Committee and Developer

Action Task	
<i>Owners Corporation refers matter to SHAW and provides vital high level documented information about the developer's submission for redevelopment of the strata plan.</i>	
<i>SHAW schedules meeting with Owners Corporation Committee.</i>	
<i>Mediator attends meeting with Owners Corporation Committee and Developer to address Owners concerns.</i>	
<i>Mediator attends second meeting (if needed) with Owners Corporation Committee and Developer to address Owners concerns.</i>	
<i>Mediator finalises Outcome Document for the Owners Corporation Committee and Developer.</i>	
<i>Approved Outcome Document is distributed to the Owners Corporation Committee and Client.</i>	

Fixed Price to be paid in advance of the Facilitated Negotiation occurring

<i>Initial Enquiry Process Total</i>	<i>13.25 hours*</i>
<i>Fee ex GST</i>	<i>\$8,500**</i>

**If time exceeds nominated hours, an hourly rate will apply at \$550.00 +GST per hour.*

***Fixed price for capped hours, payable in advance.*

SHAW DR cannot and does not guarantee 75% agreement in favour of any Proposal in accordance with the Strata Management Development Act and Regulations NSW.

Once the negotiated agreement for the project is distributed by SHAW DR, the project proceeds in accordance with the Strata Management Development Act and Regulations NSW.



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