

MEDIATION INSTITUTE

TRANSITIONING FROM NMAS TO AMDRAS

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ACKNOLW EDGEMENT

MEDIATION INSTITUTE ACKNOWLEDGES ABORIGINAL AND TORRES STRAIT ISLANDER PEOPLES AS THE TRADITIONAL CUSTODIANS OF COUNTRY AND RECOGNISES THEIR CONTINUING CONNECTION TO LAND, WATERS AND CULTURE. WE PAY OUR RESPECT TO ELDERS PAST, PRESENT AND TO EMERGING LEADERS.

I COME TO YOU TODAY FROM THE LANDS OF THE GUNAIKURNAI PEOPLES IN GIPPSLAND, VICTORIA.



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INTRODUCTIONS



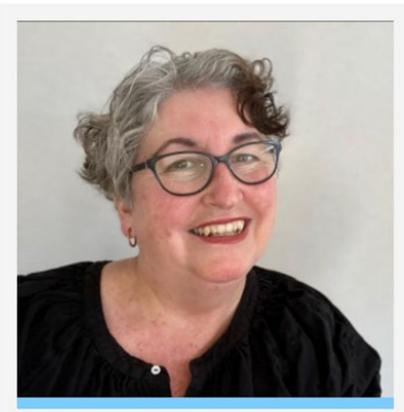
Welcome. I'm Joanne Law

- Director of Mediation Institute
- Mediator Standards Board director
- Mediators Beyond Boards Oceania MBBO executive

FDRP, NMAS Mediator, Trainer and Mentor







Joanne Law

MSB Board Member

- Marketing and Promotions Committee
- Review Committee
- Training and Assessment Committee

MSB Director since 2022

WHAT IS HAPPENING?

HISTORY OF MEDIATOR STANDARDS IN AUSTRALIA

2000 to 2008

Preliminary work to establish an accreditation system for mediators undertaken in Australia by leading mediators with government funding support.

2008 - 2010 Work to establish the 1st version of the Standards and the Mediator Standards Board. The 1st version of the National Mediator Accreditation System (NMAS) was released.

2

2015

3

The 2nd version of the NMAS was released with incremental changes from the first version.

2020 - 2023

The NMAS Review process with research conducted by Resolution Resources. The MSB board Review Committee then developed the DRAFT AMDRAS Standards.

2023 - 2024 DRAFT AMDRAS (Australian Mediator and **Dispute Resolution** Accreditation System) documents were released in August 2023. 6 month consultation period.

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2024 - 2025

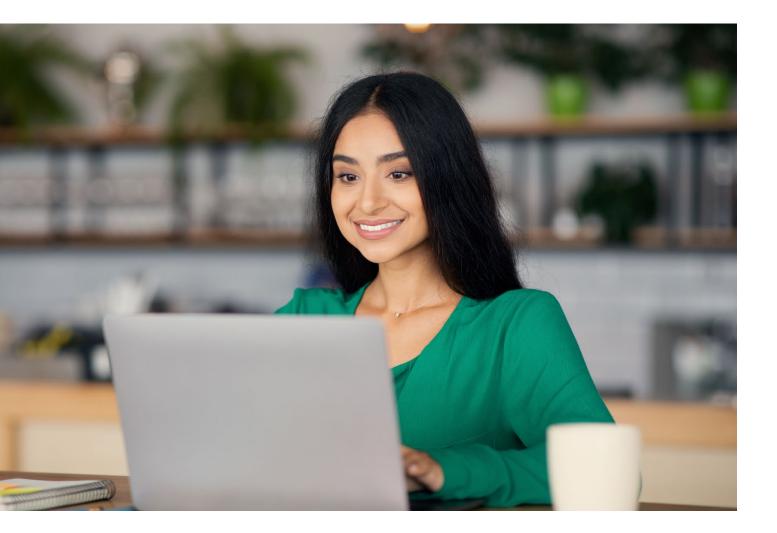
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NMAS to AMDRAS **Transition Period** 1.7.2024 - 30.6.2025to allow the sector to adapt to the changes.

System to Standards NMAS to AMDRAS



LOCATING THE AMDRAS

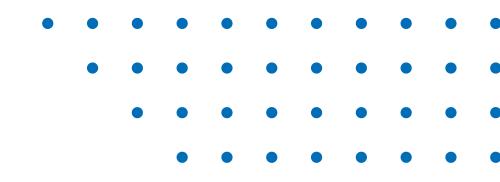


DOCUMENTS RELEASED – 1st May 2024

- <u>AMDRAS 1 May 2024</u>

- **Simulation**
- <u>NMAS Transitional Rules</u>

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• <u>Guidelines for Nationally Accredited Mediators to Transition to AMDRAS</u>

• <u>AMDRAS – Guidelines for Certificate of Training (COT)</u>

• AMDRAS - Guidelines for the Certificate of Assessment (COA) Mediation

• <u>AMDRAS – Guidelines for Certificate of Assessment (Written)</u>



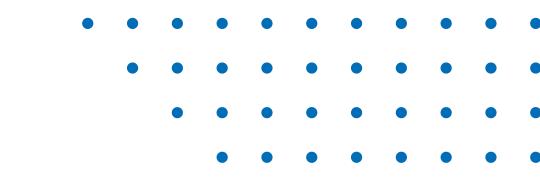
CURRENT NMAS MEDIATORS

Operative Date -1st July 2024

ENROLLED UNDER NMAS RULES - TRAIN (24 MONTHS), ASSESS (6 MONTHS), ACCREDIT (6 MONTHS) RENEWALS UNDER AMDRAS ALLOWED DURING TRANSITION PERIOD **RENEWALS UNDER AMDRAS** ENROLLED UNDER AMDRAS - TRAIN (6 MONTHS), ASSESS (6 MONTHS), ACCREDIT (6 MONTHS)

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Transition Date -30th June 2025

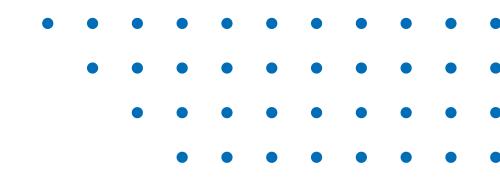
AMDRAS RENEWALS ACCREDITED MEDIATOR

• 2 year renewal period • CPD template provided • Keep a log of CPD • Keep a log of practice hours

- preparation work

Continuing PD - 25 hours

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Practice Hours - 20 hours

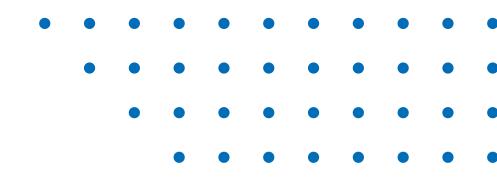
• can include up to 5 hours of intake and • can include up to 5 hours of observing a more experienced practitioner

• Education and Conferences (20 hrs) • Structured Peer–Based Review

AMDRAS CPD

Continuing PD (hours able to be claimed)

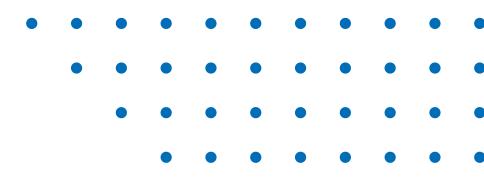
- 1. Education and Conferences (20)
- 2.Structured Peer–Based Reflection (7)
- 3.Professional Supervision and Coaching (8)
- 4.Providing Professional Development (15) Leading mediators must do min. 10 hours 5.Related Professional CPD (5)
- 6.Role-playing in dispute resolution training (4)
- 7.Representing clients in dispute resolution processes (4) Max 2 hours per process 8.Self-directed learning (5)
- 9.Publications and Research Participation (8) Max 4 hours per activity 10.Other – must be approved by the AMDRAS board on application by a RAP (5)



All levels 25 hours

AMDRAS Training

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Training and Accreditation Framework (TAF)

The Main Changes to Training and Assessment

CHANGES		NMAS	A	
	Levels of Accreditation	NMAS Accreditation	1 2 3	
S	Non-Determinative Dispute Resolution Specialist Categories	Not defined or recognised specifically	Sr no co	
СОТ	Training Requirements	38 hours of training 9 role plays	4! M Sa	
COA	Assessment Requirements	90 minute assessment role play	Co Ti 2	

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AMDRAS

- 1. Accredited Mediator
- 2. Advanced Mediator
- 3. Leading Mediator

Specialist Practitioners categories are now possible. Criteria determined in consultation with Specialist Mediators

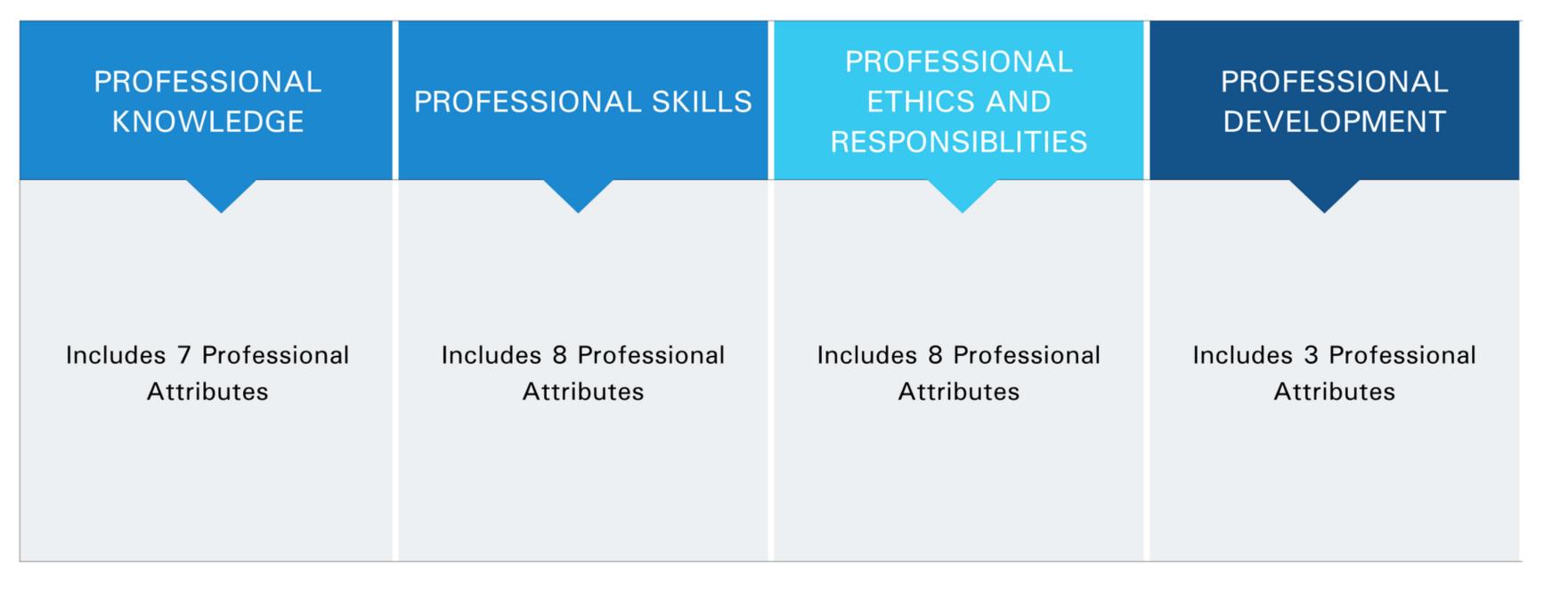
45 hour Certificate of Training Course (COT) More guidance regarding the theory training Same role play requirements

Certificate of Assessment (COA) Theory Assessment 2 - 2.5 hour assessment role play

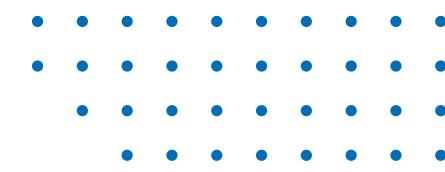


The Professional Domains: Beyond a simple definition

See the AMDRAS, Part 5, (Appendix 1 & 4 for details of the 26 Professional Attributes



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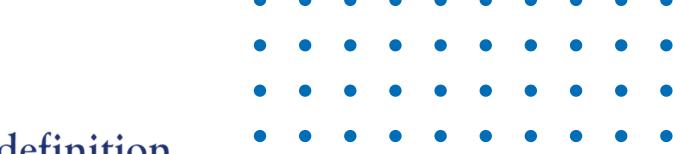




The Professional Domains: Beyond a simple definition

Professional Domains and Attributes	Focus Areas	Indicative Le
Professional Knowledge (7 Attributes)	25 Focus Areas	27
Professional Skills (8 Attributes)	Attributes and Indicative Levels	Detailed su sk
Professional Ethics and Responsibilities (8 Attributes)	Attributes and Indicative Levels	Detailed sul ethics and re
Professional Development (3 Attributes)	Records of PD need to be provided for renewal of AMDRAS Accreditation	Guidance r w

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evels of Attainment or Professional Practice

Indicative levels of attainment

ub elements for the 8 professional kills attributes (about 46)

ub elements for the 8 professional responsibilities attributes (about 39)

regarding CPD provided in a table with 10 categories of PD



The Professional Knowledge Domain

1 Understands conflict and the way people behave when they are in it.

Appendix 1 – Table 2

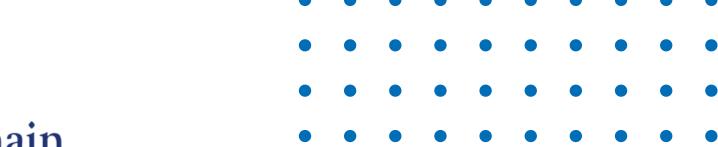
2 Understands the key factors that play a role in conflict and dispute resolution.

4 Knows a range of strategies or techniques for resolving conflict and when to use them

5 Understands the requirement for fairness, safety, and protection against misuse of the process.

7 Understands the scope and types of guidance or advice offered by non- determinative dispute practitioners.

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3 Knows the principles and models of dispute resolution, the process of mediation, and the roles or functions of the people involved with a focus on facilitative mediation.

6 Understands their ethical, professional, and legal obligations.



The Professional Skills Domain

Appendix 4 – Table 1

1The need to conduct an initial assessment including to determine if the matter is appropriate for a dispute resolution process. 2 Provide support for agency, self-determination, co-determination, and cooperative and informed decision-making as appropriate.

4 Managing the dispute resolution process

5 Supporting parties to participate in the dispute resolution process

7 Meeting their ethical, professional and legal obligations. 8 Providing information, guidance, and advice as appropriate including through the use of reality testing.

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3 Facilitates a fair process

6 Managing risks to fairness and safety



The Professional Ethics and Responsibilities Domain

Appendix 4 – Table 2

		-
1 Providing accessible and inclusive services	2. Supporting agency, self- determination, co- determination, cooperation and informed decision making	
4 Facilitating an even-handed, safe, and ethical process in accordance with the code of ethics	5 Representing their services and competence honestly and transparently	

7 Providing guidance and advice only when competent and authorized to do so 8 Providing a feedback and complaints mechanism with the ability to escalate complaints to an independent complainthandling service

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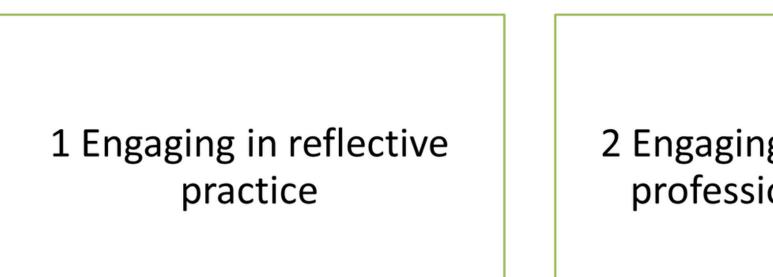
3 Providing information to the participants about the confidentiality of the process and any obligations to release confidential information in the specific dispute resolution process

6 Meeting their legal, regulatory, and professional obligations.



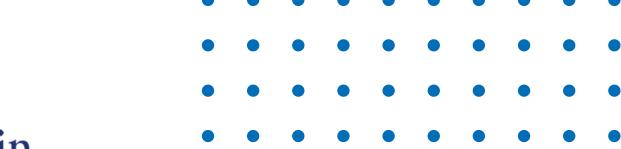
The Professional Development Domain

Appendix 2



3 Contributing to the field, including through leadership roles, mentoring and supervision of less experienced practitioners.

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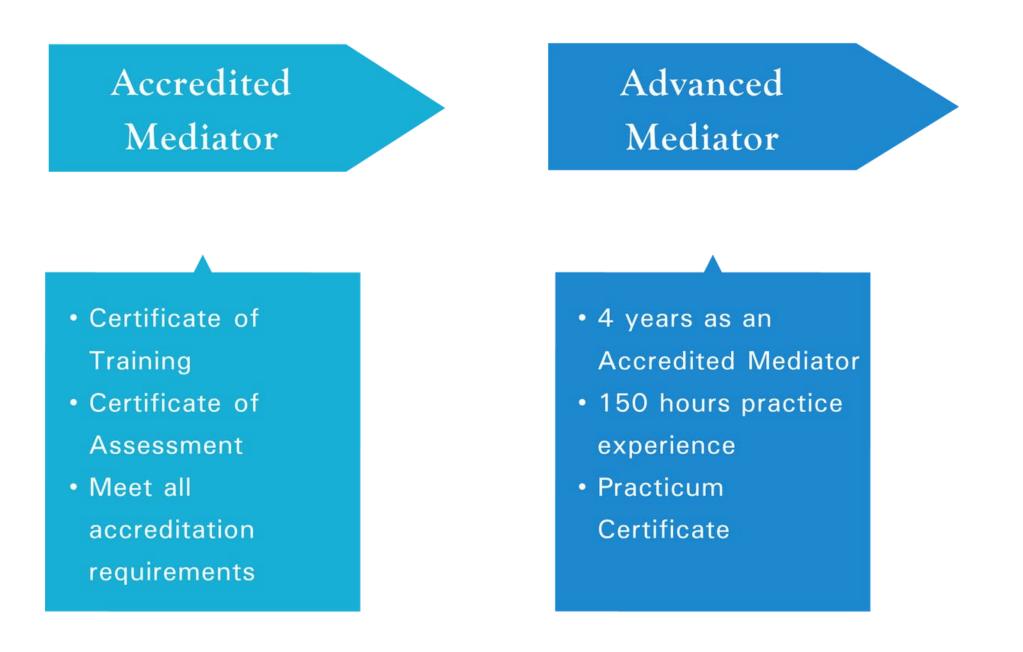
2 Engaging in continuing professional learning



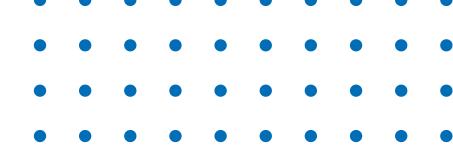


LEVELS OF MEDIATOR ACCREDIATION

Initial registration requirements



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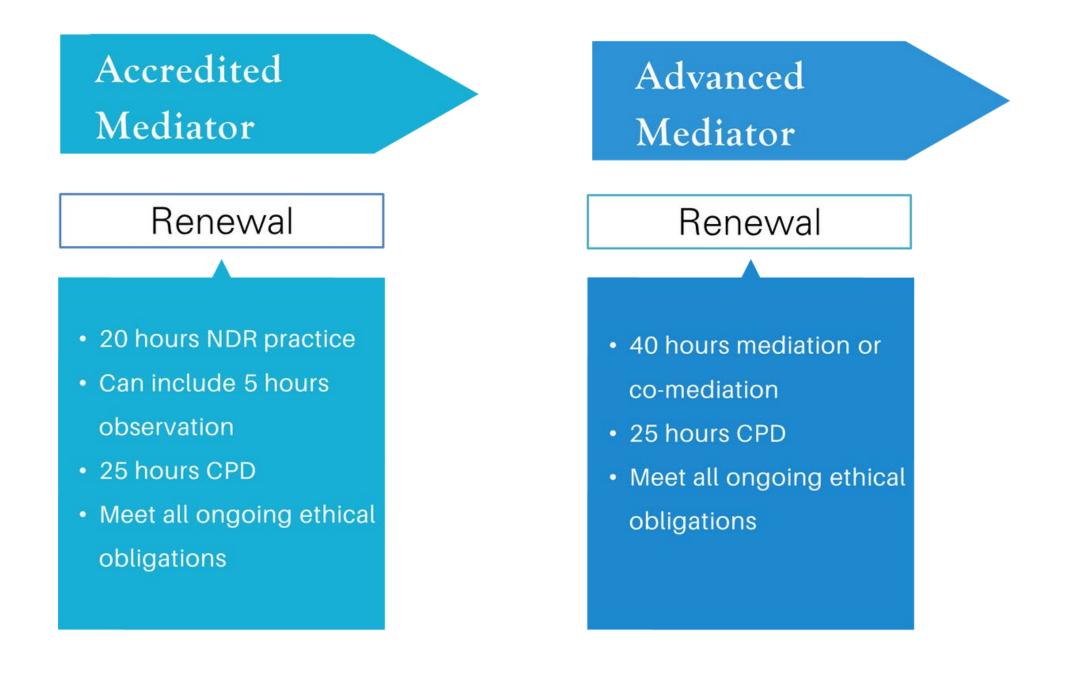
Leading Mediator

- 6 years experience as an Advanced Mediator
- 250 practice hours as an Advanced Mediator
- Relevant CPD

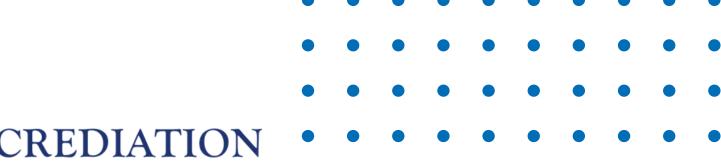


RENEWAL FOR THE LEVELS OF MEDIATOR ACCREDIATION

Renewal is required every 2 years



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Renewal

- 40 hours mediation or co-mediation
- 25 hours CPD including Mentoring
- Meet all ongoing ethical obligations





The transition is 12 months from 1.7.2024

The system is now more flexible and responsive

The AMDRAS is the Core Document and Appendices.

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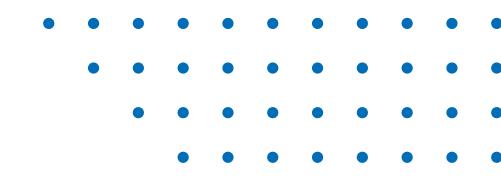
MORE INFOMATION

Information Page - updated with FAQs as we progress

https://mediationinstitute.edu.au/amdras



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The Dispute Resolution Training and Membership Specialists



THANK YOU



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https://mi.study247.online (online learning portal)

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Start when you are read