



# MEDIATE NOW

FAMILY AND COMMERCIAL MEDIATION

## FAMILY AND COMMERCIAL DISPUTE RESOLUTION SERVICES SCHEDULE OF FEES (2019)

### *Our approach*

For children's matters, we conduct a facilitative approach to mediation, importing objective criteria into the process where necessary.

For property matters, we utilise a hybrid process involving both facilitative and settlement-based models of mediation.

In relation to commercial matters, we assist parties to undertake negotiation/mediation hybrid approaches and are able to work with experts that may on occasion be called in to provide independent assistance in the dispute. The process is facilitative and gains the benefit of a neutral third party that can view the dispute with a legal lens.

### *Experience & expertise*

We are a team of nationally accredited mediators and Family Dispute Resolution Practitioners registered with the Department of the Federal Attorney-General. Marc Mercier, is a Barrister-at-Law and is specialised in ADR processes and has a broad and extensive experience in dealing with family law disputes, as well as ADR processes as used in a variety of government jurisdictions. Marc is a member of the Queensland Bar Association and practices in Family law, property law and commercial law.

### *Our Fees*

Our fees are competitive, as we charge the following rates:

#### A. Standard services - at the hourly rate of **\$275** (plus GST) on the following basis:

(i)	Intake session for Initiating Party (one hour or part thereof)	1 hour
(ii)	Invitation to Responding Party	0.25 hrs per invitation
(iii)	Intake session for Responding Party (one hour or part thereof)	1 hour
(iv)	Mediation preparation	2 hours
(v)	Mediation session (per three hours or part thereof)	3 hours
(vi)	Additional Mediation time (per hour or part thereof)	per hourly rate
(vii)	Property Settlement Agreement	per hourly rate (Minimum 3 hours)
(viii)	Parenting Plans	per hourly rate (Minimum 3 hours)
(ix)	Amendments to Property Settlement Agreement and Parenting Plans	1 hour per set of requested amendments
(x)	Section 60I Certificates	1 hour per certificate
(xi)	Board room hire	per hourly rate for every half day

#### B. Additional services - at the hourly rate of **\$375** (plus GST) on the following basis:

(i)	Draft Consent Orders (Property Settlement, Parenting Plans)	per hourly rate (Minimum 3 hours)
(ii)	Draft Consent Orders revisions	per hourly rate

Please note that prepayment is required directly from the parties in accordance with the contributions agreed as between the parties.



## ***Our Process***

**Child-focussed mediation** occurs in the following stages:

1. A confidential one-hour intake with the initiating party so that the mediator may ascertain the relevant background information relating to the dispute, understand the issues that need to be resolved as well as any specific concerns and needs of the parties;
2. A confidential one-hour intake with the responding party;
3. A confidential mediation, set at a minimum of three hours, during which each party will have the opportunity, in turn, to raise their particular underlying issues, concerns and perspectives on those issues within the dispute. Options that potentially satisfy those concerns are then negotiated as between the parties. In the event that the parties reach settlement of the issues, the terms of settlement can then be reduced into writing in the form of a settlement agreement and then provided to the parties or their legal representatives for review and then execution. The settlement agreement can then also be reduced to the form of consent orders in readiness for filing with the Family Court;

**Child-inclusive mediation** occurs in the following stages:

1. A confidential one-hour intake with the initiating party so that the mediator may ascertain the relevant background information relating to the dispute, understand the issues that need to be resolved as well as any specific concerns and needs of the parties;
2. A confidential one-hour intake with the responding party;
3. A confidential parent session with the initiating party, conducted by a child psychologist;
4. A confidential parent session with the responding party, conducted by a child psychologist;
5. A separate session with each child (only if over 5 years of age), conducted by a child psychologist, who will ascertain how the child has been coping and what matters will need to change in for the child's best interests;
6. A confidential mediation, set at a minimum of three hours, during which the child psychologist provides a 30 minute feedback session to the parties. Following this, each party will have the opportunity, in turn, to raise their particular underlying concerns and perspectives on the issues in dispute. Options that potentially satisfy those concerns are then negotiated as between the parties. In the event that the parties reach settlement of the issues, the terms of settlement can then be reduced into writing in the form of a settlement agreement and then provided to the parties or their legal representatives for review and then execution. The settlement agreement can then also be reduced to the form of consent orders in readiness for filing with the Family Court;

## ***Our agreements***

For your convenience, we provide mediation agreements in the format of draft consent orders in both PDF and Microsoft Word formats.

## ***Contact details***

Phone: 1300 882 072  
Mobile: 0400 008 235  
Email: [marc@marcmercier.com.au](mailto:marc@marcmercier.com.au)  
Websites: [www.mediatenow.com.au](http://www.mediatenow.com.au)

***Mediation locations:*** [Click here](#)

In addition to our physical mediation locations, we are able to conduct mediation via teleconference or video-conference.

## ***Mediation guarantee***

As we understand that Family Law and commercial matters are often very urgent, we guarantee mediation within 5 business days, subject to the availability of the parties and promptness of payment.

Marc J. Mercier  
Mediate Now