
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2011 No.

The Cross-Border Mediation (Scotland) Regulations 2011

Confidentiality of Mediation

3.—(1) A mediator of, or a person involved in the administration of mediation in relation to, a relevant cross-border dispute is not to be compelled in any civil proceedings or arbitration to give evidence, or produce anything, regarding any information arising out of or in connection with that mediation.

(2) Paragraph (1) does not apply—

- (a) where all the parties to the mediation agree otherwise; or
- (b) in the circumstances set out in paragraph (a) or (b) of Article 7.1 of the Directive.