

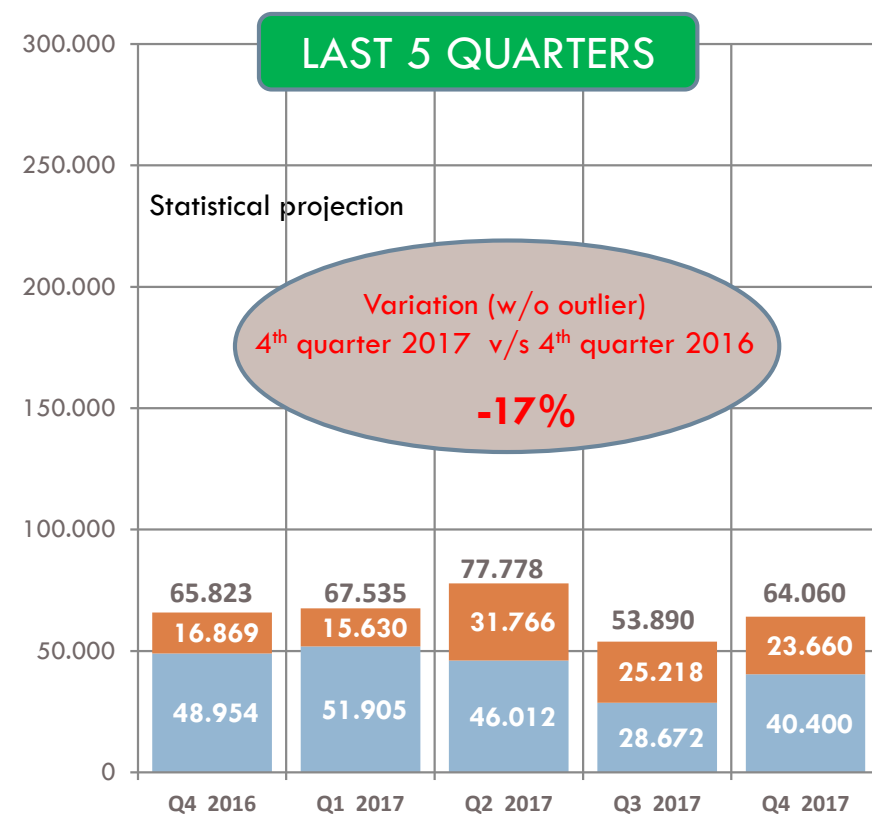
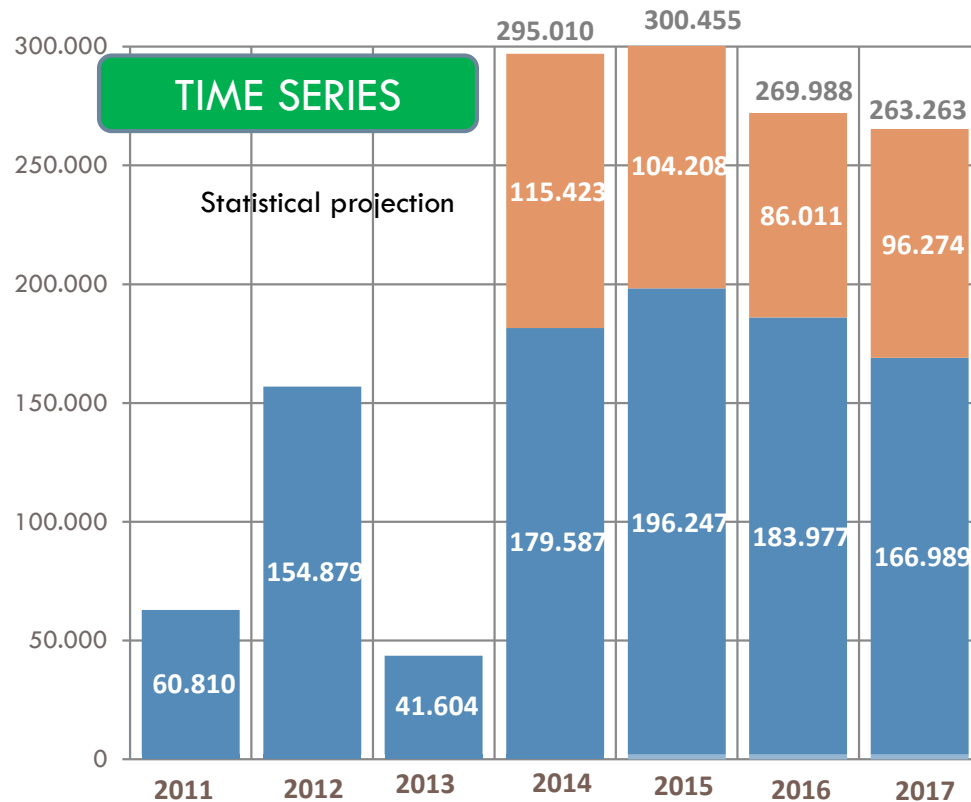


CIVIL MEDIATION LEGISLATIVE DECREE 28/2010

STATISTICS FOR THE PERIOD JANUARY 1ST – DECEMBER 31ST 2017

Incoming mediations

March 2011 – December 2017



In the comparison between years, it has to be taken into account that:

- From 13 December 2012 to 30 September 2013 the compulsory attempt at conciliation was suspended;
- In 2012 there were approximately 45.000 mediations (an average of 11.165 per quarter) for damages from circulation of vehicles and boats, this subject matter is no longer mandatory as of September 20, 2013

■ Incoming mediations

■ Incoming mediations for one mediation firm, statistical «outlier»

Data by subject matter

2017

Condominium
Property
Partition
Wills and inheritance
Family covenants and agreements
Lease
Loans
Business rents
Medical malpractice damages
Libel
Insurance contracts
Bank contracts
Financial contracts
Other proceedings (non mandatory mediations)
Total

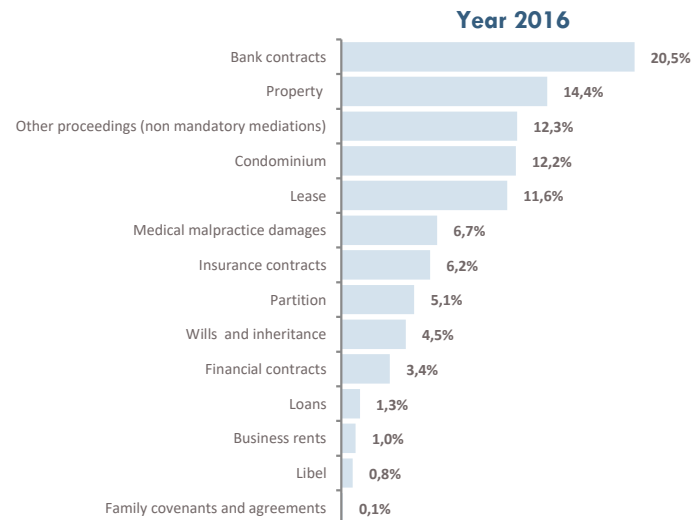
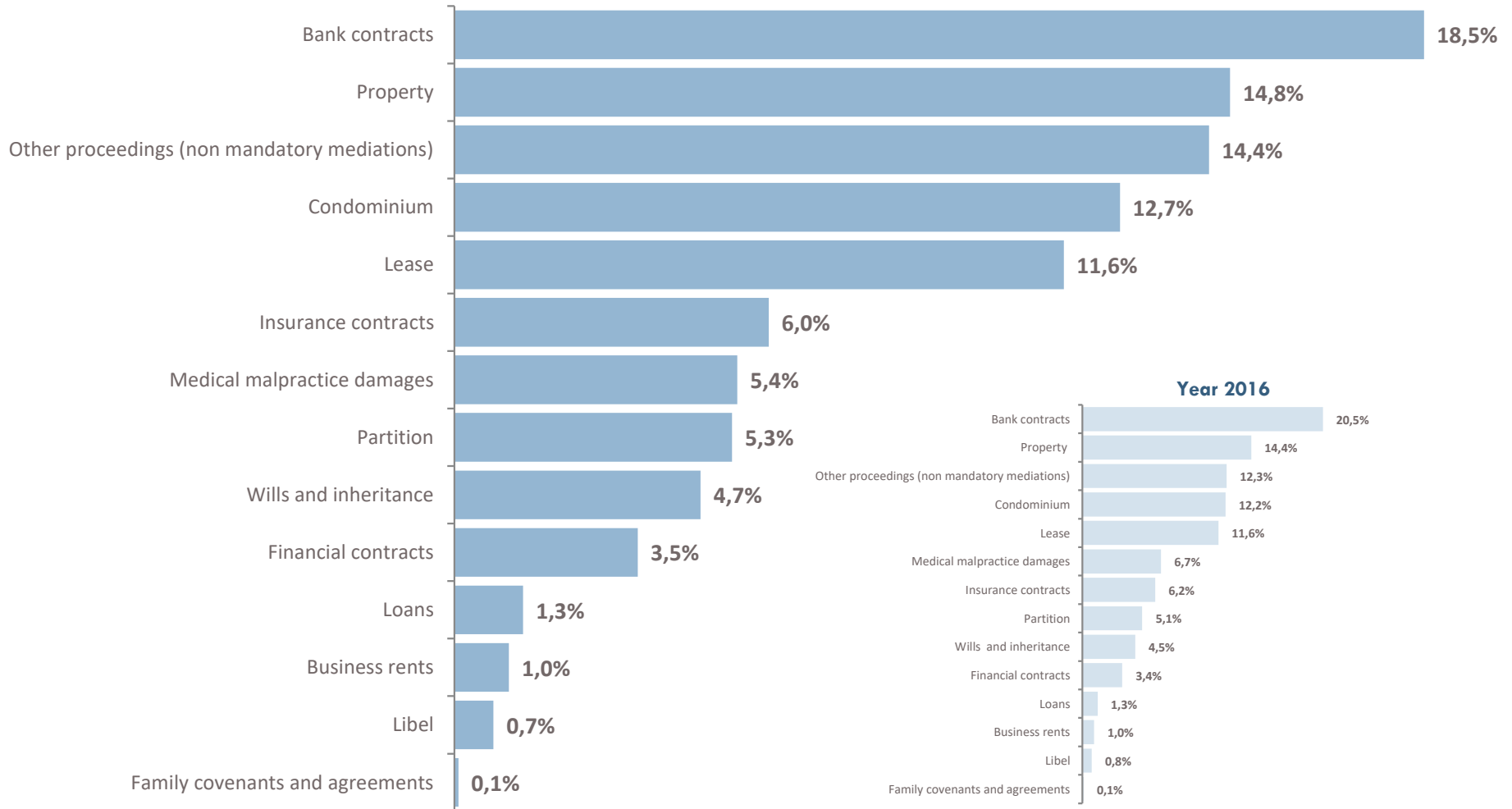
January 1 st – December 31 st 2017			
INITIAL PENDING	INCOMING	RESOLVED	FINAL PENDING
9.521	21.273	19.718	11.076
13.622	24.790	22.890	15.522
5.251	8.822	8.071	6.001
4.268	7.807	7.154	4.921
131	124	103	152
7.986	19.373	18.274	9.085
1.039	2.250	2.139	1.150
1.230	1.591	1.260	1.561
4.914	8.967	9.024	4.857
603	1.166	1.099	670
4.307	10.040	9.465	4.881
15.220	30.888	29.506	16.602
2.589	5.922	5.610	2.901
14.818	23.978	21.143	17.652
85.499	166.989	155.457	97.031

<i>Insurance contracts «outlier»</i>

14.327	96.274	83.336	27.265
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Incoming mediations by subject

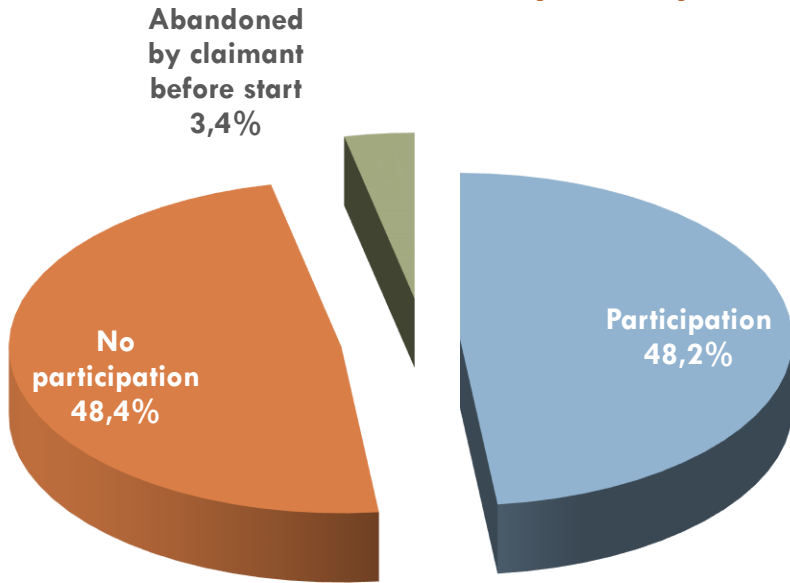
2017



Success rate

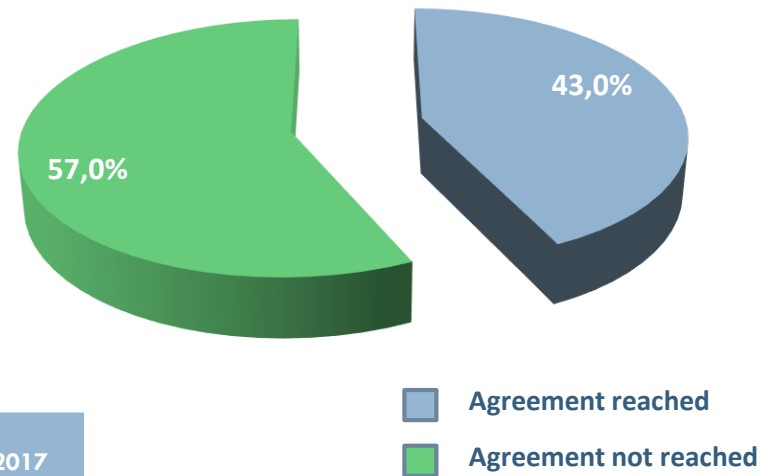
2017

% of participation



Success rate

(when parties go further than the first information meeting)

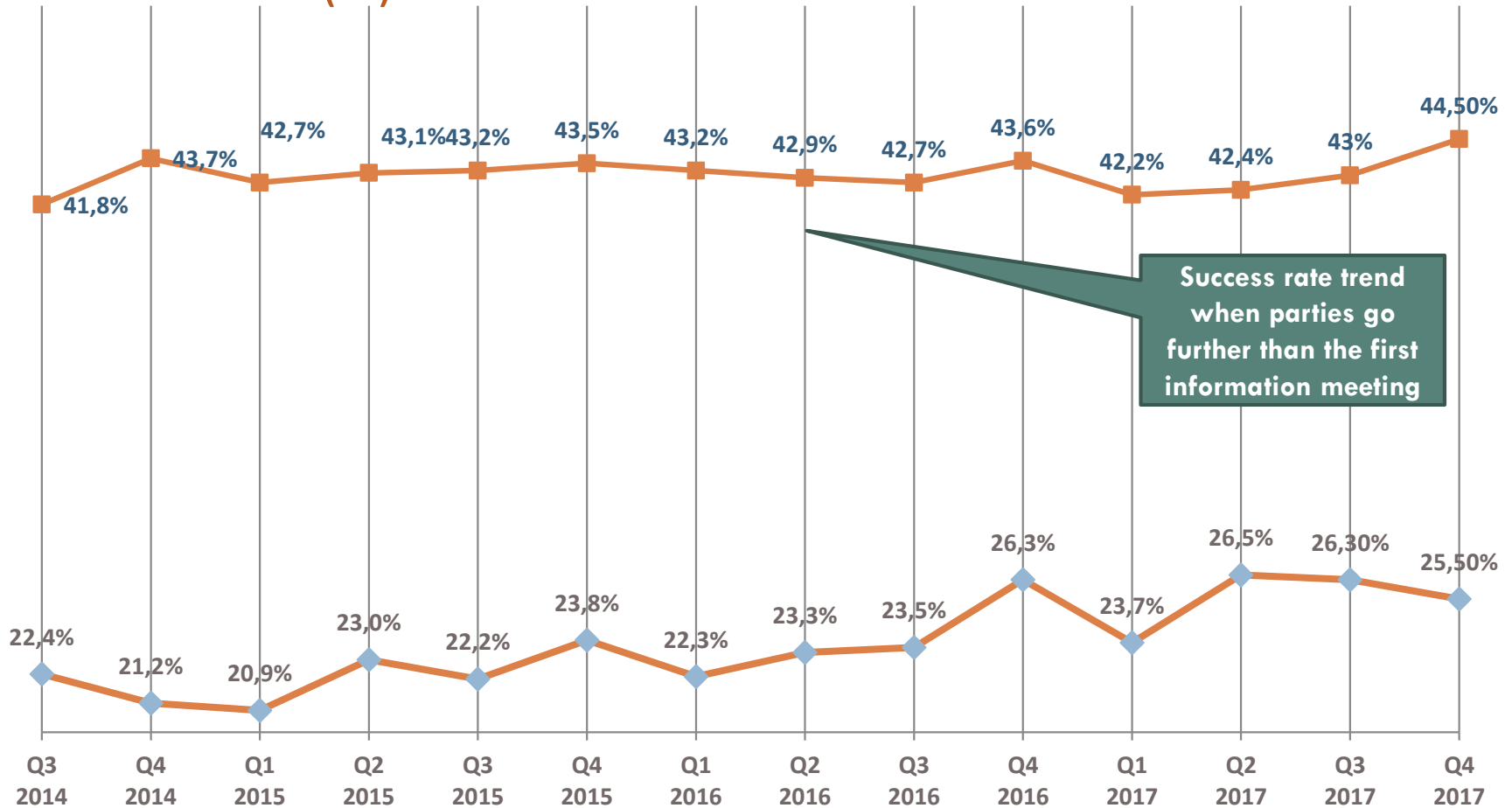


	03/2011 – 12/2012	2013	2014	2015	2016	2017
Participation	27,0%	32,4%	40,5%	44,9%	46,9%	48,2%
(*) Success rate	43,9%	42,4%	47,0%	43,5%	43,6%	43,0%

(*) Excluding mediations in which parties participated only in the first information meeting

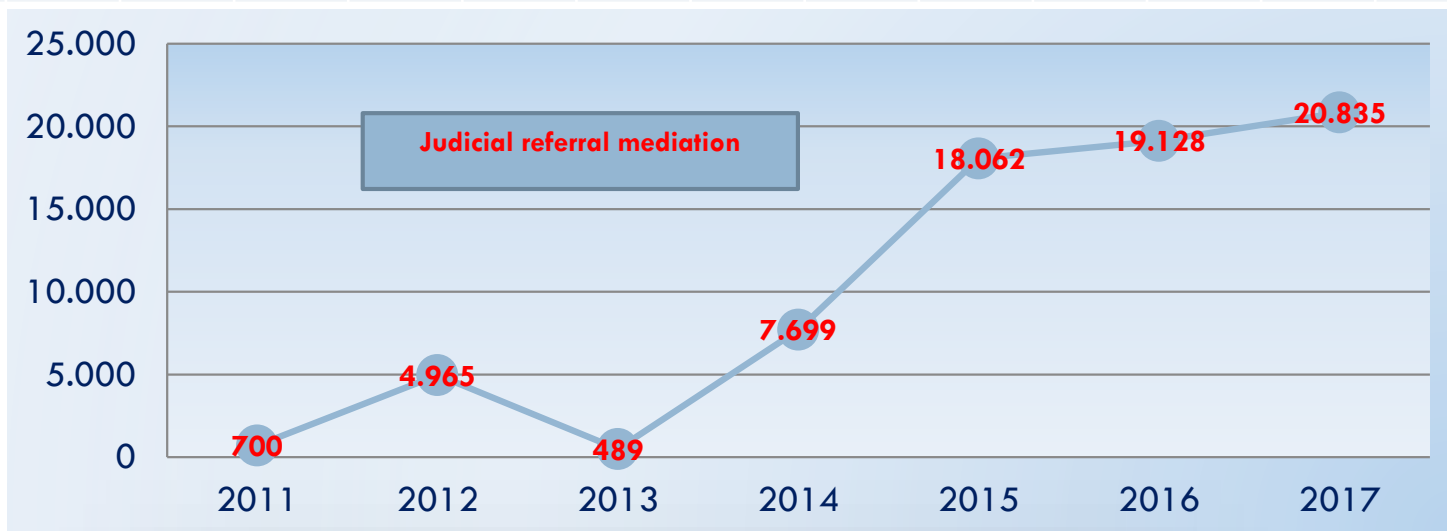
Trend of success rates

Success rate (%)



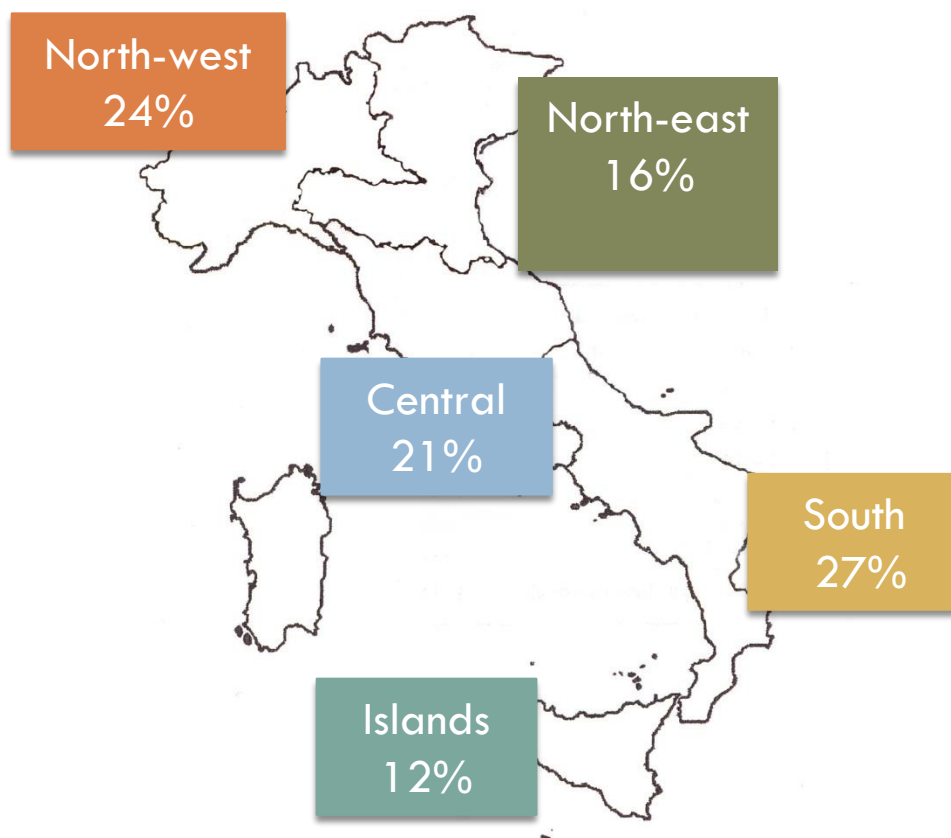
Categories of mediation – resolved cases

	2011		2012		2013		2014		2015		2016		2017	
Judicial referral	700	<i>1,7%</i>	4.965	<i>3,3%</i>	489	<i>2,0%</i>	7.699	<i>5,6%</i>	18.062	<i>9,7%</i>	19.128	<i>11,0%</i>	20.835	<i>13,4%</i>
Mandatory mediation (2011-2012)														
Mandatory Mediation with easy opt-out at the initial meeting (from end 2013)	31.288	<i>77,9%</i>	129.531	<i>84,9%</i>	13.802	<i>57,5%</i>	131.360	<i>83,8%</i>	151.469	<i>81,6%</i>	138.127	<i>79,6%</i>	118.963	<i>76,5%</i>
Provided by contract / agreement	200	<i>0,5%</i>	458	<i>0,3%</i>	359	<i>1,5%</i>	1.332	<i>0,6%</i>	823	<i>0,4%</i>	935	<i>0,5%</i>	761	<i>0,5%</i>
Voluntary	7.973	<i>19,9%</i>	17.677	<i>11,6%</i>	9.369	<i>39,0%</i>	15.926	<i>10,0%</i>	15.392	<i>8,3%</i>	15.284	<i>8,8%</i>	14.898	<i>9,6%</i>



Geography of mediations

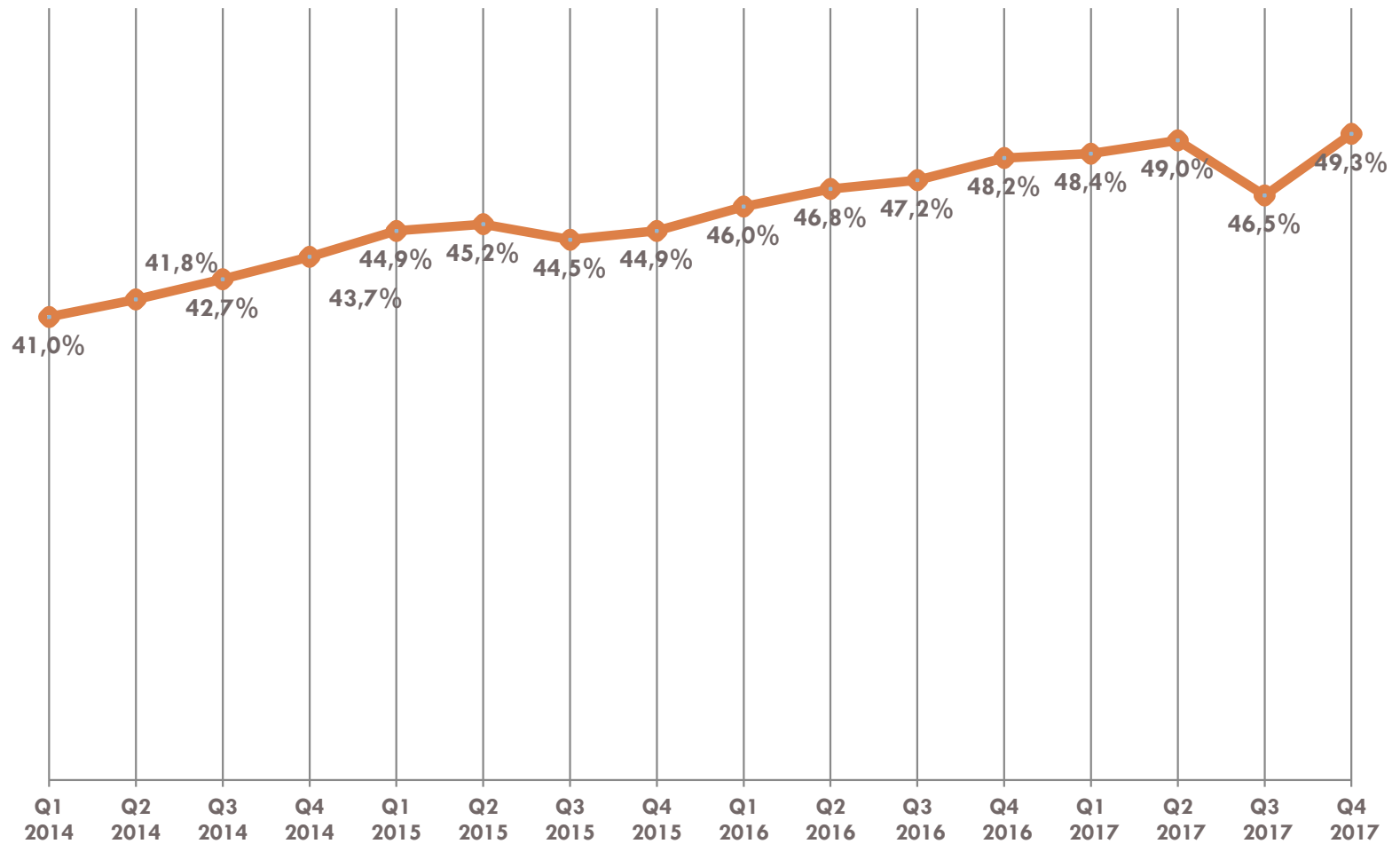
2017



REGIONS	%
LOMBARDY	13,7%
CAMPANIA	11,8%
LAZIO	10,0%
SICILY	8,8%
TUSCANY	7,4%
PUGLIA	7,3%
EMILIA-ROMAGNA	6,9%
PIEDMONT	6,6%
VENETO	6,0%
CALABRIA	4,2%
LIGURIA	3,2%
SARDINIA	2,9%
ABRUZZO	2,8%
MARCHE	2,0%
UMBRIA	2,0%
FRIULI-VENEZIA GIULIA	1,7%
TRENTINO-ALTO ADIGE	1,2%
BASILICATA	0,9%
MOLISE	0,6%
VALLE D'AOSTA	0,3%

Analysis made with a sample of resolved cases

Rate of Counterparty Participation in a Mediation Process



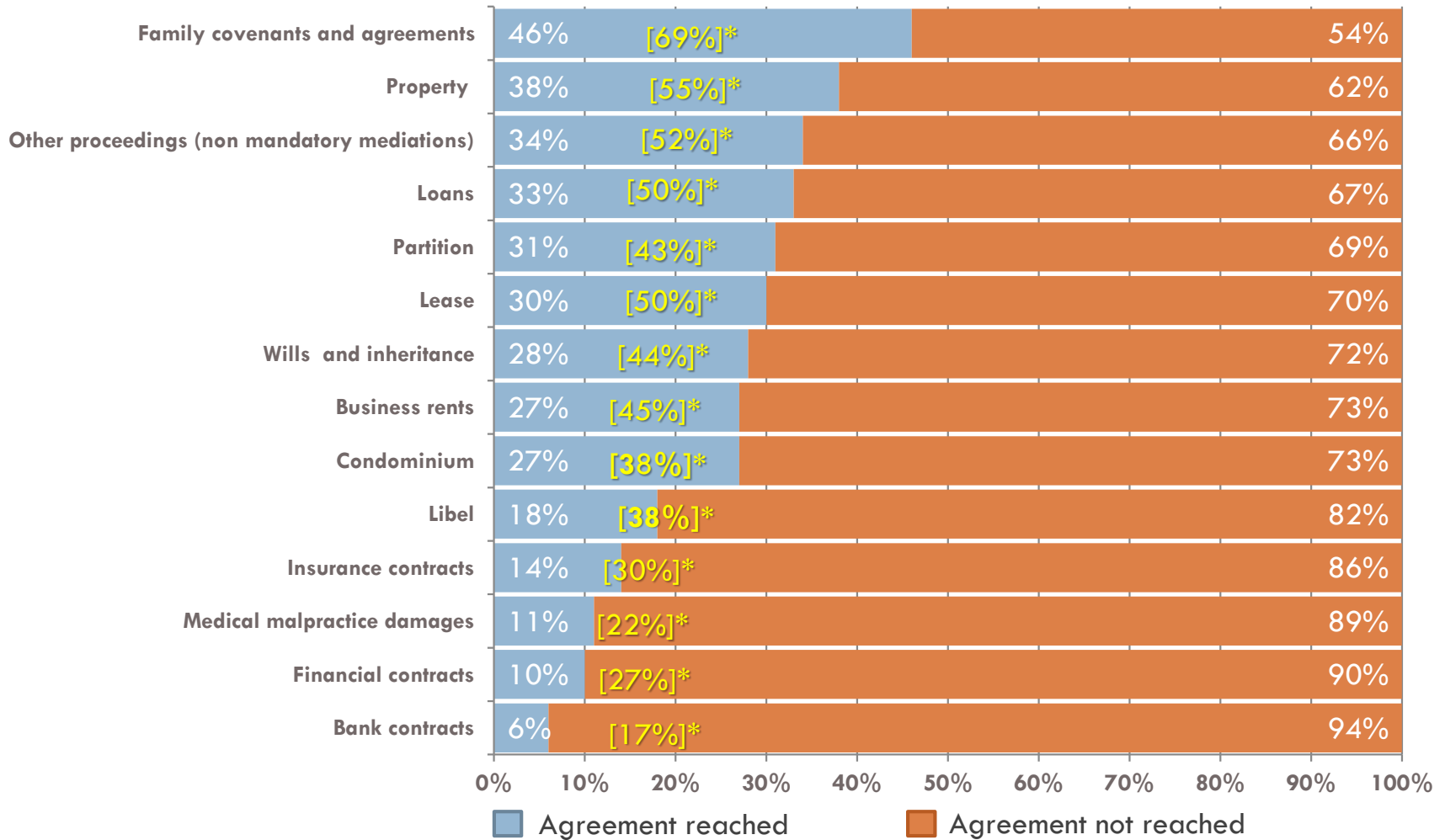
Participation by subject

2017

Subject	% of participation	Ranking of participation
Wills and inheritance	65,4%	65,4%
Family covenants and agreements	61,2%	61,2%
Partition	58,8%	58,8%
Property	55,9%	55,9%
Condominium	54,1%	54,1%
Business rents	53,8%	53,8%
Lease	52,9%	52,9%
Bank contracts	46,1%	46,1%
Loans	45,2%	45,2%
Other proceedings (non mandatory mediations)	44,2%	44,2%
Medical malpractice damages	42,0%	42,0%
Libel	39,7%	39,7%
Financial contracts	38,1%	38,1%
Insurance contracts	14,4%	14,4%

Success rate analysis by subject

2017



* Outcome of the procedures when parties agree on meeting

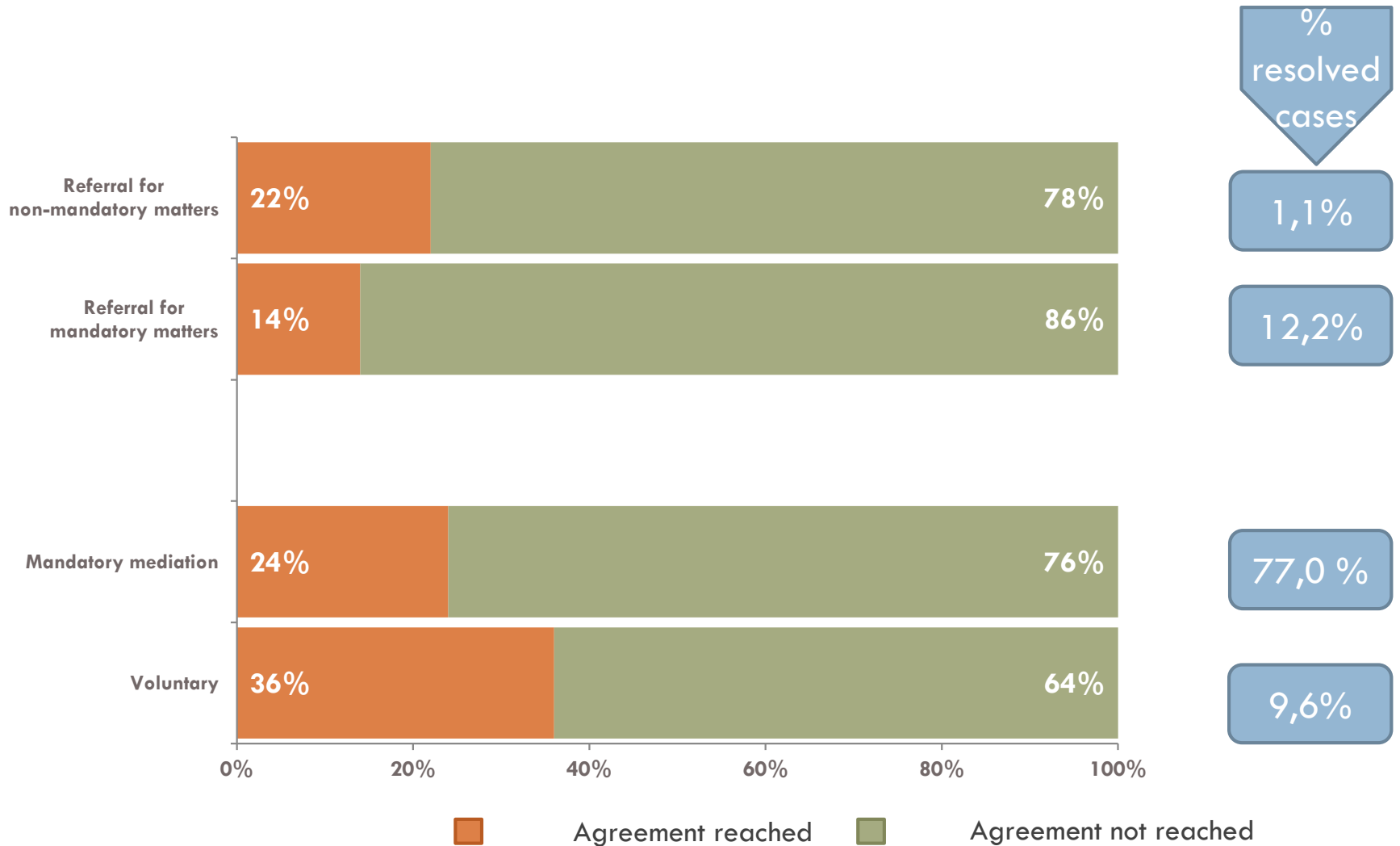
Success rate by type of mediation body

2017

Type of mediation organization	Number of organizations as of 31.12.2017	Resolved	Sample Survey	
			Success rate including cases where the other party did not participate in the process	Success rate including only cases in which both parties participated in meetings following the first information one
CHAMBERS OF COMMERCE	84	16.175	23,8%	46,4%
PRIVATE ORGANIZATIONS	383	82.567	27,4%	48,2%
BAR ASSOCIATIONS	101	55.291	22,7%	36,2%
OTHER PROFESSIONAL ASSOCIATIONS	47	1.424	34,2%	54,3%
Totale complessivo	615	155.457	25,1%	43,0%

Success rate of Mediation by Type of Referral

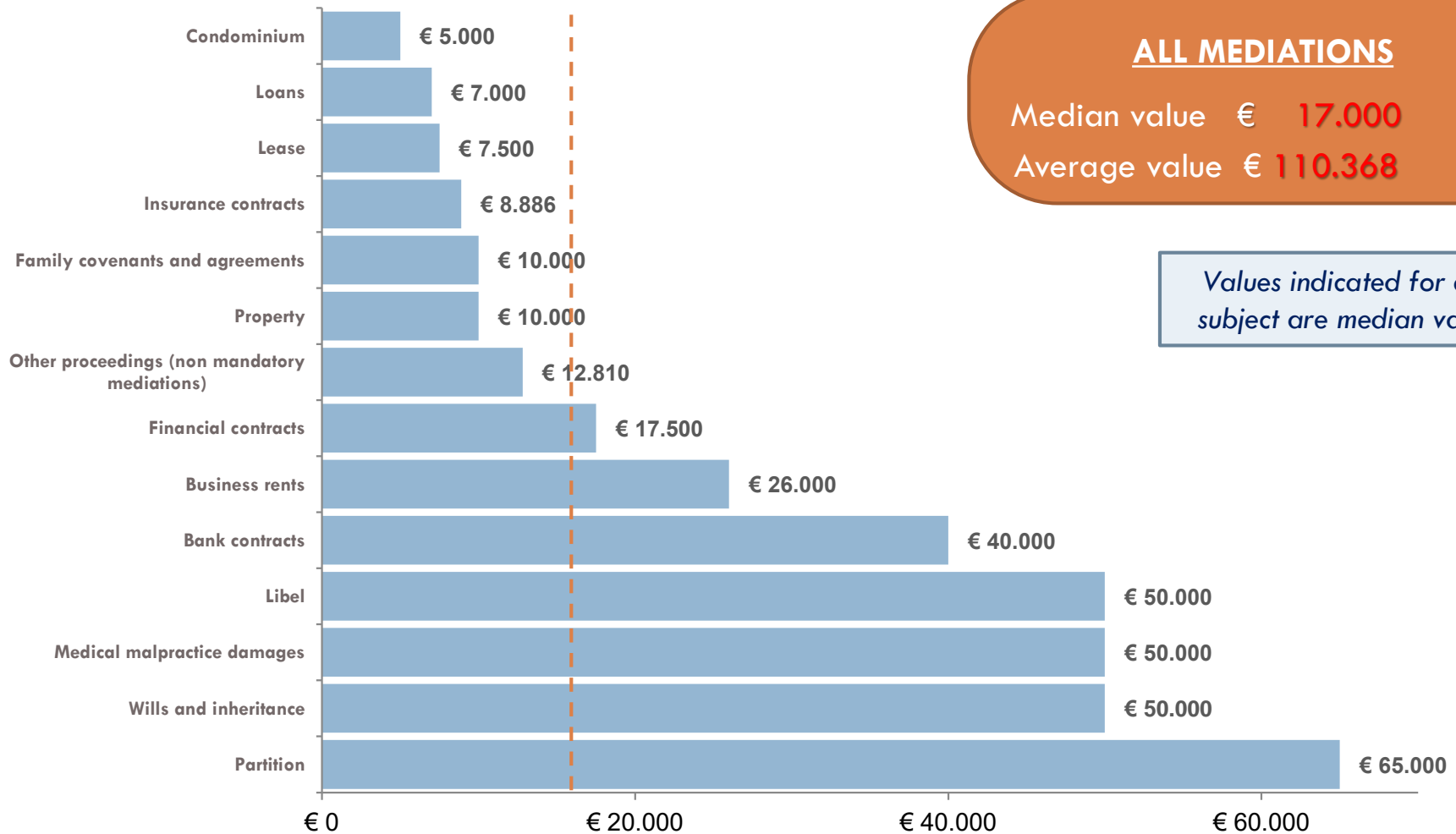
2017



* Outcome of the procedures when parties agree on meeting

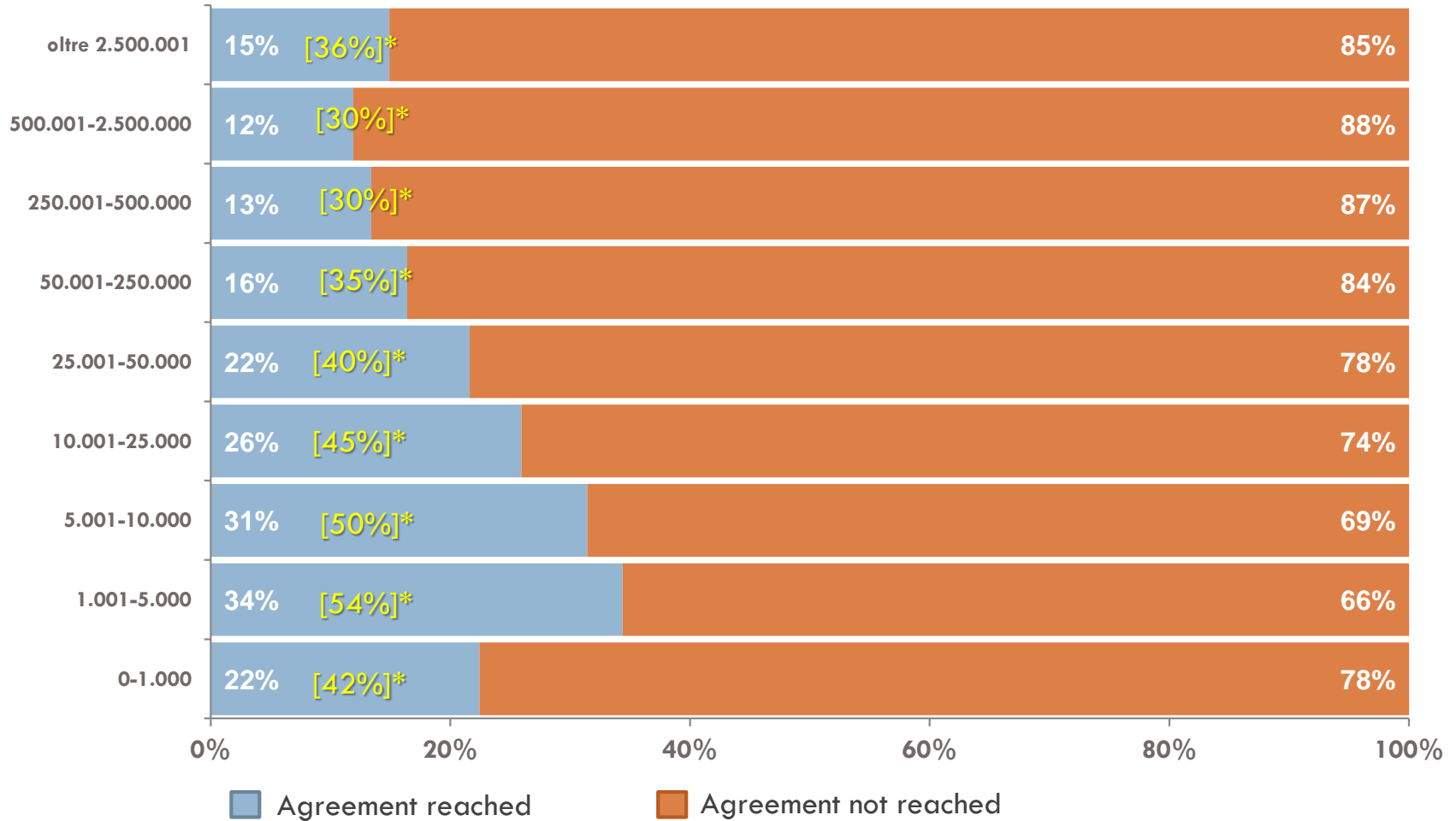
Economic value of mediation disputes

2017



Success rate by value range

2017



* Outcome of the procedures when parties agree on meeting

Legal Aid

2013 – 2017

% of claimants to whom legal aid was granted	% of defendants to whom legal aid was granted
1,0%	1,1%

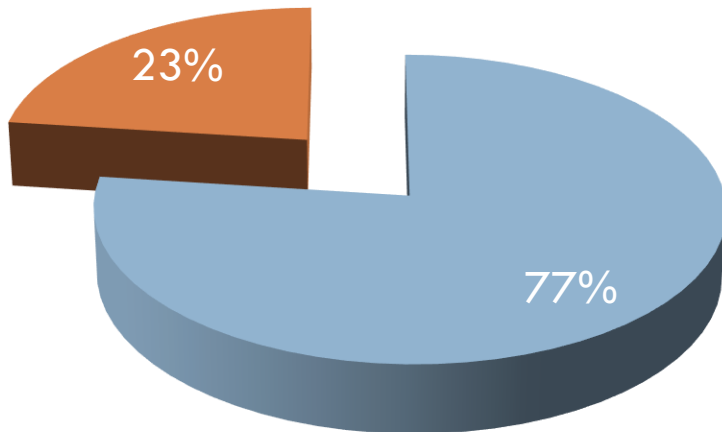
Categories of mediation	% of claimants to whom legal aid was granted	% of defendants to whom legal aid was granted
Judicial referral	1,2%	1,5%
Mandatory mediation	1,0%	1,1%
Voluntary	1,3%	1,2%

Type of mediation organization	% of claimants to whom legal aid was granted	% of defendants to whom legal aid was granted
Other professional associations	0,1%	0,8%
Chambers of Commerce	1,6%	0,4%
Bar associations	1,1%	1,1%
Private organizations	0,9%	1,3%

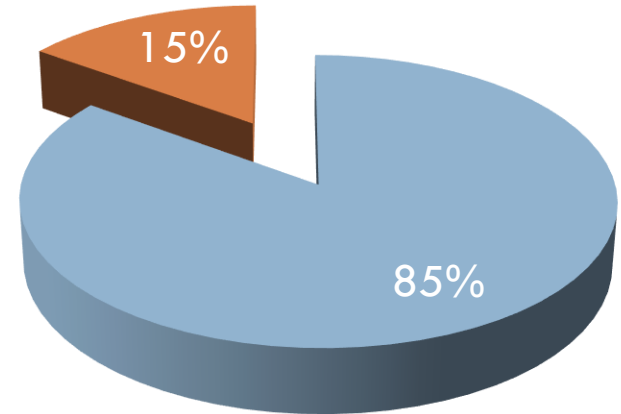
Lawyer's assistance in voluntary mediation

2017

Total claimants



Total defendants



Year 2016	60% Assisted by lawyer
	40% NOT assisted by lawyer

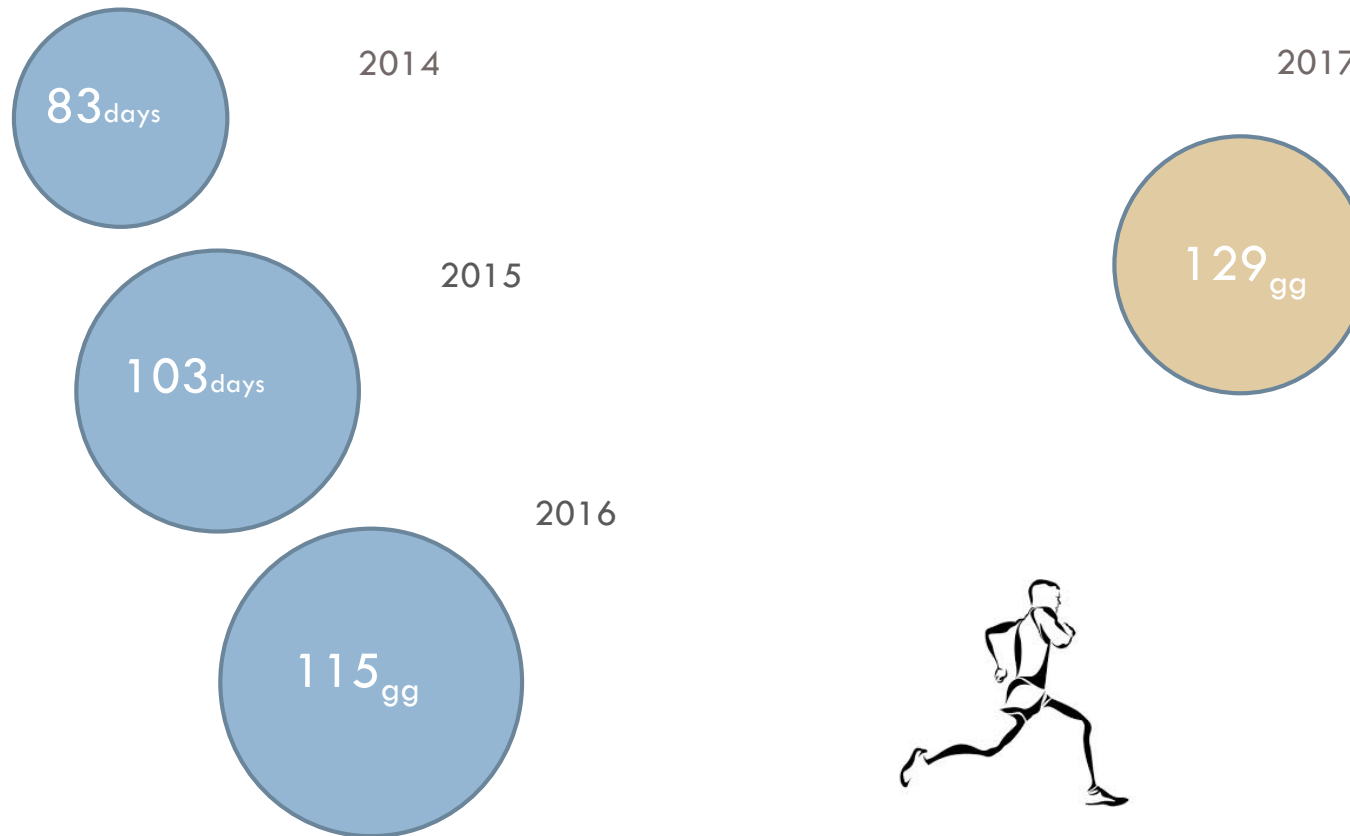
■ Assisted by lawyer
■ NOT assisted by lawyer

Year 2016	83% Assisted by lawyer
	17% NOT assisted by lawyer

From September 21st 2013 the assistance of parties by lawyers is mandatory for all mandatory mediations

Days in mediation

(Cases when an agreement is reached)



Ministero della Giustizia



Direzione Generale di Statistica
e Analisi Organizzativa

Document available at <https://webstat.giustizia.it>