



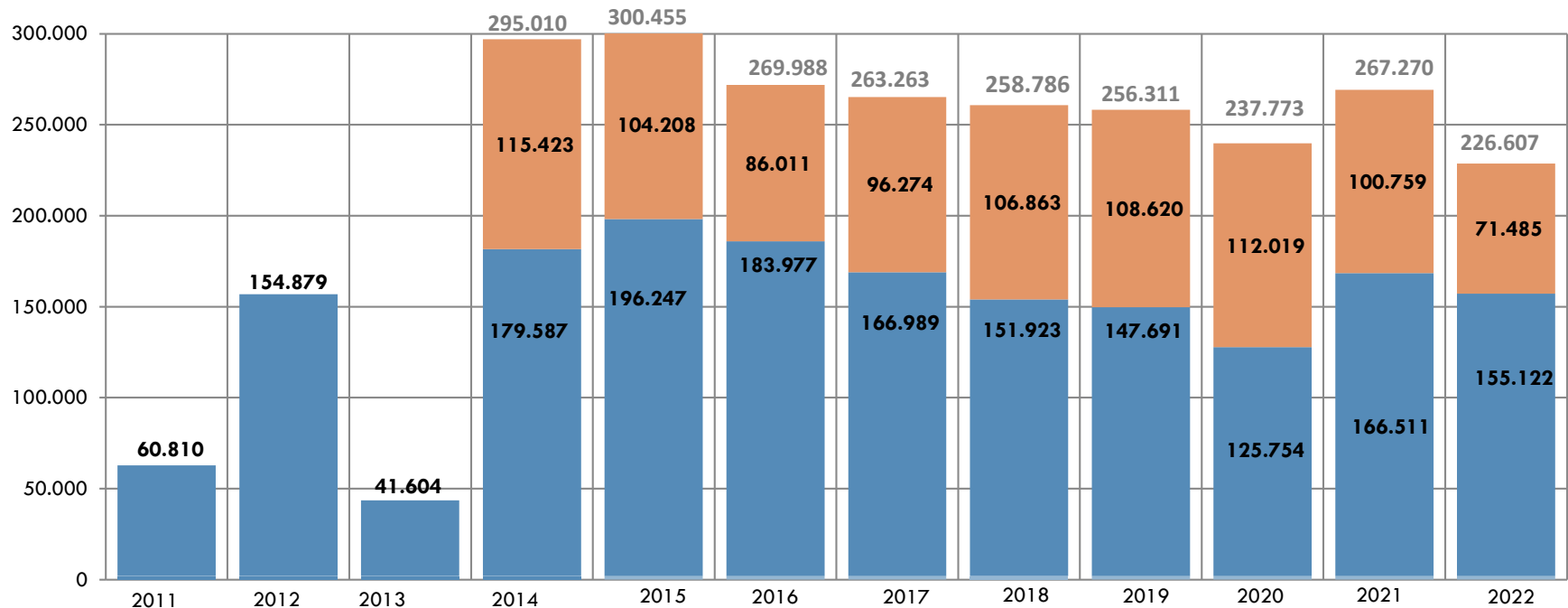
CIVIL MEDIATION LEGISLATIVE DECREE 28/2010

STATISTICS FOR THE PERIOD JANUARY 1ST – DECEMBER 31ST 2022

Incoming mediations

Statistical projection

March 2011 – December 2022



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 some mediation firms, statistical «outlier»

Mediation bodies showing an anomalous and extremely high percentage of proceedings that end in “no participation” (99%)

Responding firms in 4th quarter 2022

423/552

In the following analysis the “outlier” bodies are not considered

Data by subject matter

2022

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)
Breach of contractual obligations due to COVID containment measures d.l.6 / 20 art. 3 co. 6bis and 6ter
Total

January 1 st – December 31 st 2022			
INITIAL PENDING	INCOMING	RESOLVED	FINAL PENDING
17.181	21.142	18.654	19.669
23.334	23.925	21.507	25.751
9.202	8.904	7.793	10.313
7.748	8.971	7.781	8.938
217	124	97	244
13.468	17.511	16.114	14.864
1.582	1.873	1.684	1.771
1.762	947	887	1.823
5.633	4.747	4.350	6.030
1.097	1.234	1.154	1.176
7.779	12.473	10.899	9.354
22.485	21.734	17.125	27.094
3.688	3.462	3.214	3.936
25.952	27.806	24.483	29.274
354	268	490	132
141.480	155.122	136.233	160.369

The comparison of incoming and resolved mediations 2022 with those of 2021 shows, respectively, a decrease of about 7% and 11%. The decrease is partly accountable to a resumption of judicial activity after the Codiv-19 pandemic that has led to a partial recovery of the incoming and resolved cases not made during 2020. Comparing 2022 incoming and resolved mediations with those of 2019 shows respectively, an increase of 5%, and a decrease of about 3%, which means that incoming mediation are growing, and their large number of post-pandemic received in 2021 could not be met.

Data by subject matter: focus on insurance contracts

2022

Incoming mediations for insurance disputes decreased at all bodies (“outlier” -29% e “no outlier” -18%).

Also for this type of proceedings, the decrease is partly accountable to a resumption of judicial activity after the Codiv-19 pandemic that has led to a partial recovery of the incoming and resolved cases not made during 2020.

Comparing 2022 incoming mediations with those of 2019 shows a significant decrease at the “outlier” bodies (-34%), while, for the incoming at the “no outlier” bodies, no change is detected. The increase, noted in the previous periods, due to the Supreme Court's ruling No. 19596/2020 of 09/18/2020, seems to be attenuating.

January 1st – December 31st 2022						
	INITIAL PENDING	INCOMING	RESOLVED	FINAL PENDING	% Variation 2022 vs 2021	% Variation 2022 vs 2019
Insurance contracts	7.779	12.473	10.899	9.354	-18,2%	0,2%
Insurance contracts "outlier"	9.526	71.485	74.518	6.493	-29,1%	-34,2%
Totale	17.305	83.958	85.417	15.847	-27,6%	-30,7%

Data by subject matter: focus on cases related to COVID containment measures

2022

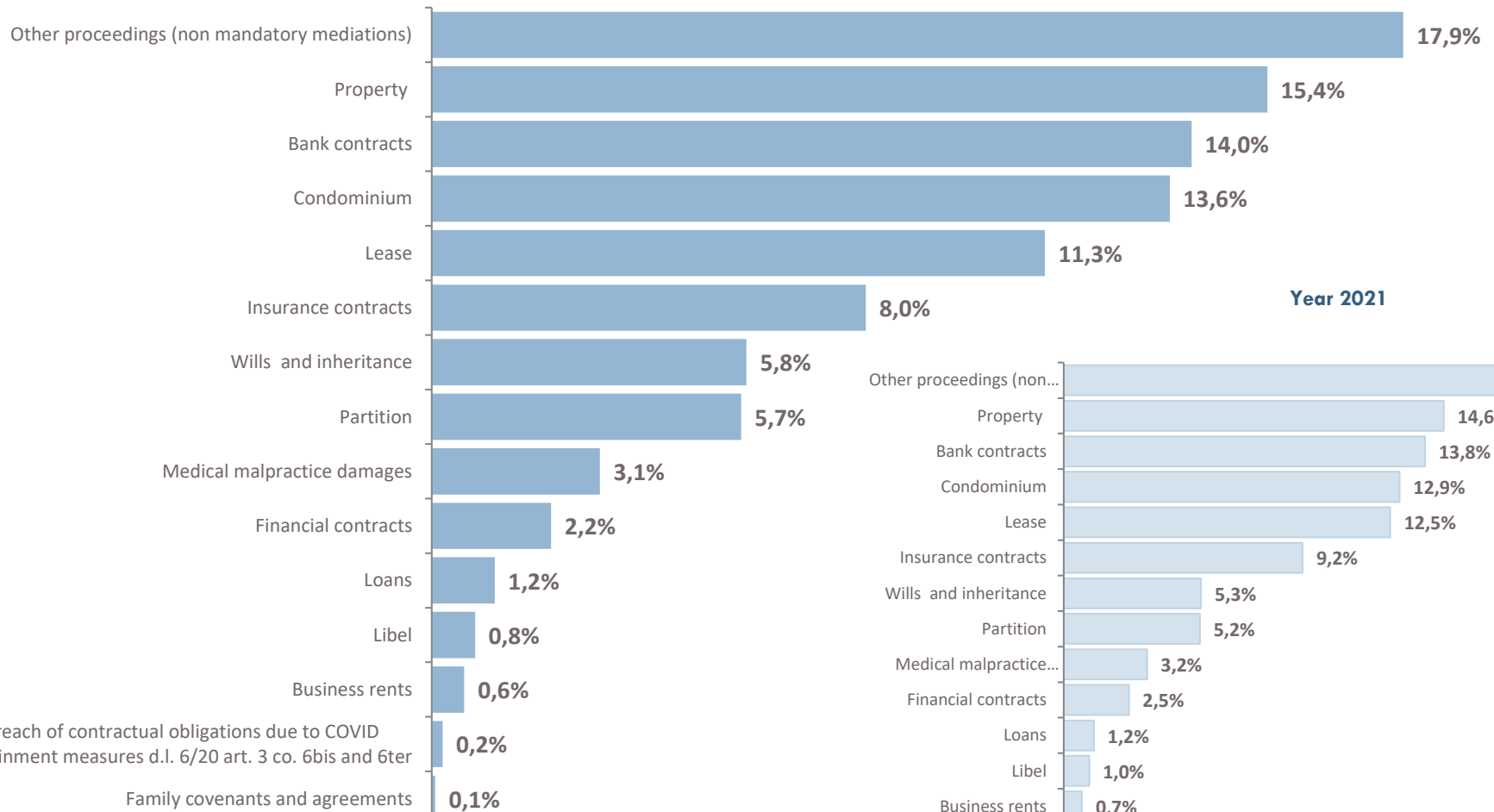
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	INITIAL PENDING	INCOMING	RESOLVED	FINAL PENDING
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Partition	9.202	8.904	7.793	10.313
Wills and inheritance	7.748	8.971	7.781	8.938
Family covenants and agreements	217	124	97	244
Lease	13.468	17.511	16.114	14.864
Loans	1.582	1.873	1.684	1.771
Business rents	1.762	947	887	1.823
Medical malpractice damages	5.633	4.747	4.350	6.030
Libel	1.097	1.234	1.154	1.176
Insurance contracts	7.779	12.473	10.899	9.354
Bank contracts	22.485	21.734	17.125	27.094
Financial contracts	3.688	3.462	3.214	3.936
Other proceedings (non mandatory mediations)	25.952	27.806	24.483	29.274
Breach of contractual obligations due to COVID containment measures d.l.6 / 20 art. 3 co. 6bis and 6ter	354	268	490	132
Total	141.480	155.122	136.233	160.369

In 2022, incoming mediations related to the COVID containment measures were 4.449, equal to 3% of the total.

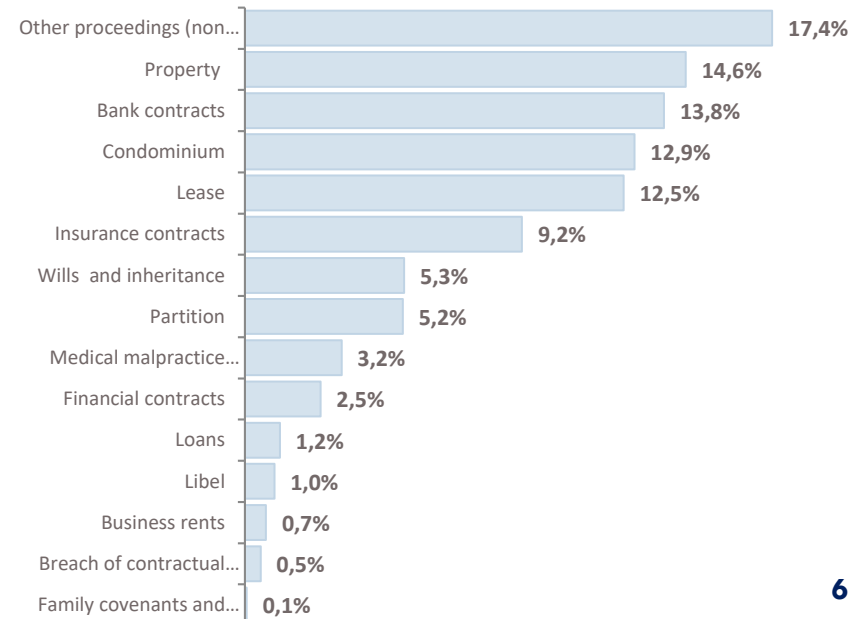
The data is the sum of **268** cases in the specific matter «Breach of contractual obligations due to COVID containment measures d.l.6 / 20 art. 3 co. 6bis and 6ter» introduced in the third quarter of 2020, and **4.181** cases related to COVID containment measures in already existing matters.

Incoming mediations by subject

2022

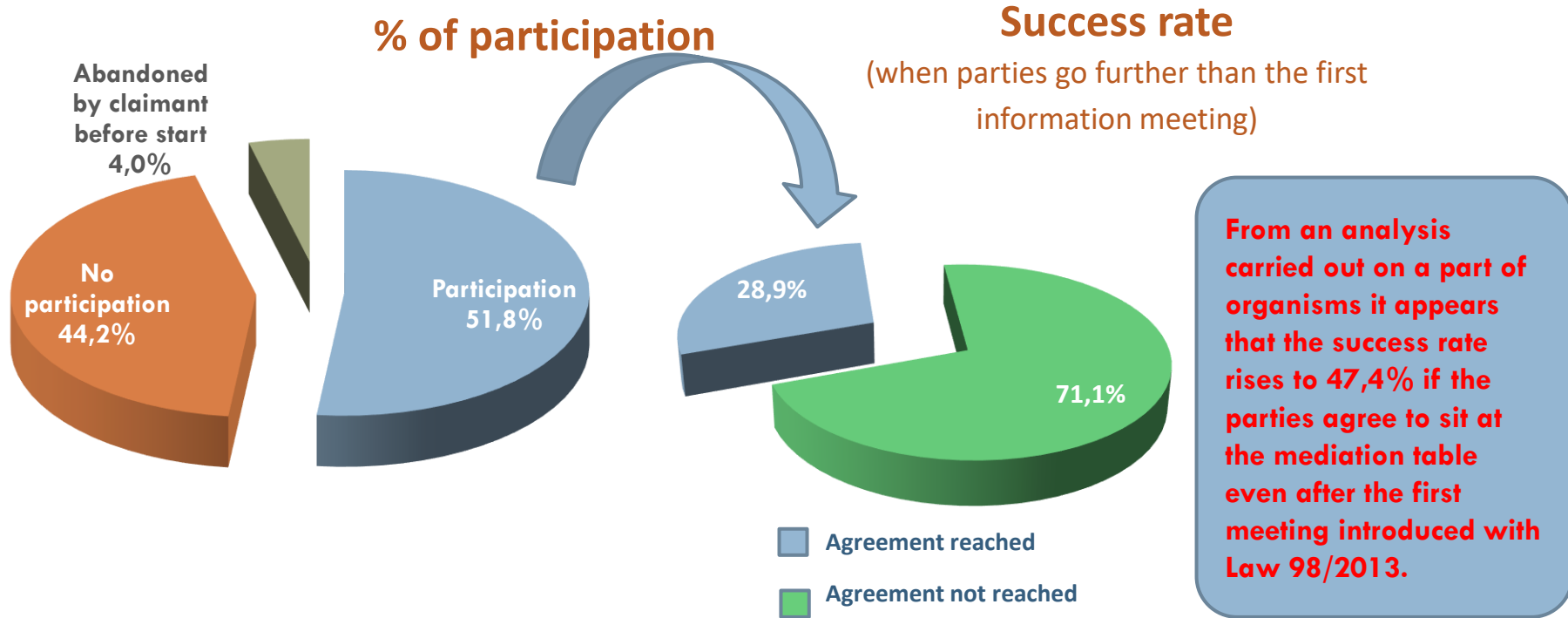


Year 2021



Success rate

2022



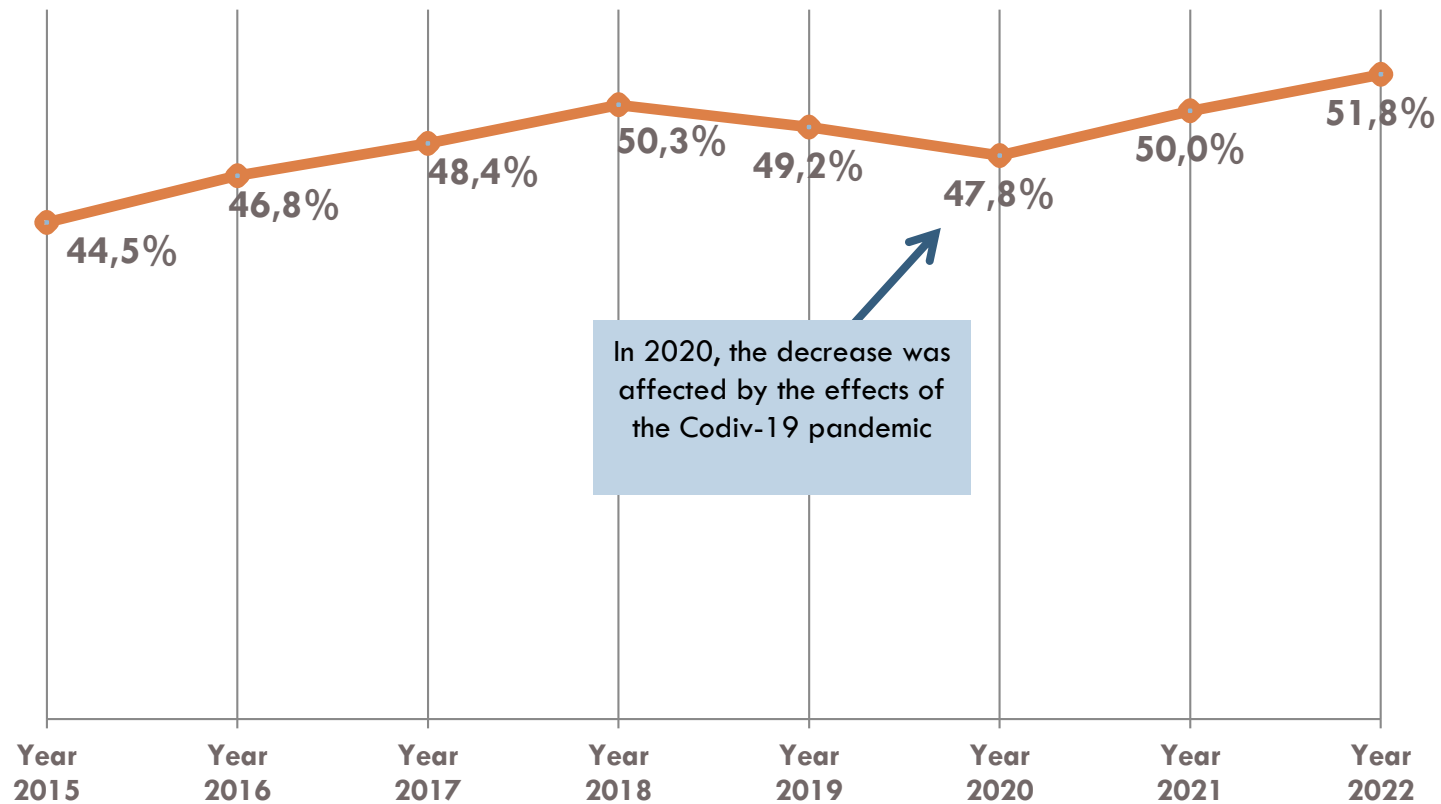
	03/2011 – 12/2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Participation	27,0%	32,4%	40,5%	44,9%	46,9%	48,2%	50,4%	49,2%	47,8%	50,0%	51,8%
Success rate	43,9%	42,4%	24,2%	22,6%	23,7%	25,4%	27,3%	28,6%	28,7%	27,3%	28,9%

Participation by subject

2022

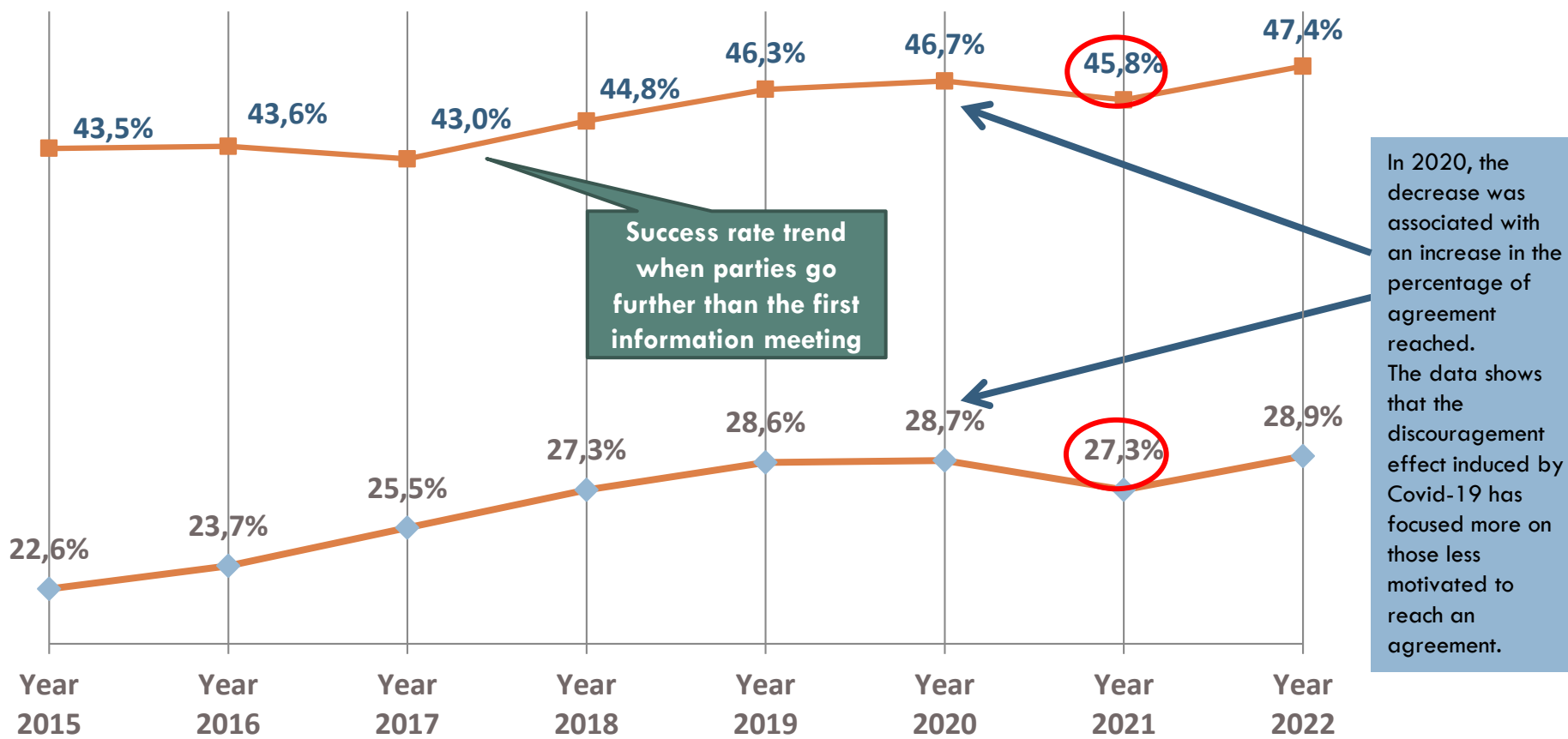
Subject	% of participation
Family covenants and agreements	69,9%
Wills and inheritance	67,6%
Partition	63,1%
Property	60,5%
Business rents	60,4%
Lease	58,1%
Breach of contractual obligations due to COVID containment measures d.l.6 / 20 art. 3 co. 6bis and 6ter	57,6%
Bank contracts	54,6%
Condominium	54,2%
Loans	47,7%
Other proceedings (non mandatory mediations)	47,2%
Financial contracts	46,3%
Medical malpractice damages	44,5%
Libel	43,1%
Insurance contracts	13,0%

Rate of Counterparty Participation in a Mediation Process



Trend of success rates

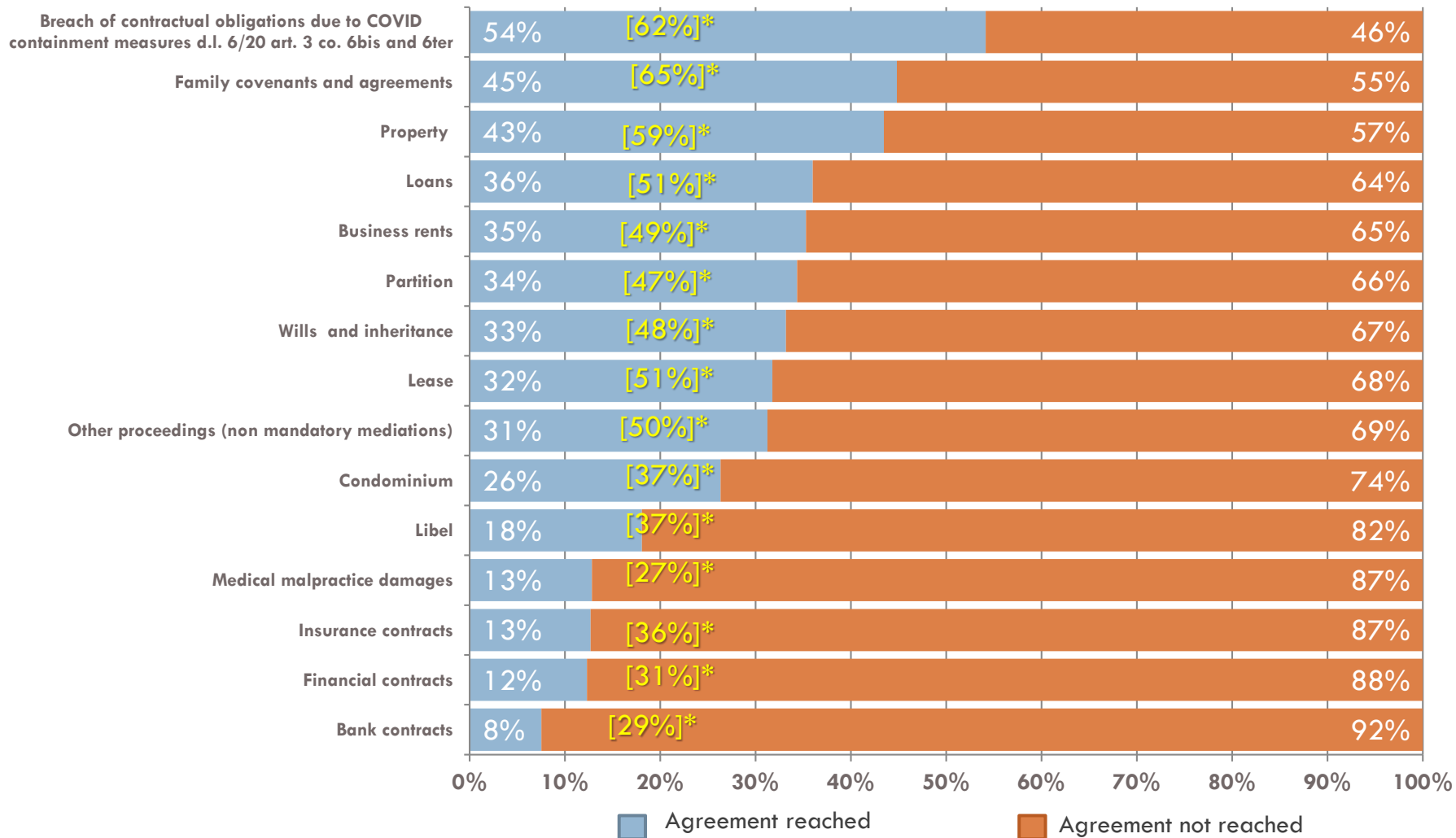
Success rate (%)



In 2021, there was a decrease in agreements focused more on those less motivated to reach an agreement

Success rate by subject

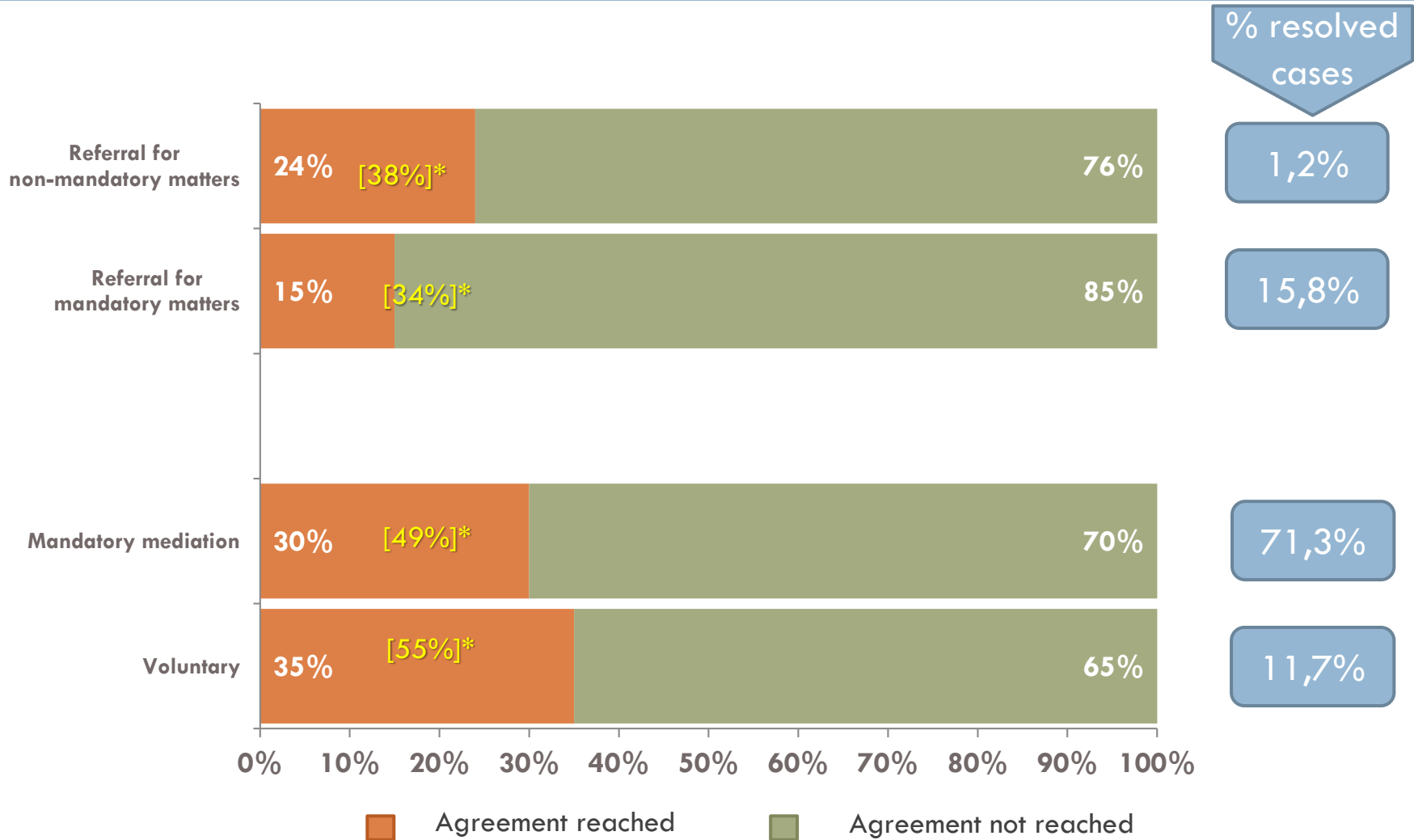
2022



* Outcome of the procedures when parties agree on meeting

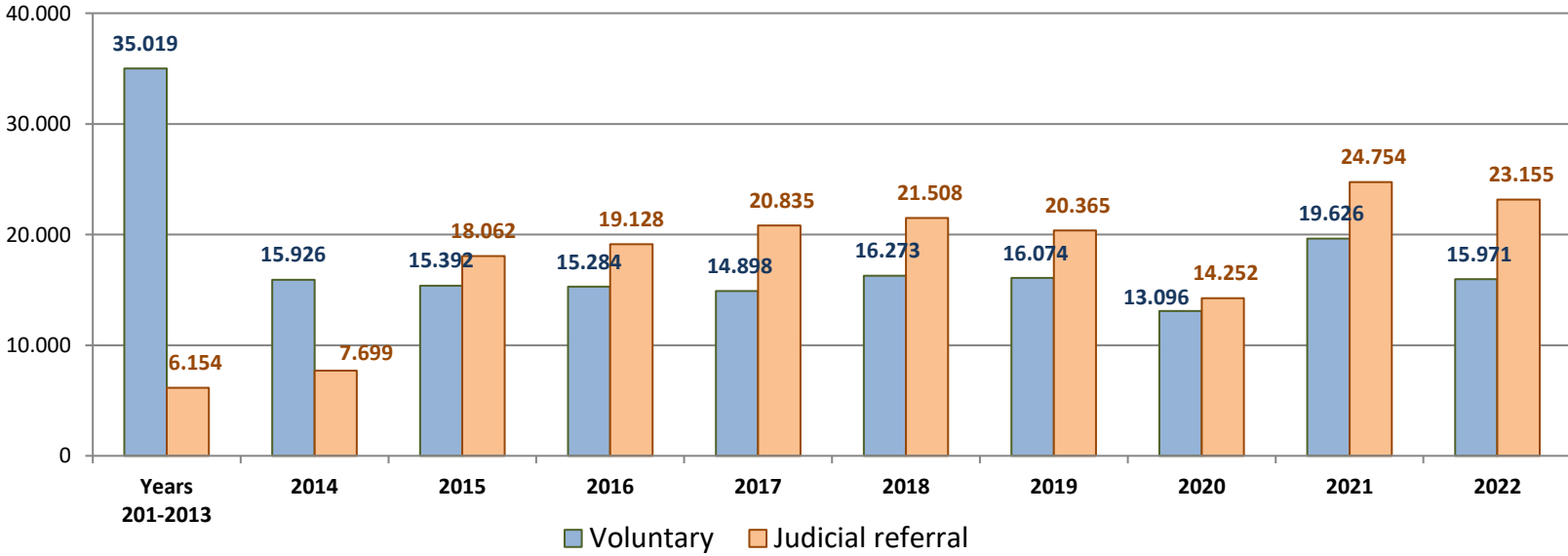
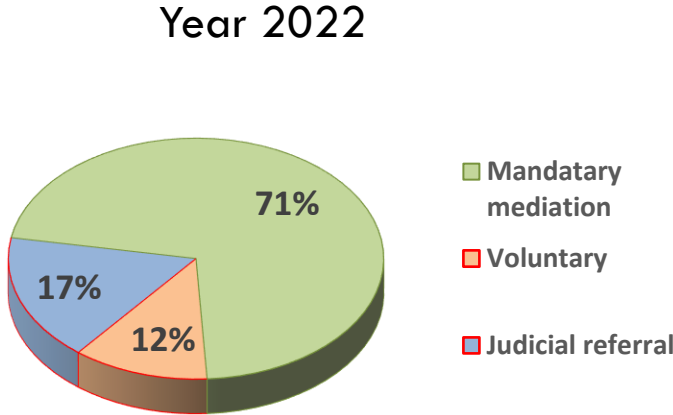
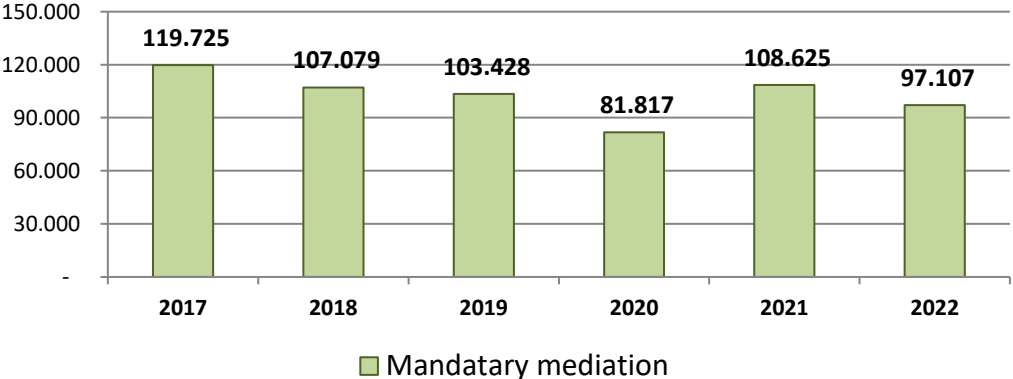
Success rate by Type of Referral

2022



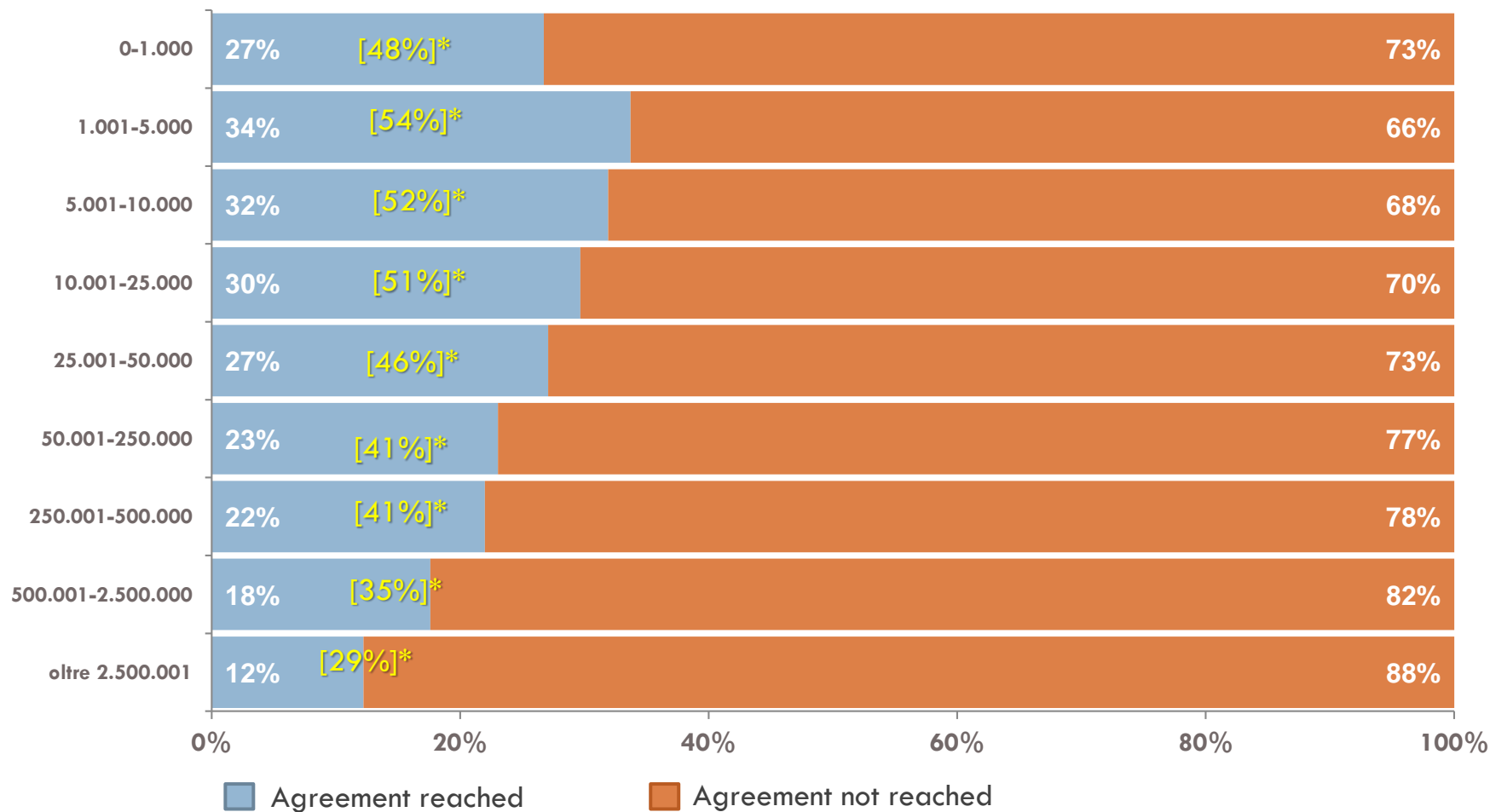
* Outcome of the procedures when parties agree on meeting

Categories of mediation – resolved cases



Success rate by value range

2022



* Outcome of the procedures when parties agree on meeting

Success rate by type of mediation body

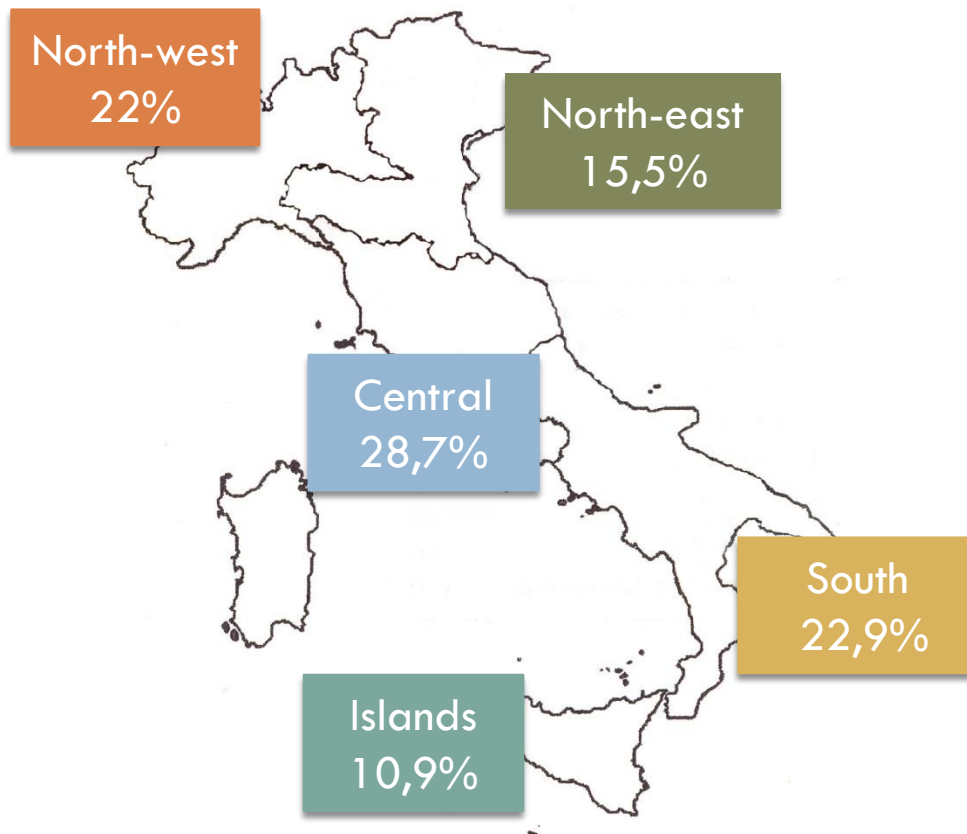
2022

Type of mediation organization	Number of organizations as of 31.12.2022 (*)	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	68	9.660	31,3%	49,0%
PRIVATE ORGANIZATIONS	340	82.558	29,0%	52,4%
BAR ASSOCIATIONS	107	43.328	28,1%	42,2%
OTHER PROFESSIONAL ASSOCIATIONS	36	687	39,4%	53,0%
Total	550	136.233	28,9%	47,4%

(*) Outlier bodies are not included in the count

Geography of mediations

2022

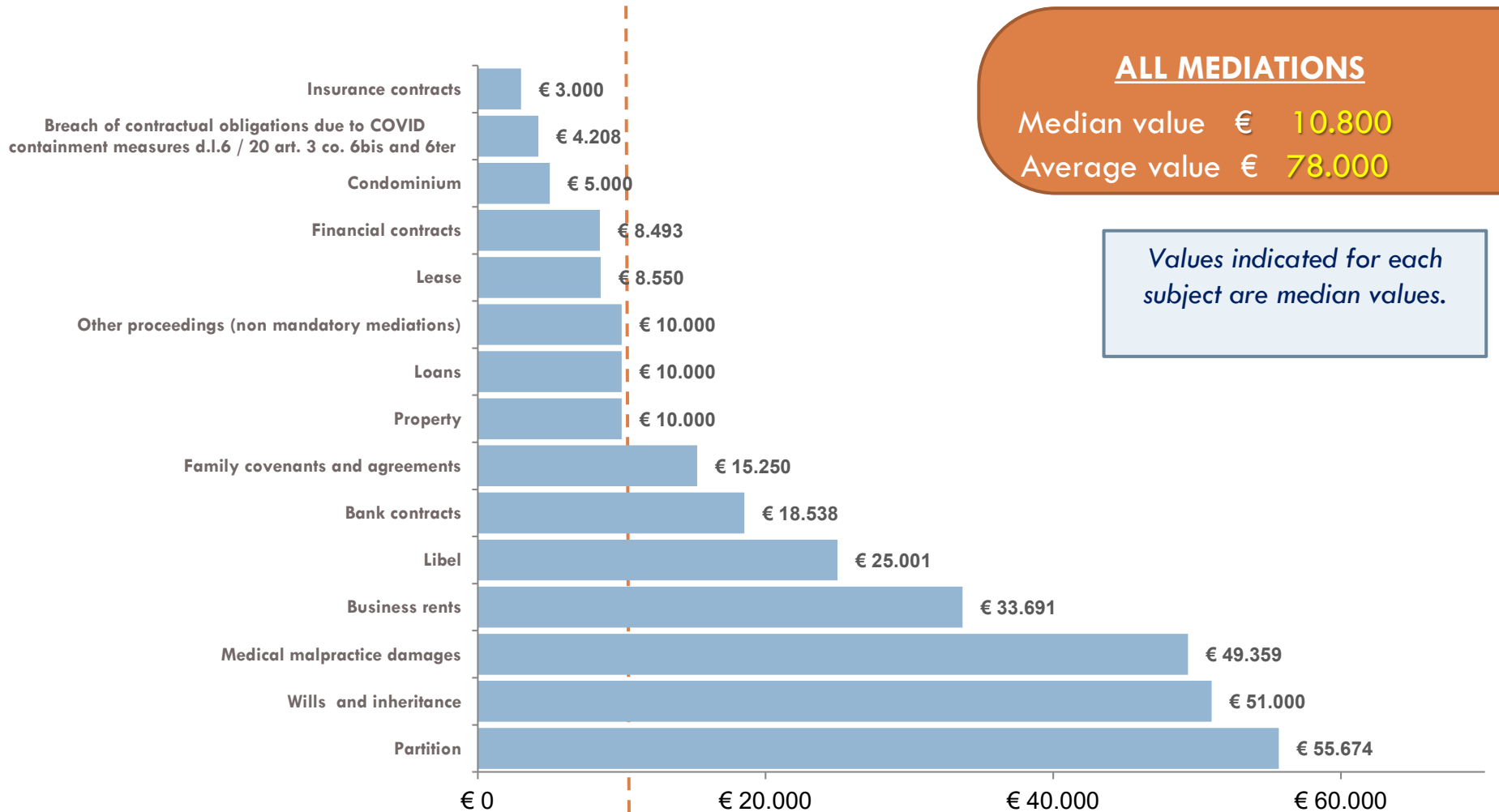


REGIONS	%
LAZIO	14,0%
LOMBARDY	13,5%
TUSCANY	11,3%
CAMPANIA	10,0%
SICILY	8,5%
EMILIA-ROMAGNA	8,2%
PIEDMONT	5,9%
PUGLIA	5,4%
VENETO	5,0%
CALABRIA	3,6%
ABRUZZO	2,6%
LIGURIA	2,4%
SARDINIA	2,4%
MARCHE	1,7%
UMBRIA	1,7%
FRIULI-VENEZIA GIULIA	1,2%
TRENTINO-ALTO ADIGE	1,1%
BASILICATA	0,9%
MOLISE	0,5%
VALLE D'AOSTA	0,2%

Analysis made with a sample of resolved cases

Economic value of mediation disputes

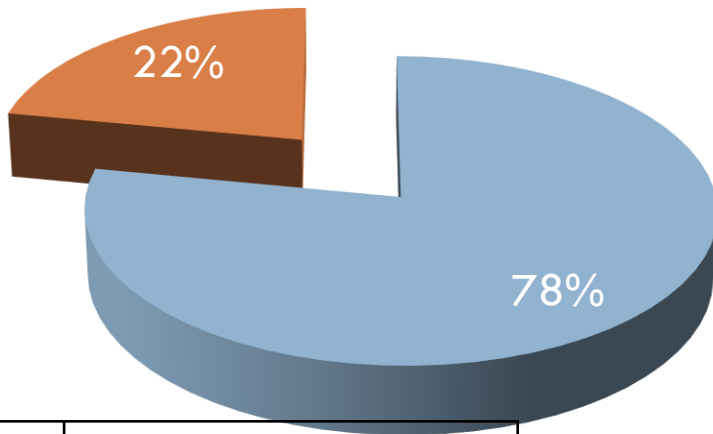
2022



Lawyer's assistance in voluntary mediation

2022

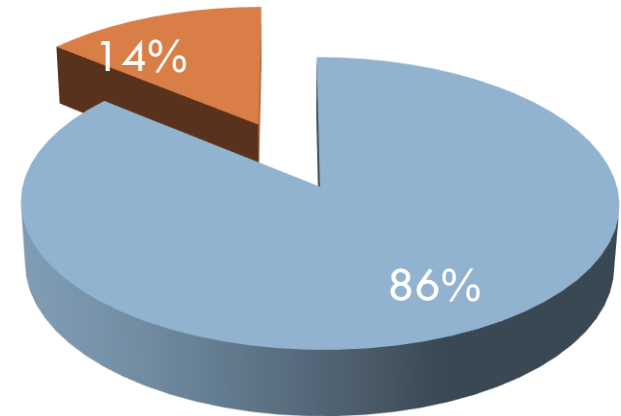
Total claimants



Year 2021	81% Assisted by lawyer
	19% NOT assisted by lawyer

- Assisted by lawyer
- NOT assisted by lawyer

Total defendants



Year 2021	86% Assisted by lawyer
	14% 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)

19

103_{gg}

Year 2015

115_{gg}

Year 2016

129_{gg}

Year 2017

142_{gg}

Year 2018

143_{gg}

Year 2019

175_{gg}

Year 2020

175_{gg}

Year 2021

Year 2022

186_{gg}



Ministero della Giustizia



Direzione Generale di Statistica
e Analisi Organizzativa

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