



POLICY AND PROCEDURES

S 075: Alternate Dispute Resolution

Purpose

Cycling BC supports the principles of Alternate Dispute Resolution (ADR) and is committed to negotiation, facilitation, and mediation as effective ways to resolve disputes.

Cycling BC encourages all individuals and parties to communicate openly, collaborate, and use problem-solving and negotiation techniques to resolve their differences. Cycling BC believes negotiated settlements are usually preferable to outcomes resolved through other dispute resolution techniques.

Application of this Policy

This policy applies to all disputes within Cycling BC when all parties agree that such a course of action would be mutually beneficial.

Facilitation and Mediation

1. If all parties to a dispute agree to Alternate Dispute Resolution, a mediator or facilitator shall be appointed by Cycling BC to mediate or facilitate the dispute.
2. The mediator or facilitator shall decide the format under which the dispute shall be mediated or facilitated.
3. Should a negotiated decision be reached, the decision shall be reported to and approved by Cycling BC.
4. Should a negotiated decision not be reached by the deadline specified by the mediator or facilitator, or if the parties to the dispute do not agree to Alternate Dispute Resolution, the dispute shall be considered under the appropriate section of Cycling BC's *Discipline and Complaints Policy (S 035)* or *Appeal Policy (S 070)*
5. The costs of mediation and facilitation will be shared equally by the parties or paid by Cycling BC at their sole discretion.

Final and Binding

1. Any negotiated decision will be binding on the parties. Negotiated decisions may not be appealed.
2. No action or legal proceeding will be commenced against Association or its Individuals regarding a dispute unless Cycling BC has refused or failed to provide or abide by its governing documents.

Date Reviewed: May 2023

Date approved: August 2023