



Society for Computers & Law
The leading educational charity
for the tech law community
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SCL MEDIATION SCHEME

SCL MEDIATOR ELIGIBILITY CRITERIA

(v1, 05/10/2024)

The Panel

1. The SCL will maintain a list of individuals eligible to conduct mediations commenced pursuant to the SCL Mediation Scheme Rules (the “Panel”).
2. A directory of Panel Members as it exists from time to time will be made available on the SCL website. The directory will identify each Panel Member as either a lawyer or IT specialist, and provide a short bio.

Eligibility and Application Form

3. Applicants may apply to become a Panel Member by making an application to the SCL Chair in the form attached at Appendix A via email (SCLMediationScheme@scl.org).
4. The application must be supported by references from two referees and include a declaration either:
 - a. that the eligibility criteria set out at paragraphs 5(a) or (b) below are met; or
 - b. that the applicant considers that they ought to be appointed to the Panel pursuant to paragraph 5(c) below, in which case the declaration must be supported by reasons explaining why the applicant is equivalently qualified to persons falling within paragraphs 5(a) or (b).
5. Individuals will only be eligible to become Panel Members if they are accredited by a recognised mediation body, have current and appropriate insurance for their mediation practice, and are either:
 - a. Experienced legally qualified persons with significant experience of both technology matters and dispute resolution as further set out below; or
 - b. Experienced (non-legally qualified) technology specialists with significant experience of dispute resolution as further set out below; or

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- c. Legally qualified persons or (non-legally qualified) technology specialists not falling within subparagraphs (a) or (b) above whom the SCL considers to be equivalently suitable for appointment to the Panel.
6. For the purposes of paragraph 5(a) above, an individual will not be considered an experienced legally qualified person unless they have for a total period of not less than 10 years:
 - a. Practiced as a solicitor or barrister in private practice or as an employed solicitor or barrister; and
 - b. Advised or acted (as legal adviser, advocate, judge or arbitrator) in relation to:
 - i. Technology disputes on a regular basis for a total period of not less than 5 years; and
 - ii. Litigation, arbitration, adjudication, legal transactions or mediations (whether in relation to IT disputes or otherwise) on a regular basis for a total period of not less than 10 years.
7. For the purposes of paragraph 5(b) above, an individual will not be considered an experienced (non-legally qualified) IT specialist with significant experience of dispute resolution or management unless they have worked in the technology industry including on an employed, self-employed or consultancy basis for at least 10 years.
8. References should be a maximum of one double spaced 12-point A4 page and should explain:
 - a. Why the referee considers the applicant to be a suitable person for appointment to the Panel; and
 - b. Why the referee considers themselves to be in a position to provide such a reference in relation to the applicant.
9. Applications for appointment to the Panel will be considered by the SCL Chair and a committee formed for that purpose.
10. The SCL Chair (or his or her deputy) will review the Panel Members periodically to ensure that each Panel Member continues to meet the eligibility criteria. The SCL Chair may request additional information from the Panel Member for the purposes of that review.

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