

Code of Ethics for Alberta Arbitration & Mediation Society Members

As a member of the Alberta Arbitration & Mediation Society (AAMS), I will abide by the following Codes of Ethics enacted by the ADR Institute of Canada and AAMS.

ADR Institute of Canada Code of Ethics

This code is applicable to all members of the Institute in their capacity as arbitrators and mediators generally and in their undertaking of an arbitration or mediation appointment specifically.

1. A Member shall uphold and abide by the Rules of Conduct, regulations and other professional requirements adopted by the Institute.
2. A Member shall not carry on any activity or conduct which could reasonably be considered as conduct unbecoming of a member of the Institute.
3. A Member shall uphold the integrity and fairness of the arbitration and mediation processes.
4. A Member shall ensure that the parties involved in an arbitration or mediation are fairly informed and have an adequate understanding of the procedural aspects of the process and of their obligations to pay for services rendered.
5. A Member shall satisfy him/herself that he/she is qualified to undertake and complete an appointment in a professional manner.
6. A Member shall disclose any interest or relationship likely to affect impartiality or which might create an appearance of partiality or bias.
7. A Member, in communicating with the parties, shall avoid impropriety or the appearance of impropriety.
8. A Member shall conduct all proceedings fairly and diligently, exhibiting independence and impartiality.
9. A Member shall be faithful to the relationship of trust and confidentiality inherent in the office of arbitrator or mediator.
10. A Member shall conduct all proceedings related to the resolution of a dispute in accordance with applicable law.

AAMS Code of Ethics for Mediators

- INTEGRITY -- A mediator must act with integrity.
- IMPARTIALITY -- Mediators should be impartial in their conduct towards all parties.
- COMPETENCE -- A mediator has a duty to be competent.
- CONFIDENTIALITY -- A mediator must keep confidential matters disclosed in confidence, unless the law requires disclosure.
- DO NO HARM -- Mediators should do no harm.

- OTHER ETHICAL CODES OF CONDUCT -- A mediator who is subject to another code of ethics is obliged to comply with that code, as well as this one, when acting as a mediator.

AAMS Code of Ethics for Arbitrators

- An arbitrator shall be fair.
- An arbitrator shall act with integrity at all times.
- An arbitrator shall act impartially and independently.
- An arbitrator shall treat all participants with courtesy, fairness and equality.
- An arbitrator shall disclose all matters which would create an apprehension of bias.
- Arbitrators may indicate a general willingness to serve as an arbitrator.
- Arbitrators shall only accept an appointment if they are satisfied that they are able and competent to do so.
- Arbitrators shall complete arbitration after an appointment has been accepted.
- Arbitrators shall communicate equally with the parties to the arbitration.
- Arbitrators shall keep confidential all matter relating to an arbitration.
- Arbitrators may act as mediators or conciliators of a dispute in which they have been appointed as an arbitrator, if requested to do so by the parties.

NOTE: This Code is not intended to affect any contract for arbitration between the parties; the parties are always free to agree upon any variance from the Code that they wish.