

AMCA MODEL SETTLEMENT AGREEMENT

THIS AGREEMENT dated is MADE
BETWEEN

[Party 1]

.....
.....

and

[Party 2]

.....
.....

(In the case of several parties to the mediation, all parties are required to fill in the form.)

(together referred to as ‘**the Parties**’)

Case Background

1. The dispute between the parties relates to *[insert a brief description of the dispute]* (the “Dispute”).
2. The dispute has been submitted to the Armenian Center for Arbitration and Mediation (hereinafter the “AMCA”) based on (indicate the details of the application or request for the implementation of mediation).
3. The dispute was mediated by (insert the Mediator’s details) (hereinafter the “Mediator”) in accordance with the Mediation Rules of the AMCA.

4. The Parties have agreed to settle the dispute amicably under the following terms (hereinafter the “Settlement Agreement”).
5. [If necessary, the Parties may provide essential factual information regarding the dispute.]

Terms of Settlement Agreement

The Parties agree that:

6. The Party 1 shall (specify the agreed-upon actions/inactions with all possible details) .
7. The Party 2 shall (specify the agreed-upon actions/inactions with all possible details) .
8. [specify any other agreed-upon action or inaction in as much detail as possible]
.....
.....
9. This Settlement Agreement fully and finally resolves the Dispute between the Parties [this provision must be included only if there are no other disputed issues between the Parties].
10. This Settlement Agreement takes precedence over all prior agreements between the Parties regarding matters related to the Dispute, except for those terms of the Settlement Agreement that have continuing effect, including the confidentiality of the arbitration process.
11. The Parties shall attempt to resolve disputes related to or arising from this Settlement Agreement through mediation before pursuing other dispute resolution methods. To commence any such mediation, a Party must submit a written application to the Center. If the dispute remains unresolved within [X] days from the notification date to the Center, each Party may initiate alternative processes.
12. The terms of this Settlement Agreement are confidential and shall not be used in any way other than what is necessary for the execution and enforcement of one or more of its provisions unless otherwise agreed upon in writing by the Parties.
13. This Settlement Agreement shall be governed by the laws of [the Republic of Armenia].

Signed

Party 1

.....
[Signature and name]

Party 2

.....
[Signature and name]

(In the case of several parties to the mediation, signatures are required from all.)

APPROVED

.....
.....
Mediator [Signature and name]

This model settlement agreement is provided as a guideline. Any agreement based on it must be adjusted to the specific circumstances of the settlement and the legal requirements to which it relates. Whenever possible, any such agreement should be drafted/reviewed by counsel for each party. Although the mediator may sometimes assist in formulating the settlement terms acceptable to the parties, the mediator as well as the AMCA are not responsible for developing the settlement and are never a party to it.