



TALKING POINTS
AN UPDATE FROM CDR ASSOCIATES
THIRD EDITION—2011

Dear Friends and Colleagues of CDR Associates,

Below you will find the latest edition of Talking Points, a periodic update of CDR's projects and programs, intended to keep you informed of our work and interests. To discuss these projects and learn more about them, or to explore how we might be of assistance to you in addressing and resolving your issues or disputes, please give us a call at 1-800-MEDIATE or e-mail us at cdr@mediate.org. Also, please visit our website at www.mediate.org. It features information on our practice areas, our work to resolve conflicts, and initiatives to promote a more peaceful world.

All the best,

Jonathan Bartsch, CEO

Features in the Third Edition-2011 of Talking Points

- Training opportunities—*Facilitation and Mediation of Public and Environmental Conflicts* and *The Mediation Process*—remaining 2011 workshop and 2012 training schedule
- CDR consults on Bahrain National Consensus Dialogue process and conducts seminar for Bahraini nationals
- CDR's work in post-conflict housing, land and property dispute resolution:
 - Handbook on Norwegian Refugee Council's dispute resolution practices
 - Recommendations to the Liberia Land Commission on enhancing resolution of land disputes
 - Capacity-building seminars in South Sudan
- Exciting new contracts and ongoing projects:
 - Indian Oil Valuation Negotiated Rulemaking Committee
 - Air State Implementation Plan (SIP) Streamlining Workshop
 - Sustainable Communities Regional Planning Grant
- Training programs:
 - 17th Annual United National Institute for Training and Research (UNITAR) held in Oslo, Norway
 - University of Nebraska IGERT
 - NOAA NMFS
- COSA Conference and presentation
- Contributions to the field

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TRAINING OPPORTUNITIES (Open to the Public)

Facilitation and Mediation of Public And Environmental Conflicts: Practical Strategies for Reaching Agreement

November 8–10, 2011; April 24–26,
2012; November 13–15, 2012

This three-day program provides a range of innovative and proven approaches to addressing and resolving large multiparty public issues. The training is designed for government agencies or private-sector firms engaged in public dispute-resolution processes, as well as advocates, public-interest groups and experienced facilitators.

The Mediation Process Training

October 22-26, 2012

For more than 30 years, CDR has trained mediators and facilitators around the world on procedures that help parties establish positive working relationships and settle the thorniest of problems. In this 40-hour program, participants learn practical strategies for resolving a variety of contentious issues and methods for working effectively in multiparty groups.

All trainings take place at the Chautauqua Community House in Boulder, Colorado. For full program descriptions or to register, visit our website at www.mediate.org or contact Ruth Gardner at (303) 442-7367, ext. 208 or rgardner@mediate.org.

INTERNATIONAL PEACEBUILDING

CDR's international Peacebuilding Practice includes a wide range of activities that assist countries, governments and other political and civil society actors to end violent conflicts, promote democratization and move toward sustainable development and livelihoods. Two of CDR's major areas of focus featured in this issue of Talking Points illustrate promotion of political dialogue and institutional capacity building.

I. National Dialogues

Bahrain National Consensus Dialogue

Like many countries in the Middle East, Bahrain is undergoing tensions and changes manifested in the "Arab Spring" uprisings. Bahrain's monarchy and citizens are determining the future shape of the country's government, acceptable forms of government, citizen participation and how to sustain the country's leading position as an economic hub in the region.

In June, as part of the national response to public protests, King Hamad bin Isa Al Khalifa convened a National Consensus Dialogue to engage representatives from political societies, civil society, the economic sector and expats in discussing and making recommendations to the monarchy for proposed changes in the areas of politics, rights, economy and social services. At the request of the government, the Bahrain Chamber of Dispute Resolution (BCDR) secured the services of CDR Associates Partners Christopher Moore and Susan Wildau to consult on the dialogue process and conduct a five-day seminar on Facilitation of Multiparty Dialogue Groups. The training program prepared 17 Bahraini nationals to facilitate a 300-person dialogue group and multiple 70-person working groups. The Dialogue presented its report to His Majesty King Hamad bin Isa Al Khalifa at the end of July. In October, the monarchy began its responses to the recommendations.

While the dialogue has not yet resulted in the changes requested by some leading political associations and civil society groups—and there have been questions about the inclusiveness and participation in the process—it has opened a political space for a range of governance, economic and social issues to be raised. It is now up to the government to respond.

For more information on CDR's work with the Bahrain National Dialogue, contact Christopher Moore or Susan Wildau at 1-800-MEDIATE or cmoore@mediate.org or swildau@mediate.org.

II. Post-conflict Housing, Land And Property Dispute Resolution

Contests over access, use and ownership of housing, land and property can be a major cause of violent conflict or a contributing

factor. Because of the significance of land to involved people—as a home, spiritual center, provider of a sense of place and means to secure a livelihood—resolution of land and property issues is often critical, both during and at the end of civil wars to promote long-term political and economic stability. In 2011, CDR has assisted two governments and one international nongovernmental organization to enhance their capacities to assist disputing parties resolve land conflicts and build sustainable land dispute resolution systems.

Research on Norwegian Refugee Council's Dispute Resolution Practices

The Norwegian Refugee Council (NRC) is an independent, humanitarian, nongovernmental organization that provides assistance, protection and durable solutions to refugees and internally displaced persons worldwide. One of the NRC's programs is in the area of Legal Information, Counseling and Advice (the ICLA program). ICLA's primary objective is to contribute to durable solutions for refugees, internally displaced persons (IDPs) and returnees, and to assist them in obtaining their rights. One of its major areas of focus is on land dispute resolution.

ICLA secured the services of CDR Associates to conduct a range of research projects and site visits and to study its diverse collaborative land dispute resolution mechanisms and services. CDR Associates Partner Christopher Moore visited and conducted field research in Afghanistan, the Democratic Republic of Congo (DRC), South Sudan and Liberia; interviewed NRC staff working in Burundi, Ivory Coast and Uganda; and wrote three in-depth case studies on NRC's dispute resolution practices. The final result of the research is a new *Handbook on Design and Implementation of Collaborative Housing, Land and Property Dispute Resolution*. (Oslo, Norway: Norwegian Refugee Council, forthcoming—winter 2011). Additionally, Moore, in collaboration with Joan Sabott, a CDR Associates Program Manager, wrote a monograph on *Land Dispute Resolution Methodologies* that outlines best practices from a range of other land dispute resolution institutions and programs from around the world.

For more information on CDR's work with the Norwegian Refugee Council, contact

Christopher Moore at 1-800-MEDIATE or cmoore@mediate.org.

Recommendations to the Liberia Land Commission on Enhancing Resolution of Land Disputes

As a post-conflict country, Liberia is struggling to address and resolve a range of land conflicts that have resulted from its civil war. Many of the most difficult ones involve members of different ethnic groups. Settling these disputes in a satisfactory manner is critical for the current and future political stability of the country, and for its citizens to secure sustainable livelihoods.

The Liberia Land Commission secured the services of CDR Associates Partner Christopher Moore to conduct a situation assessment and make recommendations on how the Commission could institutionalize and enhance existing dispute resolution capacities that are currently being provided by customary leaders, government officials, nongovernmental organizations and courts. Moore conducted a site visit to Liberia and several counties where land conflicts are most intense. The result of the visit was the report, *A Study on Alternative Land Dispute Resolution Systems in the Republic of Liberia: Strategies for Coordination and Operationalization of Systems to Enhance Their Effectiveness*, which recommended establishment of Land Coordination Centers in each county. The centers will provide public education about procedural options for land dispute resolution, conduct case intakes and make referrals to appropriate intermediaries, provide capacity-building training and gather data to enhance quality control of services that are being provided. The report was accepted by the Land Commission and the first center was launched in July of 2011.

For more information on CDR's work with the Liberia Land Commission, contact Christopher Moore at cmoore@mediate.org or 1-800-MEDIATE.

Land Dispute Resolution Seminars in South Sudan

South Sudan is the newest nation in the world. After suffering a brutal multi-decade-long civil war and a referendum on independence from Sudan, the country is suffering from massive

civilian displacement. Refugees and internally displaced persons have inundated the country, stressing its political, economic and institutional capacities. Additionally, population displacement is exacerbating tensions between some of the more than 200 ethnic groups in the country.

While many displaced persons want to return to their home communities or to urban areas where they may be able to secure jobs, a major barrier to doing so is resolving land conflicts. UN HABITAT and the Government of South Sudan have formed a partnership to develop new land dispute resolution centers at the state level in three highly impacted states—Western Equatoria, Jonglei and Lakes. The centers will help build capacities at state, county and *payam* levels of customary authorities, state and local governments and nongovernmental organizations.

CDR Partner Christopher Moore, a senior member of the UN HABITAT team, led an assessment of two states, and is currently developing capacity-building seminars in land dispute resolution that will be presented in 2012.

For more information on CDR's Sudan project, contact Christopher Moore at 1-800-MEDIATE or cmoore@mediate.org.

NEW CONTRACTS AND UPDATES ON ONGOING PROJECTS

Indian Oil Valuation Negotiated Rulemaking Committee

CDR is facilitating a national Committee composed of oil industry, tribes and tribal allottees and federal government representatives to make recommendations on how federal legislation should be updated to ensure fair and efficient mechanisms and procedures for pricing oil produced on Indian lands.

For more information on CDR's work with the Indian Oil Valuation Negotiated Rulemaking Committee, contact Christopher Moore or Laura Sneeringer at 1-800-MEDIATE, cmoore@mediate.org or lsneeringer@mediate.org.

Air State Implementation Plan (SIP) Streamlining Workshop

CDR is facilitating a workshop for EPA Region 8 and the State Air Program staff in CO, MT, ND, SD, UT and WY to outline ways to coordinate more effectively and make the overall process more efficient.

For more information on CDR's work with the SIP Streamlining Workshop, contact Christopher Moore or Laura Sneeringer at 1-800-MEDIATE, cmoore@mediate.org or lsneeringer@mediate.org.

Denver Region's SCRPG 2011 Application Process

CDR Program Manager Joan Sabott facilitated the committee and subcommittee processes for the development of a supportable and winnable Sustainable Communities Regional Planning Grant (SCRPG) application to the U.S. Department of Housing and Urban Development (HUD). Stakeholders included state, county and city representatives, and people with expertise in housing, transportation, economic development, community development, public engagement, public health, environmental issues and philanthropic issues. A key piece of the SCRPG application was the governance and funding structure for the Denver region during the award period, which consists of 55 jurisdictions and many other private, nonprofit and public partners working together to improve community development efforts. The application, which seeks to maximize community development efforts in coordination with the FasTracks system, was submitted to HUD on October 4, 2011. An announcement regarding the grant is expected in December.

To discuss the SCRPG project, please contact Joan Sabott at (303) 442-7367, ext. 205, or jsabott@mediate.org.

TRAINING PROGRAMS

International

United Nations Institute for Training and Research (UNITAR)

CDR Associates Partners Susan Wildau and Christopher Moore once again conducted the mediation component of this year's UNITAR and IPI Fellowship Program in Peacemaking and Preventive Diplomacy. The seminar was attended by more than 40 UN officials and Foreign Service officers from around the world. This is CDR's 17th year conducting this program. The course prepares international and national government officials to serve as intermediaries to address and resolve both international and domestic conflicts, many of which involve potential or actual violence.

For more information on CDR's work with the Fellowship Program, contact Susan Wildau or Christopher Moore at 1-800-MEDIATE, swildau@mediate.org or cmoore@mediate.org.

U.S.

National Oceanic and Atmospheric Administration's National Marine Fisheries

CDR Associates' staff led two workshops for the NOAA's National Marine Fisheries Southwest Region this summer. The workshops were held in Santa Rosa and Long Beach, California, and Jonathan Bartsch and Joan Sabott led interactive sessions for some 45 program managers and scientists with NMFS. During both workshops, attendees were interested in learning how to implement these necessary skills in their work, particularly in Section 7 consultations and other relevant negotiation activities.

For more information, contact Jonathan Bartsch or Joan Sabott at 1-800-MEDIATE or by e-mail at jbartsch@mediate.org or jsabott@mediate.org.

University of Nebraska—Environmental Conflict Management Training Program

CDR Associates Partner Christopher Moore conducted a two-day seminar on Environmental Conflict Management for the University's School of Natural Resources. It was attended by graduate students from the IGERT Program, (the National Science Foundation's flagship interdisciplinary graduate school training program), university faculty and staff of the Nebraska Department of Natural Resources. The program was designed to prepare participants to engage more effectively in public collaborative problem solving and

negotiation processes to address significant environmental problems or controversies.

For more information on CDR's work with the University of Nebraska's School of Natural Resources, contact Christopher Moore at 1-800-MEDIATE or cmoore@mediate.org.

CONFERENCES AND PRESENTATIONS

2011 Colorado Open Space Alliance (COSA) Annual Conference

CDR Associates was a sponsor for the 2011 COSA Conference, held in Glenwood Springs early this fall. This conference brings together open space, mountain parks and other land management staff from around the state each year. CDR Program Managers Andrea Meneghel and Joan Sabott also presented a workshop titled "Using an Interest-Based Problem-Solving Approach in Robust Planning and Decision Making" for 40 conference attendees. Following the workshop, conference attendees indicated that this invaluable skill-building workshop should be integrated into the conference annually.

For more information, please contact Joan Sabott or Andrea Meneghel at 1-800-MEDIATE, jsabott@mediate.org or ameneghel@mediate.org.

CONTRIBUTIONS TO THE FIELD

Program Manager Elected to the ACR EPP Leadership Council

Joan Sabott, Program Manager at CDR, was elected to the Association for Conflict Resolution's Environment and Public Policy section Leadership Council in Fall 2011. She also is the co-chair of the Professional Development and Member Services Committee.

To learn more about the Leadership Council or professional development opportunities in the field of environmental and public policy conflict resolution, call (303) 442-7367, ext. 205 or e-mail Joan at jsabott@mediate.org.

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1.800.MEDIATE · 303.442.7367 · 3050 Broadway · Suite 300 · Boulder, Co · 80304-3154 · WWW.MEDIATE.ORG