

Rapport du pays membre pour la réunion de GEMME Country report for the GEMME meeting

Votre nom / Your name: Miltiadis Chatzigeorgiou

Votre pays / Your country: Greece

1. Développements concernant votre section nationale de GEMME (par exemple nouveaux membres, nombre de membres) / Developments concerning your national section of GEMME (for instance new members, number of members):

A new association was established with the name “Hellenic Association of Judges for Mediation (H.A.J.M.)-Branch of the European Association of Judges for Mediation in Greece” and the distinctive title “GEMME HELLAS”. This was done by decision (No 125/9-3-2023) of the competent district court and the association was registered by the First Instance Court of Athens (No of registration 33857/7-4-2023). 12 members of the association, having paid the annual fees, became members of GEMME. The current board of Directors consists of five members.

2. Évolution de vos législations nationales en matière de médiation (par exemple lois nouvelles ou modifiées) / Developments in your national laws concerning mediation

Mediation in civil and commercial cases was introduced in the Greek legal system by Law 3898/2010, which was replaced by Law 4512/2018 and finally this law was supplemented and codified by Law 4640/2019. All these laws constitute the transposition of Directive 2008/52/EC. According to the provisions of the law, prior to the hearing of certain cases before the court, it is mandatory that an initial session should be held in order to inform the litigants about the possibility to reach an out-of-court settlement of their dispute by the procedure of mediation governed by L.4640/2019.

3. Autres développements concernant la médiation dans votre pays (par exemple des expériences dans différents domaines du droit devant les tribunaux ou autrement) / Other developments concerning mediation in your country (for instance experiences in different areas of law in the courts or otherwise):

Other important laws concerning the dispute resolution out of the courts are:

- Law 4738/2020 regarding the out-of-court Debt Settlement Mechanism. It is an electronic procedure, without recourse to the Court, through which debts to institutional creditors, i.e. the State, Social Security Institutions and financial institutions, can be settled.
- Also according to Article 8 of Law 4821/2021, in relation to actions for the correction of an inaccurate initial registration in the Hellenic Cadastre, prior to the hearing before the court, the plaintiff must invite all the defendants to a mandatory initial mediation session before a cadastral mediator, selected from a special register.

On the other hand although mediation in Greece is slowly developing in civil, family, and labor cases, however, in criminal cases, it is currently in its infancy.

4. Autres activités concernant la médiation (par exemple colloques, webinaires, conférences, recherches universitaires) / Other activities concerning mediation (for instance meetings, webinars, lectures, university research):

The Association will shortly undertake actions for the promotion of mediation in the country.

5. Publications dans votre pays concernant la médiation (si c'est possible merci d'insérer le lien permettant l'accès à cette publication ou le site web permettant de trouver l'article)/ Interesting publications in your country concerning mediation (if possible please insert the link to the publication or website where the article can be found):

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6. Autres sujets en lien avec la médiation dans votre pays / Other points of interest concerning mediation in your country:

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