

This study focuses on the issue of mediation in the Czech Republic. Mediation began to develop as a modern field during the 1990s. With the adoption of Act No. 202/2012 Coll. on Mediation, partial definitions were given of what mediation was and under what conditions it could be provided. Nonetheless, the situation in the field of mediation is still very complicated. The study therefore presents a summary overview of what mediation is, upon which principles it is based, and how mediation is used in practice. The study explains the role of a mediator, what requirements must be met for a person to become one and discusses limits set by professional standards and ethical code of mediation.

By comparing the profession of an attorney to that of a mediator on the basis of identifying characteristics of the two professions, this study aims to determine, whether mediation is a separate profession or rather a method applicable also in other fields. The differences between the work and activities of a mediator and an attorney are illustrated on a divorce case.