



**SHARING ON MEDIATOR-ASSISTED  
FINANCIAL DISPUTE RESOLUTION(MFDR)  
HIS HONOUR JUDGE C K CHAN,  
PRINCIPAL FAMILY COURT JUDGE**

*27 July 2022*

- **Mediator-assisted FDR (MFDR)**
- **Mediator-assisted CDR (MCDR)**

# Statistics (from 2019 to 2022)

- 19 MFDR: 2 (HCMC)  
17 (FCMC)
- 12 full settlements
- 2 partial settlements
- 2 no agreement
- 3 on-goings
- $(12+2)/16 = 88\%$  settlement rate

- 2 Special Features:

- (1) High settlement rate (88%)

- (2) Relative small number of cases  
(19 cases)

- *LLC v LMWC* [2019] HKFLR 74  
Lam Acting CJHC (now Lam PJ):  
to draw on the synergy of mediator and Family  
Judge
- First ever MFDR: taking 4 sessions before full  
settlement

# Reasons for low figures

- Public health situation disrupting court proceedings
- Accommodation constraints
- Need more-ready acceptance by practitioners

# Points to Note

- (1) Choice of cases: may not be suitable for LIP or small value of claims
- (2) Prior mediation sessions: cases could be settled or issues narrowed down
- (3) Prior communication between mediator and Judge: waiver on the issue of confidentiality

# Court Process

- Seating arrangement for Mediator
- Order of speeches
- Court giving views
- Mediator and parties reporting back
- After MFDR



# Way Forward for CDR and FDR

- Further reform before FPR
- CDR to be without prejudice?
- CDR to be heard together with FDR?

Thank You