



# Introduction to ADR and ODR

By Muiruri Wanyoike

# Agenda



01 Background on ADR

02 Background on ODR

03 Other Informal ADR

04 ODR in Africa

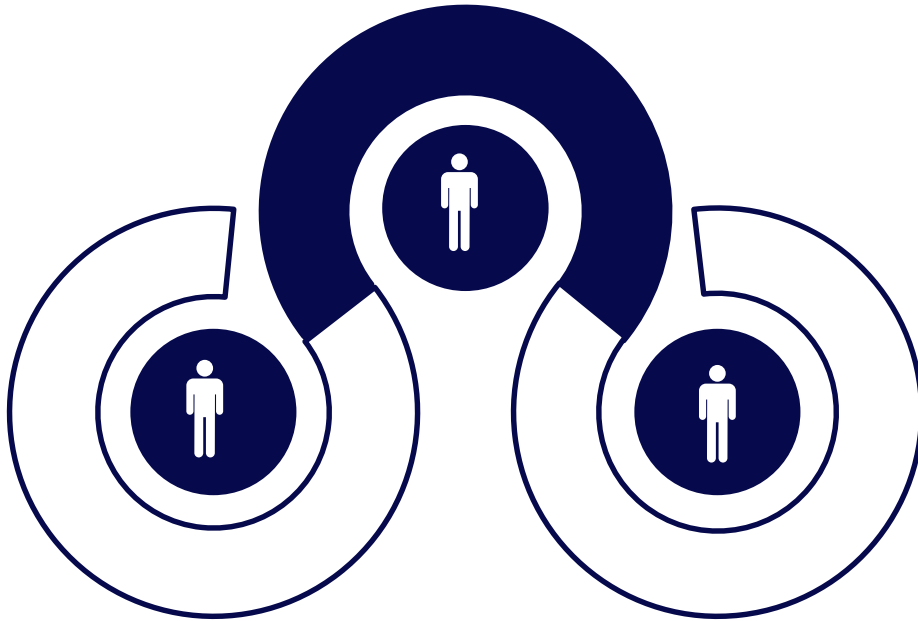
05 Conclusion



# Alternative Dispute Resolution (ADR)

Settling of disputes outside formal court system  
with (or without) the involvement of a neutral third party.

# Common ADR Methods



## **Mediation**

Impartial third-party providing guidance to the disputants to jointly arrive at a mutually agreeable outcome.

## **Arbitration**

Impartial third party in a quasi-judicial process making a binding ruling based on evidence presented by parties.

## **Negotiation**

No third party involved, disputants and their legal representatives discuss the most agreeable outcome.

# ODR



## Conducted through technology

Online disputes resolution by definition must be powered through technology.



## Eliminates physical meetings

ODR eliminates the need for physical meetings since it is primarily done virtually.



## COVID 19

Has experienced tremendous growth due to COVID 19 measures

ODR is best understood as ADR offered through technology.

# Informal ADR

Considering ADR is a very broad category it is essential to explore other informal ADR practiced across the Africa and the world in general.



## African Case (Traditional Dispute Resolution)

Elders addressing  
disputes in the  
community.



# Africa ODR



## ODR Africa

Africa wide organization aiming to foster and encourage the use of technology for efficient and effective dispute resolution



## Utatuzi Center

The host of this ADR week.



## All Virtualized Mediation

COVID 19 resulted in 100% virtual mediation in Kenya.



## We are more

We are more (based in Coastal region of Kenya has been assisting people resolve disputes online.





# Conclusion