

MEDIATION COUNCIL IN THE CODE OF CANON LAW OF 1983

SUMMARY

The article is an attempt to show the structure, competences and procedure of the realization of the competences of the mediation council. The legal basis for the establishment of this council is in the Code of Canon Law of 1983 in can. 1733 § 2.

In the article there are presented entities which are competent to establish the mediation council: conference of bishops and diocesan bishop. Functions of the council are to seek and suggest equitable solutions. Detailed competences of this mediation body, its structure and procedure should be specified in the statutes which erect the mediation council.

The author proposes for the establishment of the mediation council in polish particular law following particular law of the other countries, in which this kind of solution led to the reduction of administrative disputes. What is more, it seems advisable to adopt basic rules of the mediation procedure from the state law in force to the ecclesiastical law.

Key words: mediation council, Code of Canon Law of 1983, mediation, particular law, diocesan bishop, conference of bishops