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la médiation à l'usage des professionnels de la construction - BTP, immobilier, architecture, urbanisme

By Borie, Vincent

EYROLLES, 2017. Paperback. Condition: NEUF. "Didactique, alliant théorie et pratique, ce guide favorisera le développement des modes amiables de résolution des différends dans le domaine de la construction qui est un poumon de notre économie. Comme la justice, la construction est d'abord une oeuvre humaine. Et la justice apporte désormais des réponses diversifiées correspondant aux besoins, aux intérêts et aux moyens des parties, dans le respect de leurs droits fondamentaux. Au nombre de ces réponses figurent la conciliation, la médiation, le droit collaboratif ou encore la convention de procédure collaborative. Avec l'aide d'un tiers - indépendant, impartial et compétent - la médiation permet aux parties en conflit de nouer ou de renouer un dialogue. L'auteur expose tous les avantages que les modes amiables de résolution des différends offrent aujourd'hui aux acteurs du domaine de la construction. Tout en analysant finement les freins, souvent culturels, qui peuvent s'opposer à leur adoption, il donne des clés pour s'approprier le processus de médiation". Fabrice Vert, conseiller à la cour d'appel de Paris, coordinateur de l'activité des conciliateurs de justice et des médiateurs. La dimension juridique que prennent de plus en plus souvent les conflits entre intervenants d'une opération de construction a conduit les pouvoirs publics à privilégier...



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