



*Eatons*

## Mediation – Delay May Have Costs Implications

There have been a number of cases in which a refusal to mediate on the part of one party in a dispute has led to that party carrying the costs...

...(at least in part) of the other party, even though the party which refused to mediate won the case.

Recently, however, a case has suggested that there may also be adverse costs implications in the event that one of the parties unreasonably delays consenting to the commencement of mediation 'until very late, when its chances of success are very poor'.

This is another example of the impatience shown by the courts to intransigent litigants.

If you have a commercial dispute, we can help you negotiate a satisfactory outcome.

For advice on all aspects of litigation, company regulation and contracts and agreements please contact Marcus Baff on Tel: 01274 728 327.

### EATONS SOLICITORS

THE OLD LIBRARY,  
34 DARLEY STREET,  
BRADFORD,  
BD1 3LH.

T: 01274 728 327  
F: 01274 305 056

ASPECT COURT,  
47 PARK SQUARE,  
LEEDS,  
LS1 2NL.

T: 0113 246 0444  
F: 0113 394 4101

49-51 PEGHOLME,  
WHARFEBANK BUSINESS  
CENTRE, ILKLEY ROAD,  
OTLEY, LS21 3JP.

T: 08456 446 006  
F: 08456 446 005