

JUDICIAL POWER
FEDERAL COURT OF FIRST ENTRANCE IN PIAUI
FORUM "COELHO RODRIGUES"
DIRECTORSHIP OF THE FORUM
Center for Consensual Methods of Conflict Resolution and Citizenship

Ordinance n. 143/2015-DIREF

Determines the implementation of a pilot project aiming at the resolution of conflicts involving the implementation of public policies, as specified in this ordinance, through the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí.

THE HON. FEDERAL JUDGE DANIEL SANTOS ROCHA SOBRAL, Director of the Forum of the Judicial Section of the State of Piauí, Federal Justice of the 1st Region, **IN THE USE OF** his legal attributions,

CONSIDERING the emphasis on conciliation and mediation, especially in the emerging Civil Procedure Code;

CONSIDERING that conciliation in matters of public policies is a powerful tool in the effectiveness of rights that demand positive public services from the State;

CONSIDERING that conciliation allows the proceeding to re-signify the concept of parties, to promote the start of arguments with the public and to build a shared solution for the effectiveness of a program of action;

DECIDES:

I-To determine the execution of a pilot project aiming at the solution of pre-procedural conflicts regarding demands involving the implementation or revision of public policies, to be developed by the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí.

II- Public policies are understood, for the purposes of this Ordinance, the set of programs, actions and activities developed by the State, aimed at ensuring a defined diffuse right of citizenship or for a specific social, cultural, ethnic or economic segment.

III - The Pilot Project will encompass current proceedings in civil courts, of the Judicial Section of Piauí, including its subsections, that provoked by the initiative of the judge responsible for the case or at the request of the parties involved, are forward to the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí.

IV- The lawsuits filed after the publication of this Ordinance, in which there is an express request for an attempt preliminary conciliation instead of judicialization, before the distribution, shall be forward to the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí via SIREC.

V- Can be forward to the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí:

a) Public civil actions dealing with the implementation or revision of public policies;

b) Repeated individual lawsuits, with the final solution depending on the implementation or revision of an existing public policy.

VI- Regarding repetitive individual lawsuits, the court that forwards the case will be responsible for forwarding all other cases with the same request and it will be up to the Center for Consensual Methods of Conflict Resolution and Citizenship of the Judicial Section of Piauí, including the subsections, the object contained in the repetitive lawsuits, so that all other current proceedings in the remaining jurisdictional units can be sent to the Center, at the sole discretion of the judges conductors of the respective lawsuits.

VII – Forwarding the proceedings from jurisdictional units to the Center for Consensual Methods of Conflict Resolution and Citizenship can be done at any time or at any level of jurisdiction.

VIII- The coordinator the Center for Consensual Methods of Conflict Resolution and Citizenship will be responsible for the admissibility ruling, to verify if the proceeding referred fulfill the requirements established in items I to VII of this Ordinance. If not, the proceedings must be returned to the jurisdictional unit, with a reasoned ruling.

IX- The Center for Consensual Methods of Conflict Resolution and Citizenship, upon receiving the proceeding, will appoint an initial hearing session to identify the positions, which may participate, besides the parties of the proceeding, also other actors that can contribute to the resolution of conflicts or the clarification of the facts, at the discretion of the coordinating judge of the Center for Consensual Methods of Conflict Resolution and Citizenship, who becomes responsible for the proceeding, during its stay in the mentioned Center.

X- All conciliation rounds must be recorded in voice and image electronic files, so that they can be used for consultation by either party and by the judge of the original court.

XI- If the conciliation becomes fruitful, it will be up to the coordinating judge - or assisting judge, on vacation and removal- from the Center for Consensual Methods of Conflict Resolution and Citizenship, according to art. 8, of CNJ Resolution no. 125/2010, to ratify the agreement.

XII- The proceedings where agreements are not reached, should be forwarded back to the court of origin, to resume their normal course.

XIII- The Coordinating Judge of the Center for Consensual Methods of Conflict Resolution and Citizenship will be responsible to accompany the project.

PUBLISH. REGISTER. COMPLY.

Teresina, 27th of July, 2015.

Daniel Santos Rocha Sobral

Federal Judge Diretor of the Court

Marina Rocha Cavalcanti Barros Mendes

Coordinating Judge of the Center for Consensual Methods of Conflict Resolution and
Citizenship