

ALTERNATIVE METHODS FOR THE RESOLUTION OF TRADE DISPUTES

Gabriel MIHAI*

ABSTRACT: *The domain of alternative trade dispute resolution provides a wide field of mechanisms and procedures designed to facilitate the optimal dispute resolution in a creative and effective way, without the intervention of courts, by using a rich range of procedures.*

All extra-judicial means of resolving commercial disputes, from the pure and simple transaction to mediation, conciliation and arbitration, are based on the agreement of parties.

Traders need to get rid of the statist mentality that only supports state intervention in resolving disputes and to embrace alternative ways of resolving these conflicts, which are more flexible, faster and cheaper and which must be taken in this context of new socio-economic conditions.

KEY WORDS: *commercial disputes; alternative resolution; reconciliation; mediation;*

JEL CLASSIFICATION: *K 41*

* Associate Professor, PhD The Faculty of Law and Administrative Sciences Ovidius University of Constanta, Commercial arbitrator – The Court of Commercial Arbitration of Constanta, ROMANIA.