



Hong Kong Hospital Authority Convention

Empathy, Building Rapport and Mediation Skills

Danny McFadden LLM, FCIArb Managing Director CEDR Asia Pacific





Empathy

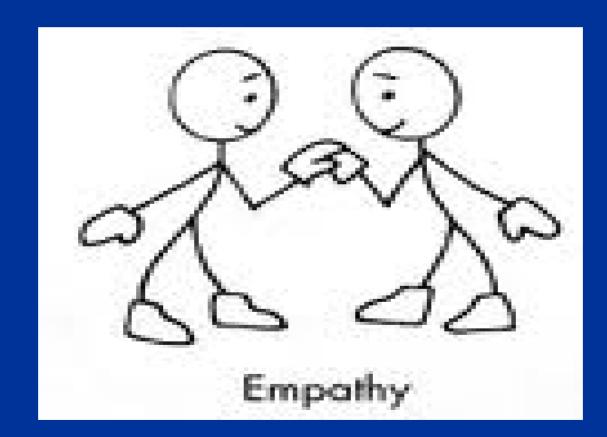


Walking together





Empathy





Empathy definitions

Empathy is a vicarious emotional experience in which you feel and understand what another person feels

Walking in someone's shoes



Sympathy

Sympathy means feeling pity and sorrow for someone's misfortune.

Example: they had great pity for the Sichuan earthquake victims.

Sympathy can also be a formal expression of feelings

Example: Kwok's friends joined in sending their sympathies to his widow Li Ming



Mediation Skills and Empathy

- Empathy implies feeling with a person, rather than feeling sorry for a person.
- Balancing empathy and professional role
- Stand alongside them
- Detach with love
- Being assertive in order to assist the patient receive advice or treatment



Patient and Clinician working together

- Develop a partnership with the patient
- Establish the patient's preferences for information and role in decision making
- Ascertain if any uncertainty about the course of action to take
- Respond to patient's ideas, concerns, and expectations
- Identify choices (include ideas and information that the patient may have)
- Present (or direct patient to) evidence
- Make or negotiate a decision in partnership with the patient and resolve conflict
- Agree an action plan and complete arrangements for follow up.



Rapport

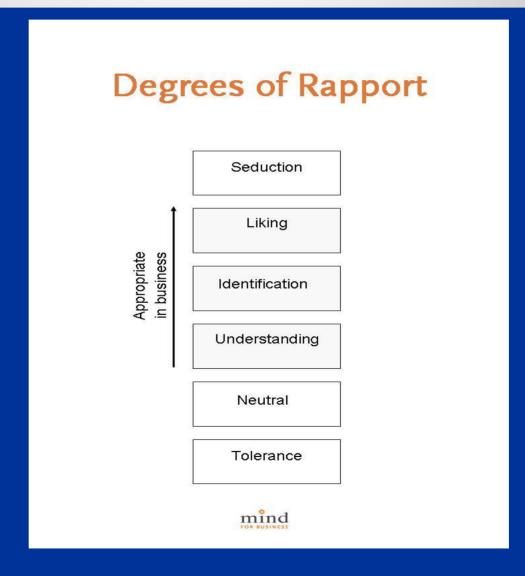
Central to effectiveness of establishing trust and respect

Has an effect on the:

- Quality of information
- Degree of change or difficult message patient willing to accept
- The degree to which clinician and patient can assess/trust each others information



Degrees of Rapport





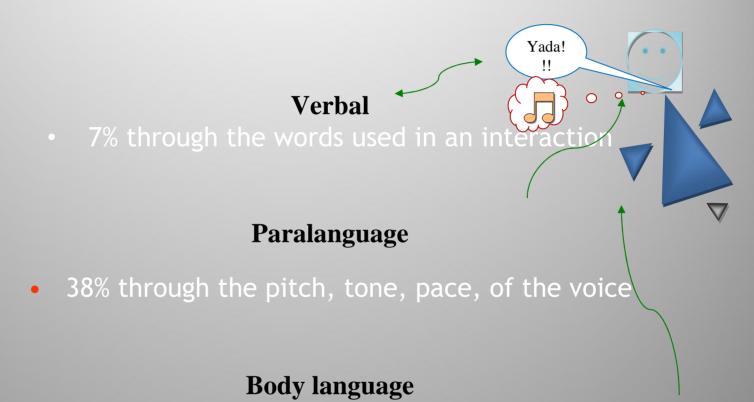
Mediator Skills Building Rapport

Matching

- Accurate observation
- Body posture and facial expressions
- Gestures and language
- Voice and breathing
- Communication
- How do we communicate?



Communication skills





Mediator Skills Communication with Patient

Non Verbal

- Body movements
- Vocalisations
- Spatial relationships
- Observing and understanding patient's non- verbal communication



CEDR Mediation Skills - Actively Listening to Patients

- Barriers to active listening
- Process of active listening
- **SOLER**
- Silence and minimal prompts
- Questioning



Mediator Skills – Questioning Patients

Types of Questions

- Open
- Closed
- Hypothetical
- Leading
- Multiple



Mediation Skills – Questioning Patient

- Paraphrasing
- Reflecting
- Reframing
- Summarizing

The mediator's skills of listening, summarizing and questioning can assist doctors explore what the patient's basic needs are and how best to assist them engage in their health programme



CEDR Asia Pacific Hong Kong

CEDR Asia Pacific
Dispute Resolution Centre
Suite 905, Queen's Place
74 Queen's Road Central, Hong Kong
T +852 28691816 F +852 28691307

Email: dmcfadden@cedr.com.hk www.CEDR-Asia-Pacific.com

