In Brazil, mediation and conciliation have different meanings in different countries. In Brazil, as indicated below, conciliation is a term that is based on a more familiar idea of the term – who is right, who is wrong, who has the law on their side, whereas mediation is a more flexible process, centered on the cooperation of the parties, and not on a law-based process. Conciliation is always a law-based procedure with a legal evaluation at the core of the process – who is right, who is wrong, what is the law? Mediation, on the other hand, is a process designed to solve disputes without interference in the legal merits of the dispute.

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