

SAARC MOOT COURT COMPETITION

ORGANISED BY
INDIAN INSTITUTE OF LEGAL STUDIES
SILIGURI, MATIGARA, DARJEELING, WEST BENGAL



25TH - 27TH OF FEBRUARY, 2016

IN THE MEMORY OF
JUSTICE ANUP DEB

OFFICIAL RULES AND REGULATIONS

The following are the Official Rules and Regulations for the **SAARC Moot Court Competition** to be organized at the Indian Institute of Legal Studies, Siliguri on 25th to 27th of February, 2016.

For the purpose of these rules, the following terms shall mean:

(1)“Competition” means the **SAARC Moot Court Competition** organized by the Indian Institute of Legal Studies, Siliguri.

(2)“Judge” means any person appointed to adjudicate/evaluate a participating team’s memorial or oral submissions.

(3)“Memorial” means the written pleadings of each participating team, written and submitted pursuant to these rules.

(4)“Organizers” means Indian Institute of Legal Studies, Siliguri.

(5) “Participating Institution” shall be presumed to be the parent Law College/University/ Department of the participating team.

(6)“Participating Team” means the team which is eligible as per the Official Rules and has registered itself for the competition as per **Rule B** mentioned below.

(7) “Penalty” means points deducted in case of violation of any rule.

It should be duly noted that:

(1) These rules are only inclusive and not exhaustive. If there is any situation which is not contemplated in the Official Rules and Regulations, the Organizers decision on the same shall be final.

(2)The Organizers reserve the right to vary, alter, modify, or repeal any of the rules if so required and as they may deem appropriate.

(3) The Organizers decision as regards to the interpretation of Official Rules and Regulations or any other matter related to the competition shall be final.

(4) Imposition of penalties including disqualification rests solely with the Organizers in case of failure to comply with the rule(s) or deadline(s).

(5) The Organizers reserve the right to take appropriate action against any participating team for any unethical, unprofessional and immoral conduct.

(6) The **Team-ID** issued to each participating team as per **Rule B.3** shall be their sole source of identity throughout the competition.

(7) The Participating Teams shall report to the Registration Desk on 25th February,2016.

IMPORTANT DATES

LAST DATE FOR ONLINE REGISTRATION	15 th January, 2016
LAST DATE FOR SUBMISSION OF HARD COPY OF REGISTRATION FORM & DEMAND DRAFT	20 th January, 2016
ASSIGNMENT OF TEAM IDS BY ORGANIZERS	23 th January, 2016
LAST DATE TO SUBMIT SOFT COPIES OF MEMORIALS	7 th February, 2016
LAST DATE TO SUBMIT SOFT COPIES OF MEMORIALS WITH PENALTIES	9 th February, 2016
LAST DATE TO SUBMIT HARD COPIES OF MEMORIALS	16 th February, 2016
REGISTRATION AT THE COMPETITION	25 th February, 2016
ORAL ROUNDS AND RESEARCHERS' TESTS	25 th -27 th February, 2016

A. GENERAL

1. Indian Institute of Legal Studies shall be organizing the ***SAARC Moot Court Competition*** on 25th - 27th of February, 2016.
2. The official working language of the competition would be English.
3. Participation is open to bona-fide law students pursuing either **LL.B.** (3-year or 5-year integrated) or **LL.M.** or any other equivalent law programme, from any law College/Department/University amongst the member nations of South Asian Association for Regional Cooperation (SAARC) registered under their respective Bar Councils.
4. Each participating team shall comprise of **three (3) members** only, consisting of **two (2) speakers** and **one (1) researcher**. Any additional member shall not be entitled to hospitality or certification. However, a team may comprise of only two (2) members, where one of the members has to act as both the researcher as well as the speaker.
5. Every Participating institution shall register only **one (1) team**.

B. REGISTRATION

1. All interested teams are required to register themselves by sending an e-mail to ***iilsmootsociety@gmail.com*** latest by 15th January, 2016 along with the scanned copy of the Registration Form and the scanned copy of the Demand Draft of Rs. 2000 (Indian Teams) or Rs. 4000 (Teams from member SAARC nations) drawn in favour of ***Indian Institute of Legal Studies***, payable at Siliguri. The subject should read as “***Registration for SAARC Moot Court Competition***”.

2. The Teams shall post the hard copies of the filled registration form along with the original demand draft to the following address latest by 20th January, 2016 at: ***Indian Institute of Legal Studies, Dagapur, Siliguri, Post Office-Matigara, District-Darjeeling, West Bengal, Pin Code -734010, Phone: +91-353-2574013***

3. On successful completion, a ***Team-ID*** would be communicated. This Team-ID issued to each participating team shall be their sole source of identity throughout the competition.

C. COMPETITION: ORAL ROUNDS AND RESEARCHER TEST

1. All participating teams, registered for the competition are required to submit their memorials as per **Rule D**.

2. The Oral Rounds of the ***SAARC Moot Court Competitions*** shall take place at the campus of Indian Institute of Legal Studies, Siliguri.

3. The dress code for the participants for the Oral Rounds shall be Western formals for gentlemen and Western formals for ladies and must comprise of the normally accepted attire for Moot Court Competitions.

4. The teams shall make their own arrangements to comply with **Rule C.3**.

5. There shall be a Draw of Lots and Memorial Exchange before each Oral Round. The Teams are not supposed to put any mark on the exchanged Memorial. The Teams shall return back the exchanged Memorial to the Court Officer after each Oral Round.

6. The teams are allowed to use a compendium of cases and other materials referred to in the memorials in the competition, provided the compendium should not disclose the identity of the Participating Institution or the names of the participants in any manner whatsoever.

7. Every team shall make oral submissions for the Prosecutor and the Defendant in two (2) separate **Preliminary Rounds**, respectively.

8. Eight (8) teams shall advance to the **Quarter-finals**. The memorial score shall be added to the oral score to credit qualification.

9. The team qualifying for the **Quarter-Finals** shall make oral submissions either for the Prosecutor or the Defendant depending upon the draw of

lots. A team will be credited with a win if their oral score is greater than that of the opposing team. In case the oral score of the two teams is the same, the memorial score shall be added to the oral score to credit a win. The winning team shall qualify for the **Semi-Final** Rounds.

10. During the **Semi-Finals**, a team will be credited with a win if their oral score is greater than that of the opposing team. In case the oral score of the two teams is the same, the memorial score shall be added to the oral score to credit a win.

11. Two (2) teams shall advance to the **Final**. The team with the higher Round Total shall be declared as the *Winning Team*. The team with the lower Round Total shall be declared as the *Runners-Up Team* of the competition. In case the oral score of the two teams is the same, the memorial score shall be added to the oral score to credit a win.

12. Each team will have a maximum of **20 minutes** to present their Oral Submissions during the Preliminary Rounds, **30 minutes** during the Quarter-Finals, **35 minutes** during the Semi-Finals and **45 minutes** during the Final. This will include the time that each team may want to reserve for their Rebuttal / Sur-rebuttal (which should not be more than **5 minutes** for any round).

13. No speaker will be permitted to address the Court for more than **13 minutes** during the Preliminary Rounds including Rebuttal / Sur-rebuttal, **20 minutes**

during the Quarter-Final including Rebuttal / Sur-rebuttal, **25 minutes** during the Semi-Finals including Rebuttal / Sur-rebuttal and **30 minutes** during the Final.

14. At the commencement of each Round, each team must notify the Court Officer as to the division of time between the two (2) speakers and the amount of time that the team reserves for their Rebuttal / Sur-rebuttal. A maximum of 5 minutes can be reserved for the Rebuttal / Sur-rebuttal.

15. Granting of additional time would be on the discretion of the Judges. Exceeding the time limit after the grant of additional time by the judges shall attract penalty on the discretion of the Judge. The time would be noted down by the Court Officer and in the absence of express instruction from the Judges, the Court Officer would not presume that any extra time has been granted by the Judges, hence it becomes the duty of the speaker to request the Judges for extra time if the speaker wishes to continue to speak after the completion of the allotted time.

16. All team members shall refrain from wearing, using or carrying in any form, any identifying items, such as badges, blazers, pins or any other identifying material(s) such as a books / bags with a College / Department / University / Library logo or seal during the competition.

17. All Participants are expected to strictly maintain decorum in the Court Room during the competition and are expected to conduct themselves in a manner befitting the legal profession.

18. All research, writing and editing must be solely the product of the members of the participating team. Persons other than the members of the participating team are not permitted to research on the Problem Statement of the competition or to provide any other kind of assistance to the participating members.

19. During the course of oral submissions, the participants cannot submit to the court any material containing pictorial representation whatsoever. Further the participants will not be permitted to make any audio / visual representation nor will they be allowed to use personal computers, laptops and any other technical or mechanical device during their oral submissions.

20. If at any instance a submission is made with any material in violation to **Rule C.19** and if any picture, sketches, photos, cartoons, caricatures, audio film, video film, projector-slide or a computer generated image is submitted or presented to court, the teams shall be subject to strict penalty including disqualification.

21. No member of any team or any individual connected with any team shall be permitted to hear the oral submissions in any court room in which that team is not one of the contesting teams whilst that team is still in the competition. The Organizers shall take strict action, including disqualification from the competition, against any team found to be scouting through a team member or through any other means.

MARKING CRITERIA FOR ORAL SUBMISSIONS

1. Each Judge will mark an individual speaker on a total of 100 marks.
2. The Round Total will be the aggregate of the total of the two (2) speakers.
3. The following will be the Marking Criteria and the Marks Allocated to compute the Round Total for each team:

Sl. No.	Marking Criteria	Marks
1.	Knowledge and Application of Relevant Law	20
2.	Interpretation and Application of Facts	20
3.	Ingenuity and Ability to Answer Questions	10
4.	Evidence of Original Thought	10
5.	Organization and Flow of Arguments	10
6.	Style, Poise, Courtesy and Demeanor	10
7.	Reference to Memorials in the course of Arguments	10
8.	Time Management	10
Total		100

4. The decision of the judges as to the marks allotted to any team shall be final.

RESEARCHERS' TEST

A written Researchers' Test to adjudge the Best Researcher shall be conducted.

D. MEMORIALS

1. Last day for the submission of soft copies of memorials without penalty is 7th February, 2016. Late submission of the memorials will attract a **two (2) marks penalty** per day. No memorial shall be accepted after 9th Feb, 2016 (23:59 IST).

2. Last day for the submission of hard copies of memorials is 16th February, 2016. A total number of 16 copies of memorials have to be submitted. (8 from each side) It should reach at the following address:

***Indian Institute of Legal Studies, Dagapur, Siliguri, Post Office-Matigara,
District-Darjeeling, West Bengal, Pin Code -734010, Phone: +91-353-2574013***

3. All participating teams must submit memorials for both Prosecutor and Defendant for the Problem Statement.

4. All participating teams must submit typed memorials fulfilling the following specifications:

(i) The memorials shall contain the following:

a) Cover Page

b) Table of Contents

c) Index of Authority

d) Statement of Jurisdiction

e) Statement of Facts

- f) Issues Involved
- g) Summary of Arguments
- h) Body of Arguments
- i) Prayer

(ii) The **Team ID** (Refer **Rule B.3**) should be clearly mentioned on the **top right corner** of the Cover Page in the following manner:

Suppose the Team ID allotted is **RG 27**, then it should appear as **RG 27_P** on the Prosecutor's Memorial and as **RG 27_D** on the Defendant's Memorial.

The Cover Page, along with the Team ID shall essentially consist of:

- a) The name and place of the forum
- b) The relevant legal provision for filing the suit/petition
- c) Name of the parties and their standing (Prosecutor or Defendant)
- d) Memorial filed on behalf of...
- e) Counsel appearing on behalf of...

(iii) The memorial shall not exceed **forty (40) pages**, including the Body of Arguments, which shall not be more than **twenty-five (25) pages**.

(iv) The memorials shall be typed on **A4 size pages** in Font type: **Times New Roman**, **Font Size: 12**, **Line spacing: 1.5** and **1 inch margin** on each side.

Footnotes should be in Font type: **Times New Roman, Font Size: 10** and **Line spacing: 1**. Use of Uniform mode of citation is recommended. There shall be proper page numbering and paragraph numbering.

(v) The memorials shall not contain any Annexure / Photographs / Sketches / Exhibits / Affidavit etc. Violation of the said provision will entail immediate disqualification from the competition.

(vi) The identity of the Participating Institution or the names of the participants if revealed in the memorials in any manner would amount to disqualification.

(vii) The Cover Page of the Memorial from the side of the Prosecutor shall be Blue in color and from the side of the Defendant shall be Red in color. The Memorial shall be spiral bound.

MARKING CRITERIA FOR THE MEMORIALS

1. Every participating team shall be marked on a total of 100 marks. There shall be separate marking for the Prosecutor and Defendant memorials.

2. The following shall be the marking criteria and the allocation of marks to each category:

Sr.No.	Marking Criteria	Marks
1.	Knowledge and Application of Facts and Law	25
2.	Depth and Quality of Research	25
3.	Proper and Articulate Analysis	20
4.	Clarity and Organization	10
5.	Citation of Authorities and Referencing	10
6.	Grammar and Style	10
Total		100

E. AWARDS

1. The following awards along with cash prize shall be presented:

i. Winning Team: Rs. 40,000.

ii. Runners-Up Team: Rs. 20,000.

iii. Best Memorial: Rs.5,000.

iv. Best Speaker: Rs. 5,000.

v. Best Researcher: Rs. 5,000.

2. In addition to the above awards, a certificate of participation will be given to all the teams participating in the competition.

F. COPYRIGHT

1. The copyright over the memorials submitted for the purpose of the competition shall be deemed to be assigned by the participants and the Participating Institution completely and fully with the Organizers. The participants shall certify in writing the originality of materials contained therein and shall be responsible for any claim or dispute arising out of the further use and exhibition of these materials.

2. Further use and exhibition of these materials, electronically or otherwise, shall be the exclusive right of the Organizers and they shall not be responsible for any liability to any person for any loss caused by errors or omissions in the collection of information, or for the accuracy, completeness, or adequacy of the information contained in these materials.

G. HOSPITALITY

1. Accommodation to all participants (Refer **Rule A.4**) shall be provided by the Organizers from the 25th February (12:00 IST), 2016 to 28th February, 2016 (12:00 IST). Teams wishing to stay back later than the above date and time shall make arrangements for accommodation on their own.

H. CLARIFICATIONS

1. Clarifications regarding matters other than the moot proposition may be sought from the Organizers.

2. Teams may request clarifications regarding the Official Rules of the competition via e-mail to *iilsmootsociety@gmail.com*. The subject of such e-mails must read ***Request for clarification***.

I. OFFICIAL COMMUNICATION

Email at: *iilsmootsociety@gmail.com*

Mrs. Trishna Gurung(Convener- Moot Court Society)

----- Names and phone No. of Contact Persons -----

1. Mr. Priyank Jagawanshi +91-9832970452 (Faculty In-charge)
2. Rahul Kedia +91-9832657444 (Student Convener)
3. Abhishek Singh +91-9734177736 (Student Co-Convener)
4. Souvik Chatterjee +91-8101252646 (Student Co-Convener)
5. Shivam Shiddharth Singh +91- 8172095668(Student Co-Convener)