

DR.A. T MARKOSE MEMORIAL 5th NATIONAL MOOT COURT COMPETITION FEBRUARY, 2017

RULES AND REGULATIONS

These rules are to be called as the 'Rules for the 5th Dr. A.T Markose Memorial National Moot Court Competition - 2017'. Where in

- i. **“Administrator/ Organizers”** means the School of Legal Studies, Cochin University of Science and Technology (CUSAT), Kalamassery, Kochi.
- ii. **“Participating team”** means the team which has registered itself for the competition as per the Rules or registration given below.
- iii. **“Participating college/University/institution”** shall be presumed to be the parent institution of the participating team.
- iv. All the rules are only inclusive and not exhaustive for the competition.
- v. Rules should be strictly adhered to. Any deviation where from would attract disqualification.
- vi. All decisions by the organizers in case of any disputes/ doubts etc. will be final. The organizers may make such rules and procedures at any point of time, as it deems fit.
- vii. Imposition of penalties including disqualification rests solely with the organizers in case of failure to comply with the rule(s) and deadline(s).

RULE 1: OVERVIEW

1. Date and Venue

The 5th Dr. A.T Markose Memorial National Moot Court Competition 2017 shall be held from **17th February to 19th February 2017** at the School of Legal Studies, Cochin University of Science and Technology (CUSAT).

2. Dress Code

The participants are required to be dressed in English formals during the competition. The participants are required not to wear casuals while in the CUSAT campus.

- i. Gentlemen are required to wear a full suit - comprising of a black blazer jacket and trousers, full sleeved shirts, and formal footwear.
- ii. Ladies are required to wear a full suit or formal black blazer jackets with formal skirt/pants and appropriate formal footwear

Ladies are also permitted to wear Indian formals. This includes Black blazer jacket, white kurthi, black leggings/pant, and formal footwear.

3. Language

The official working language of the Moot Court is English.

RULE 2: PARTICIPATION AND ELIGIBILITY

1. Team Member Eligibility

The competition is open only for bona fide students of recognized Institutions/ Universities/Organizations who are currently pursuing their Bachelor's degree in Law i.e. 3-Year LL.B. or 5-Year LL.B. Integrated Programme.

2. Team Composition and Selection

- Each team shall consist of a **minimum of 2 and maximum of 3 members**. This number cannot be modified under any circumstances.
- There shall be 2 speakers and 1 researcher designated in a 3 member team while in case of a 2 member team, both the members shall be considered to be speakers. Teams shall identify the speakers and researcher during registration. No extra member shall be allowed.
- Any additional Member of any Team shall not be entitled for hospitality or for any award.
- Each team will have a team code and each participant shall be given an individual code.
- Teams shall not disclose their identity or that of their institution or city, etc. except in the registration form: any disclosure shall invite strict penalty including disqualification. The decision for the same shall be at the discretion of the Administrator.

RULE 3: REGISTRATION

1. The provisional registration shall begin from 20th December, 2016
2. Teams shall receive their respective team codes once the registrations closes.
3. Final Registration Kindly read the General Instructions of Yukthi 2017 (via www.yukthi17.in) to comply with the final registration procedures. For further queries, kindly email us to yukthimootsls@gmail.com.
4. Desk Registration

The desk registration shall begin at 3:00 pm on **17th February 2017** and shall close by 7.00 pm on the same day. All teams are mandatorily required to report for this process.

RULE 4: CLARIFICATIONS TO THE MOOT PROBLEM

1. The participants shall submit queries or clarifications to the moot problem by sending a mail to yukthimootsls@gmail.com on or before 25th January, 2017.
2. The corrections and clarifications to the moot proposition shall be published in the official website.

RULE 5: WRITTEN MEMORIALS

1. All written submissions must conform to the following general requirements. Teams will be penalized for failure to abide by these requirements.

2. Submission of Memorials

i) Each team shall prepare **an Appellant and Respondent Written submission.**

ii) **Soft Copy:** Each Team that has been registered should mail one soft copy in pdf format (both the appellant as well as the respondent) to **yukthimootsls@gmail.com** on or before 11:59 p.m. of **31st January, 2017.**

iii) **Hard copy:** Each team shall send 4 copies of memorials (both the appellant as well as respondent) to the following address:-

The Faculty Convener, A.T Markose Moot Court Competition 2017 School of Legal Studies Cochin University of Science and Technology Thrikkakara P.O. Kochi- 682 022

iv) The same should reach before 4:00 p.m. on or before **5th February, 2017.**

v) **Discrepancy between hard and soft copy:**

Any discrepancy between the hard and soft copy submissions shall attract penalties.

vi) **Late submission:**

Late submissions beyond the stipulated date shall be entertained per the discretion of the organizers.

vii) **Format of Written Submissions**

Written Submissions must be typed and reproduced on white standard A4 paper except for the covers.

3. Parts of the Written Submission

The Written Submission shall consist of the following parts:

- i. Table of Contents;
- ii. Index of Authorities;
- iii. Statement of Jurisdiction;
- iv. Questions Presented/ Issues Raised;
- v. Statement of Facts;
- vi. Summary of Pleadings;
- vii. Pleadings;

- viii. Conclusion/Prayer for Relief; and
- ix. Appendix (Optional).

Font - Times New Roman, Font size of text of all parts - 12 (except for the cover page), Line spacing - 1.5, Footnote font size- 10, Footnote line spacing- 1, Margin- 1 inch on all sides.

2. Page Limit

The entire memorial **shall not exceed 30 pages** and the pleadings should **be restricted to 20pages**.

3. Different- colored covers (Applicable to Hard copies alone)

- i. The colors chosen by the Team to distinguish Appellant and Respondent written submissions are to be as follows: **Blue for Appellant and Red for Respondent.**
- ii. Team code shall be typed at **the top right** side of the cover page.

4. Binding

Written submissions must be fastened by ring, spiral, comb binding or soft binding along the left side of the written submission. No other form of binding including stapling or hard binding is permitted.

5. Evaluation of Memorials

The memorials shall be evaluated on a scale of 0-100 based on the following criteria:

- Knowledge of law and facts
- Integration of facts into legal arguments
- Focus on legal points
- Clarity, brevity and style v.
- Use of authorities with proper citation
- Logical progression of ideas
- Formatting and presentation
- Variety and depth of research (innovative points and unique interpretation of fact/law).

RULE 6: RESEARCHERS ROUND

1. The researchers will have an **independent session** which will either be a test or a viva or both.
2. The organizers will intimate and clarify on this regard at the earliest.

RULE 7: ORAL PRESENTATION

1. Rounds

- The competition has been schematized to consist of: **Preliminary, Rounds, Quarter-finals, Semi-finals and Finals.**
- The Preliminary round shall consist of two sessions wherein every team shall argue once for Petitioner and once for Respondents. Every team shall have a total of 40 minutes (each speaker gets 20 minutes each) to make their oral presentation in the preliminary rounds. There shall be no rebuttal or sur-rebuttal at this stage.
- In the Quarter final rounds, each team shall be getting a total of 45 minutes to make their oral presentation, out of which the teams can choose to allot time for rebuttal and sur-rebuttal.
- In the Semi-Finals and Finals, each team shall be getting a total of 50 minutes each to make their oral presentations which will also include the time for rebuttal and sur-rebuttal.
- The division of time among the speakers shall be intimated to the court officers before the commencement of each session.

2. Draw of lots and exchange of memorials

1. Draw of lots and exchange of memorials shall take place on the evening of 17th February, 2017. The exchanged memorials shall be submitted to the court officers of respective courtrooms at the end of a session.
2. Any markings or damage caused to the opponent memorial shall attract severe penalties.

3. Selections

- All the prospective teams who register and submit their memorials on or before the dates specified will be eligible for preliminary rounds. However, if the number of registration goes more than the expected limit, there may be a memorial round for selecting the teams for oral presentation.
- The selection from the preliminary round shall be based on the cumulative marks for both oral presentation and marks obtained for the memorial submission.
- The selection for quarter-finals would be on win basis. In case of a tie, the aggregate score of the team would be considered. In the prelims, the top 8 teams who have won both the preliminary rounds shall proceed to the Quarters. If there are less than 8 teams with 2 wins, the aggregate scores of teams with 'one win and one loss' shall be considered.
- The quarter- final, semi-final and final rounds would be on a 'knock-out' basis.

4. Criterion for judgment of Oral presentation:

The oral presentations shall be judged based on the following criteria:

- Knowledge and use of facts

- Articulation and analysis of issues
- Understanding legal principles applicable to the issues presented
- Logic and reasoning
- Organization and clarity
- Deference to the Court
- Ability to explain legal principles
- Use of authorities and principles of law
- Ingenuity and persuasiveness
- Style, poise and court manners

5. Scouting

- i. No Team member or person directly affiliated with any Team may attend any Preliminary Round other than those in which their Team is competing. Any team proved to have been scouting shall be penalized.
- ii. Participants shall not disclose the identity of their Team through direct or indirect means.

RULE 8: TRAVEL AND ACCOMODATION

Teams shall be provided boarding only on submission of their travel details in the said format. Accommodation and food to the participating teams will be provided by organizers from 9:00 a.m. of 15th February 2017.

RULE 9: AWARDS

- i. Winner – Rs. 15,000
- ii. Runner Up Team – Rs. 10,000
- iii. Best Memorial Award – Rs. 6500
- iv. Best Speaker Award – Rs. 6500
- v. Best Researcher Award- Rs. 6500

All participants will be awarded participation certificates

RULE 10: ANNOUNCEMENT OF RESULTS

1. The results of the Preliminary rounds shall be announced shortly after the completion of both the rounds.
2. The results of the Quarter-final and Semi-final Round(s) shall be announced shortly after the completion of each of the rounds.
3. The winners of the competition will be announced during the Awards ceremony on 19th February, 2017.

RULE 11: ANONYMITY

Student Teams shall not disclose their names and the identity of their respective institution/college/university at any time before the award ceremony. Each team shall be issued individual codes, at the time of the registration and the same shall be the sole source of identity of the respective teams throughout the competition.

Note: All team members, coaches and observers 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/university/library logo or seal.

RULE 12: COPYRIGHT

1. The copyright over the memorials submitted for participation in the competition is assigned by participants and shall vest completely and fully on Faculty of Law, School of Legal Studies, CUSAT, Kalamassery, Cochin. 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 Faculty of law, School of Legal Studies, CUSAT, Kalamassery, Cochin, India 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.

RULE 13: DISCLAIMER

1. The Moot Court Competition is based on a purely fictitious problem, whereby the characters & the incidents or the course of events in the moot problem are completely imaginary and the same has no relation to any person living or dead or any post/present real life incident.

2. The Moot Court Competition is made solely for the purpose to train the law students of India for the Bar.

YUKTHI 2017