

RULES FOR
M. C. CHAGLA MEMORIAL GOVERNMENT LAW COLLEGE
STATE MOOT COURT COMPETITION
23rd & 24th JANUARY, 2009

1. General

- 1.1 Each team shall comprise of three (3) members only, consisting of two (2) speakers and one (1) researcher.
- 1.2 Participation is restricted to bona-fide law students either enrolled in the 3-year L.L.B Law course or the 5-year integrated Law course.
- 1.3 Accommodation and Certification shall **not** be provided to a fourth team member.
- 1.3.1 Accommodation shall be provided for the 23rd and 24th nights of January 2009 only.
- 1.4 The duly completed Registration Form must be sent to the Government Law College, Mumbai by post, on or before Friday, 2nd January, 2009, at the following postal address:
- The General Secretary
Moot Court Association
Government Law College
'A' Road, Churchgate,
Mumbai - 400 020.
India.
- Alternatively, a scanned copy of the duly completed Registration Form may be sent via e-mail to mootcourts@glc.edu / mcaglc@gmail.com on or before 2nd January, 2009.
- 1.5 No change in the names of the participants shall be permitted after the receipt of the Registration Form, except at the sole discretion of the Organisers.
- 1.6 The dress code for the participants during the Rounds of the competition shall be as prescribed for Advocates of the Supreme Court by the Bar Council of India Rules, 1975 under Chapter IV (Rules under Sec 49 (1) (gg) of the Advocates Act, 1961). The dress code for all other functions of the competition shall be Western formals for gentlemen and Western or Indian Formals for ladies.
- 1.7 The teams shall make their own provisions to comply with Clause 1.6.

2. Competition Rounds

- 2.1 The competition rounds shall be held over a period of two days.
- 2.2 In the Preliminary Rounds, each team shall argue for both the sides (Petitioner and Respondent).
- 2.3 A team shall be credited with a win in the Preliminary Rounds if their Round Total as defined in Clause 6.3 is greater than the opposing team.
- 2.4 Four (4) teams shall advance to the Final Rounds from the Preliminary Rounds.
- 2.5 Teams that have a 2:0 win loss ratio in the Preliminary Rounds shall directly advance to the Final Round.
- 2.6 In case more than 4 teams have a 2:0 win: loss ratio the teams with the higher aggregate score will advance to the Final Round (from among those teams that have a 2:0 win: loss ratio)
- 2.7 In case of a tie after the application of clause 2.6 the team with the higher Memorial Score will advance to the Final Round.
- 2.8 The (4) teams that advance to the Final Round will be seeded.
 - 2.8.1 The team with the highest aggregate score in the Preliminary Round will be paired opposite the team with the third highest aggregate score and the team with the second highest aggregate score will be paired opposite the team with the lowest aggregate score.
- 2.9 The Final Round pairings will be according to a draw of lots.
- 2.10 In the Final Rounds, the team with the highest score and second highest score from among the four (4) finalists will be declared as the Best Team and 2nd Best Team respectively.

3. Memorials

- 3.1 All teams must submit Memorials/ Written Submissions for both sides (Petitioner & Respondent)
- 3.2 All teams must submit typed Memorials fulfilling the following specifications:
 - 3.2.1 Memorials shall contain the following:
 - (i) Index.
 - (ii) Index of Authorities.

- (iii) Statement of Jurisdiction.
 - (iv) Synopsis of Facts.
 - (v) Summary of Arguments.
 - (vi) Body of Arguments.
 - (vii) Conclusion / Prayer.
- 3.2.2 The Memorial shall not be more than forty (40) pages, including the Body of Arguments, which shall not be more than twenty (20) pages.
- 3.2.3 All memorials must have a soft cover and must be spiral bound.
- 3.2.4 The cover page of the Memorial must follow the following colour scheme: Blue for the Petitioner cover page and Red for the Respondent cover page.
- 3.2.5 The Memorial shall be typed on A4 size page in Font type: Times New Roman, Font size: 12, Double Spacing & 1 inch margin on all sides. Footnotes: Font size 10, no double spacing.
- 3.2.6 The Memorial must not contain any Annexure/ Photographs / Sketches / Exhibits / Affidavit etc.
- 3.3 All teams must send 6 (six) copies of the Memorial for each side along with a CD containing the soft copies of the two memorials in Read-Only Microsoft Word Format.
- 3.4 A covering letter **must** be enclosed with the Memorials specifying the name of the College/University of the participating team.
- 3.5 However the identity of the team or the names of the participants should **not** be revealed in the Memorial in any manner whatsoever. Teams disclosing their identity through the memorials will be subject to disqualification.
- 3.6 Memorials must reach the following address by 6:00 p.m. on 9th January, 2009. The teams are also requested to intimate the posting details (date, time, mode etc.) at the following email address memorials.2009@gmail.com

Mr. Devvrat Periwal

C/o, B. L. Taparua

Moot Court Association

71, Marine Drive,

Girikunj Building,

6th Floor, Flat no – 61A

Mumbai 400 020

- 3.7 Participants are advised to carry extra copies of their Memorials for their own use. The copies submitted to the Organisers would be for the use of the Memorial Judges and Bench Judges and shall not be returned to the participants.
- 3.8 After the completion of the Competition, the Organisers shall reserve the right to use the memorials submitted by the participating teams, as they may deem appropriate.
- 3.9 Memorials not following any of the above specifications will be penalised.

4. Marking Criteria for the Memorials

- 4.1 The Memorials will be judged by a special panel of Judges.
- 4.2 The following will be the Marking Criteria and the Marks Allocated to each category:

<u>Sr.No</u>	<u>Marking Criteria</u>	<u>Marks Allocated</u>
1.	Knowledge of Facts	10
2.	Knowledge of Law	10
3.	Proper and Articulate Analysis	10
4.	Evidence of Original Thought	10
5.	Grammar and Style	10
6.	Correct Format and Citation	10
7.	Extent and Use of Research	20
8.	Clarity and Organization	20
	Total	100

5. Oral Submissions

- 5.1 As specified hereinabove in clause 1.1, each team should have two speakers who shall divide the oral submissions between themselves.
- 5.2 During the course of the Oral Submissions no speaker shall reveal his/her identity or the identity of his/her college/university by any means whatsoever.
- 5.3 Each team will have a maximum of 30 minutes to present their Oral Submissions. This would include the time that each team may want to reserve for their rejoinder / sur-rejoinder.
- 5.3.1 At the commencement of each session of Oral Submissions each team must notify the Court Officer the amount of time that the team wants to reserve for their

rejoinder / sur-rejoinder. A maximum of 5 minutes can be reserved for the rejoinder/ sur-rejoinder.

- 5.3.2 No speaker will be permitted to address the Court for more than 20 minutes.
- 5.3.3 At the commencement of each session of Oral Submissions each team shall notify the Court Officer as to the division of time between the 2 speakers.
- 5.3.4 Five (5) minutes before the completion of the allocated time for each speaker there will be a warning bell, and at the completion of the allocated time for each speaker there will be a final bell.
- 5.3.5 If any speaker continues to speak after the completion of his/ her time, the additional time which he/ she speaks for will be deducted from the time allocated to his/ her co- speaker, or from the time allocated for the rejoinder and sur-rejoinder, as the case may be.
- 5.4 The final decision as to the time structure and the right to rejoinder / sur-rejoinder will be that of the Bench Judges.
- 5.5 All teams will be expected to carry with themselves any case law and authorities which they intend to refer to during the course of their Oral Submissions.
- 5.6 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.
- 5.7 If at any instance a submission is made with any material in violation to Clause 5.6 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 disqualification.

6. Marking Criteria for the Oral Submissions

- 6.1 Each Speaker will be marked on a total of 100 marks by each Bench Judge.
- 6.2 The Team Total will be the aggregate of the total of the two (2) speakers.
- 6.3 The following will be the Marking Criteria and the Marks Allocated to each category:

Sr. No	Marking Criteria	Marks Allotted
1.	Knowledge of Law	20
2.	Application of Law to Fact	20
3.	Ingenuity and Ability to Answer Questions	20

4.	Style, Poise, Courtesy and Demeanour	15
5.	Organisation and Flow of Arguments	15
6.	Perusal of Memorials	10
	Total	100

- 6.4 The decision of the judges as to the marks allotted to any team shall be final.
- 6.5 So as to ensure uniformity in the marking system all the judges will be provided with a marking guideline.
- 6.6 The marks for the Best Memorial Assessment (which will be judged by a special panel of Memorial Judges) will not be included in the Round Marks and will not be included for the purpose of determining the Team and Individual Scores except as specified in Clause 2.7 As has been specified in Clause 6.3, there is a separate marking category for 'Perusal of Memorials' in the course of Oral Submissions which will be part of the Oral Submissions Marks and these marks will be awarded by the Bench.

7. Awards

- 7.1 The following awards shall be presented:
- i) Best Team
 - ii) 2nd Best Team
 - iii) Best Speaker
 - iv) 2nd Best Speaker
 - v) Best Memorial
- 7.2 All participants will be presented with Certificates of Participation and all the winners of awards as specified in Clause 7 will be presented with Certificates of Merit.

8. Miscellaneous

- 8.1 No member of any team or any individual connected with any team will be permitted to hear the arguments in any court room in which that team is not one of the contesting teams whilst that team is still in the competition. The Organisers shall take strict action, including ejection from competition, against any team found to be scouting through a team member or through any other means.
- 8.2 All Participants are expected to maintain decorum in Court during the rounds of the competition and are expected to conduct themselves in a manner befitting the legal profession.
- 8.3 The Organisers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.

- 8.4 The Organisers decision as regards the interpretation of rules or any other matter related to the competition will be final.
- 8.5 If there is any situation which is not contemplated in the rules, the Organisers decision on the same shall be final.
- 8.6 The Organisers reserve the right to vary, alter, modify, or repeal any of the above rules if so required and as they may deem appropriate.

9. Requests for Interpretation of the Case study and Rules of the Competition

- 9.1 All requests for interpretation of the case study and rules of the competition must be directed to the General Secretary, Moot Court Association.
- 9.2 Such requests for interpretation must be sent via e-mail to mootcourts@glc.edu or mcaglc@gmail.com. The subject of the e-mail must read “*Request for Interpretation*”

10. Disclaimer

The Material in the moot court problem is not intended to and does not attempt to resemble any incident or any person living or dead. All material in the problem is fictitious and any resemblance to any incident or person, if any, is not intended, but merely co-incidental.

