



**1<sup>ST</sup> NATIONAL LAW UNIVERSITY ODISHA MARITIME LAW**

**MOOT COURT COMPETITION, 2014**

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MARCH 21<sup>ST</sup> – MARCH 23<sup>RD</sup>, 2014

*at*

NATIONAL LAW UNIVERSITY ODISHA, CUTTACK

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**MOOT COURT COMPETITION**

**PROCEDURE CODE**

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### 1. PARTICIPATION AND ELIGIBILITY

- 1.1. Each college is eligible to send one team only.
- 1.2. All undergraduate students pursuing a five year course of LL.B. degree in the academic year 2013-14 from a recognised institution is eligible to participate.
- 1.3. All the team members should be *bona fide* students of their college.
- 1.4. The team shall comprise of minimum of two and maximum of three participants.
- 1.5. Each team is required to have two speakers.
- 1.6. The position of researcher is optional.
- 1.7. Only the designated speakers will be allowed to put forth oral arguments in the rounds.
- 1.8. No team alteration is allowed without the prior permission of the Core-Committee.

### 2. REGISTRATION

- 2.1. The competition possesses a cap of 32 teams.

- 2.2. Institutions are required to register themselves provisionally by February 7<sup>th</sup>, 2014 23:59 hrs by sending a mail of intent to participate in the competition at [mootsociety@nluo.ac.in](mailto:mootsociety@nluo.ac.in).
- 2.3. The provisional confirmation to the registration of participation will be send to the teams by February 10<sup>th</sup>, 2014.
- 2.4. Once a team has been confirmed as a participant, they are required to send a *demand draft* of Rs. **2,000/-** drawn in favour of **Registrar, National Law University, Odisha** payable at **Cuttack, Odisha**. The Demand Draft is required to be sent to THE MOOT SOCIETY, NATIONAL LAW UNIVERSITY ODISHA, BRAJBHARIPUR, NEAR NARAJ BARRAGE, CDA SECTOR 15, CUTTACK – 753015.
- 2.5. Institutions are required to confirm their participation by sending a confirmation to participation mail along with the scan copy of the *Demand Draft* and the copy of courier by February 10<sup>th</sup>, 2014 23:59 hrs at [mootsociety@nluo.ac.in](mailto:mootsociety@nluo.ac.in).
- 2.6. All the teams will be allotted a team code, once their confirmation to participation is received.
- 2.7. The teams shall send their registration forms along with the Travel Plan by March 10<sup>th</sup>, 2014 2359 hrs through mailing it [mootsociety@nluo.ac.in](mailto:mootsociety@nluo.ac.in).

### 3. MEMORIALS

- 3.1. The memorials shall consist of the following section in the same sequence :-
  - a. Cover Page
  - b. Table of Contents
  - c. List of Abbreviations
  - d. Index of Authorities
  - e. Statement of Jurisdiction
  - f. Statement of Facts
  - g. Issues Raised
  - h. Summary of Arguments
  - i. Argument Advanced
  - j. Prayer
- 3.2. All the memorials shall conform to the following requirements :-
  - a. Memorials shall be printed on an A4 paper with black ink.

- b. Each page of the Memorial must have a margin of one inch on all sides. No text must be placed within this margin of the page, other than the page number.
  - c. The font used for the body of the memorial shall be Times New Roman, Size 12, 1.5 spacing.
  - d. The font used for the citations shall be Times New Roman, Size 10 single spacing.
  - e. Teams are not required to follow any specific citation method. A uniform citation method should be followed. Though the citations should be distinguishable and understandable.
  - f. Substantive footnoting is prohibited.
  - g. The font used for the header/footer shall be Times New Roman, Size 12, 1.5 spacing.
- 3.3. The Index of Authorities must list all the authorities cited in the Memorial. The Index must indicate the page number(s) of the Memorial in which the authority is cited.
- 3.4. Statement of Facts shall not exceed 2 pages.
- 3.5. Summary of Arguments shall not exceed 2 pages.
- 3.6. All legal arguments must be limited to the Arguments Advanced section of the Memorial.
- 3.7. The team code assigned to the teams shall be mentioned at the top-right corner of the cover page.
- 3.8. Names of the participants or of the institution being represented ought not to be mentioned anywhere in the Memorial. Any other mark, character or text that reveals the identity of the team members or of the institution being represented would also be considered a violation of this rule.
- 3.9. The hard copies of the memorials shall bear a cover page in conformity of the following scheme:  
Plaintiff(s)/Petitioner(s)/Appellant(s)/Claimant(s) – Blue  
Defendant(s)/Respondent(s) – Red
- 3.10. All the memorials shall be submitted in .doc or .docx form.
- 3.11. Memorials shall be mailed to [mootsociety@nluo.ac.in](mailto:mootsociety@nluo.ac.in) by March 15<sup>th</sup>, 2014 2359 hrs. The subject of the mail shall be ‘Submission of the Memorial of Team Code \_\_\_\_’.
- 3.12. Teams shall bring 6 copies of the memorial, both sides, along with them to the competition. It is advisable to the teams to print the copies beforehand. **The Core-**

**committee doesn't take any kind of responsibility, whatsoever, of the printing of the memorial at the competition venue.**

- 3.13. No two memorials shall be substantially similar. If, in case, it will be found such and after the consultation with the Memorial Examiner, both the teams will be disqualified from the competition.
- 3.14. No amendments can be made after the submission of the soft copy of the memorial.
- 3.15. Soft and hard copy of the memorials shall be identical.

#### **4. MEMORIAL PENALTY**

- 4.1. Violation of rule 3.1. shall attract penalty of *one* mark on each deviation.
- 4.2. Violation of rule 3.2.a. shall attract penalty of *two* marks.
- 4.3. Violation of rule 3.2.b. shall attract penalty of *one* mark per page.
- 4.4. Violation of rule 3.2.c. shall attract penalty of *one* mark per page.
- 4.5. Violation of rule 3.2.d. shall attract penalty of *one* mark per page.
- 4.6. Violation of rule 3.2.e. shall attract penalty of *five* marks.
- 4.7. Violation of rule 3.2.f. shall attract penalty of *two* marks per substantive citation.
- 4.8. Violation of rule 3.2.g. shall attract penalty of  $\frac{1}{2}$  marks per page.
- 4.9. Violation of rule 3.4. shall attract penalty of *two* marks per exceeded page.
- 4.10. Violation of rule 3.5. shall attract penalty of *two* marks per exceeded page.
- 4.11. Violation of rule 3.6. shall attract penalty of *five* marks.
- 4.12. Violation of rule 3.7. shall attract penalty of *two* marks.
- 4.13. Violation of rule 3.8. shall lead to disqualification.
- 4.14. Violation of rule 3.9. shall attract penalty of *two* marks.
- 4.15. Violation of rule 3.10. shall attract penalty of *two* marks.
- 4.16. Late submission of memorial as per rule 3.11. shall attract  $\frac{1}{2}$  marks per exceeded hour.
- 4.17. Violation of rule 3.13. shall lead to disqualification, subject to the assessments of the Memorial Examiner.
- 4.18. Violation of rule 3.15. shall attract penalty of *two* marks per violation.

#### **5. EVALUATION OF MEMORIAL**

- 5.1. Memorial will carry  $\frac{1}{2}$  weightage of the total cumulative marks in the preliminary rounds.

- 5.2. Memorial marks shall not be taken into account in any other round except the preliminary rounds.
- 5.3. Memorials shall be evaluated on the following criteria:
- |   |          |
|---|----------|
| a) Knowledge of Fact and Law              | 20 Marks |
| b) Proper and Articulate Analysis         | 20 Marks |
| c) Extent of Use of Research              | 20 Marks |
| d) Clarity and Organisation               | 20 Marks |
| e) Style, Grammar and Citation of Sources | 20 Marks |
- 5.4. Penalties shall be deducted from each of the Memorials after the each such memorial has been evaluated.
- 5.5. In any event maximum penalty on a team shall not exceed 20 marks.
- 5.6. Memorial scoring maximum cumulative marks after the deduction of penalty shall be declared as the Best Memorial

## 6. ORAL ROUNDS

- 6.1. The Language of the Court shall be English only.
- 6.2. Dress Code for Oral Rounds shall be:
- Men – Black Western Formals
- Women – Black Western or Indian Formals
- 6.3. Preliminary Rounds:
- There shall be two preliminary rounds. Each team shall argue from both sides at least once.
  - The Fixtures of the Preliminary Rounds would be decided by Draw of Lots.
  - Each team will be allotted 20 minutes *including* rebuttal/sur-buttal.
  - No speaker shall speak more than 10 minutes.
  - In case, a team does not appear for 10 minutes after the scheduled commencement of round, the other team shall make ex-parte submissions.
- 6.4. Quarter Finals
- Top 8 teams as per Rule 9 of the Code shall be eligible for the Quarter Finals.
  - The Fixtures of the Quarter Finals would be decided by Draw of Lots.
  - Each team will be allotted 30 minutes *including* rebuttal/sur-buttal.
  - No Speaker shall speak more than 15 minutes.

- e. Quarter Finals shall be a knockout round. Team scoring more than the opponent will proceed to the Semi-finals.
- f. In case, a team does not appear for 10 minutes after the scheduled commencement of round, the other team shall proceed to next round.

6.5. Semi Finals

- a. Winners of each court shall be eligible for Semi-finals
- b. The Fixtures of Semi-Finals would be decided by Draw of Lots.
- c. Each team will be allotted 40 minutes *including* rebuttal/sur-buttal.
- d. No Speaker shall speak more than 20 minutes.
- e. Semi Finals shall be a knockout round. Team scoring more than the opponent will proceed to the Finals.
- f. In case, a team does not appear for 10 minutes after the scheduled commencement of round, the other team shall proceed to next round.

6.6. Finals

- a. Winners of each court shall be eligible for Finals
- b. The Fixtures of Finals would be decided by Draw of Lots.
- c. Each team will be allotted 45 minutes *including* rebuttal/sur-buttal.
- d. No Speaker shall speak more than 25 minutes.
- e. Team scoring more than the opponent shall be the Winner of the 1st National Law University Odisha Maritime Law Moot Court Competition – 2014.
- f. In case, a team does not appear for 10 minutes after the scheduled commencement of round, the other team shall be declared winner.

6.7. The time split between the speakers must be communicated to the Court-Clerk prior to the commencement of each Round.

6.8. Use of electronic devices is prohibited inside the Courtroom.

6.9. The teams shall not disclose, in any manner whatsoever, for the entire duration of the Rounds, either their own individual identities or the identity of the institution that they represent.

6.10. There shall be no communication, oral, written or in any other manner whatsoever, between team members seated on the table and the speaker making oral submissions.

6.11. Teams can pass on compendium of the sources they cite in their memorials if so requested by the judges.

## **7. EVALUATION OF THE ORAL ROUNDS**

- 7.1. Oral Rounds marks will carry ½ weightage in the preliminary rounds.
- 7.2. All the rounds shall be judged solely on the basis of oral marks except preliminary rounds.
- 7.3. The evaluation would be done on the following criteria:
- |                                     |          |
|-------------------------------------|----------|
| a. Knowledge of Law                 | 30 marks |
| b. Answer to Questions              | 24 marks |
| c. Knowledge of Facts               | 20 marks |
| d. Style, Poise and Demeanour       | 16 marks |
| e. Organisation and Time Management | 10 marks |
- 7.4. Speaker scoring maximum cumulative marks in preliminary rounds shall be termed as Best Advocate.

## **8. SELECTION CRITERIA FOR THE PRELIMINARY ROUNDS**

- 8.1. Each Preliminary Round shall be determined on the basis of award of 6 points.
- 8.2. If the difference in memorial scores of the teams facing each other is equal to or exceeds seven percent (7%) of the team scoring higher, then three (3) points are to be awarded to the team with the superior memorial scores and if the difference in memorial scores is less than seven percent (7%), then two (2) points are to be awarded to the team with the superior memorial scores and one (1) point is to be awarded to the other team.
- 8.3. If the difference in speaker scores of the teams facing each other as awarded by each judge in the preliminary round is equal to or exceeds seven percent (7%) of the team scoring higher, then three (3) points are to be awarded to the team with the superior speaker scores and if the difference in speaker scores is less than seven percent (7%), then two (2) points are to be awarded to the team with the superior speaker scores and one (1) point is to be awarded to the other team.
- 8.4. The top 8 teams with maximum points out of the 12 points shall proceed to Quarter Finals.
- 8.5. If two or more teams have the same cumulative points then the team with the more number of wins shall proceed.



- 8.6. If two or more teams have the also the same cumulative points and also the same number of wins, the team with the higher cumulative oral rounds marks shall be ranked higher.
- 8.7. If two or more teams have the same cumulative points, the same number of wins, and also the same cumulative oral rounds marks, then the team with the higher net memorial score, i.e., the score of the memorials after deducting penalties, shall be ranked higher.

## 9. MISCELLANEOUS

- 9.1. *Core-Committee* means the society formed at National Law University Odisha for the overall supervision and organisation of the 1st National Law University Odisha Maritime Law Moot Court Competition - 2014.
- 9.2. Any clarification sought for the problem shall be mailed to [mootsociety@nluo.ac.in](mailto:mootsociety@nluo.ac.in) before February 16<sup>th</sup>, 2014. The answers to the clarification shall be released by February 23<sup>rd</sup>, 2014.
- 9.3. Accommodation shall be provided to the **participants only** during the days of the Competition i.e. from 21<sup>st</sup> March, 2014 00:00 hrs to 24<sup>th</sup> March, 2014 12:00 hrs.
- 9.4. Teams who intend to arrive prior or leave after the specified dates are required to make their own arrangements.
- 9.5. No member of 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. Violation of the rule will lead to disqualification.
- 9.6. No audio or videotaping of oral pleadings is permitted without the permission of the Core-Committee, the Panel before which the team is scheduled to present and the opposing team. The Core-Committee reserves all rights to audio and videotaping, or any other form of audio or visual reproduction, of any oral round or part thereof.
- 9.7. All Participants are expected to maintain decorum in the Court during the competition and are expected to conduct themselves in a manner befitting the legal profession. The Core-Committee reserves the right to take appropriate action for any unethical, unprofessional and immoral conduct.
- 9.8. The Core-Committee decision as regards the interpretation of rules or any other matter related to the competition will be final and binding.

9.9. If there is any situation which is not contemplated in the rules, the Core-committee decision on the same shall be final and binding.

9.10. The Core-Committee reserve the right to vary, alter, modify, or repeal any of the above rules without any prior notification, if so required and as they may deem appropriate.

## 10. AWARDS

10.1. Winner, as defined in Rule 6.6.e. shall be awarded Winner Trophy and a cash prize of ₹20,000/-

10.2. Runners-up shall be awarded Runners-up Trophy and a cash prize of ₹12,000/-

10.3. Best Memorial as defined in Rule 5.6. shall be awarded Best Memorial Trophy and a cash prize of ₹5,000/-

10.4. Best Advocate as defined in Rule 7.4. shall be awarded the best advocate trophy and a cash prize of ₹5,000/-.

## 11. SCHEDULE

Release of Problem	February 04 <sup>th</sup> , 2014
Provisional Registration	February 07 <sup>th</sup> , 2014
Confirmation of Provisional Participation	February 10 <sup>th</sup> , 2014
Last Date to Sought Clarification & Confirmation of Participation	February 16 <sup>th</sup> , 2014
Release of Clarification	February 23 <sup>rd</sup> , 2014
Last Date of Submission of Registration Details	March 10 <sup>th</sup> , 2014
Last Date of Memorial Submission (Soft Copy)	March 15 <sup>th</sup> , 2014 2359 hrs
Moot Competition	March 21 <sup>st</sup> , 2014 to March 23 <sup>rd</sup> , 2014

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