

FIRST EDITION, 2017

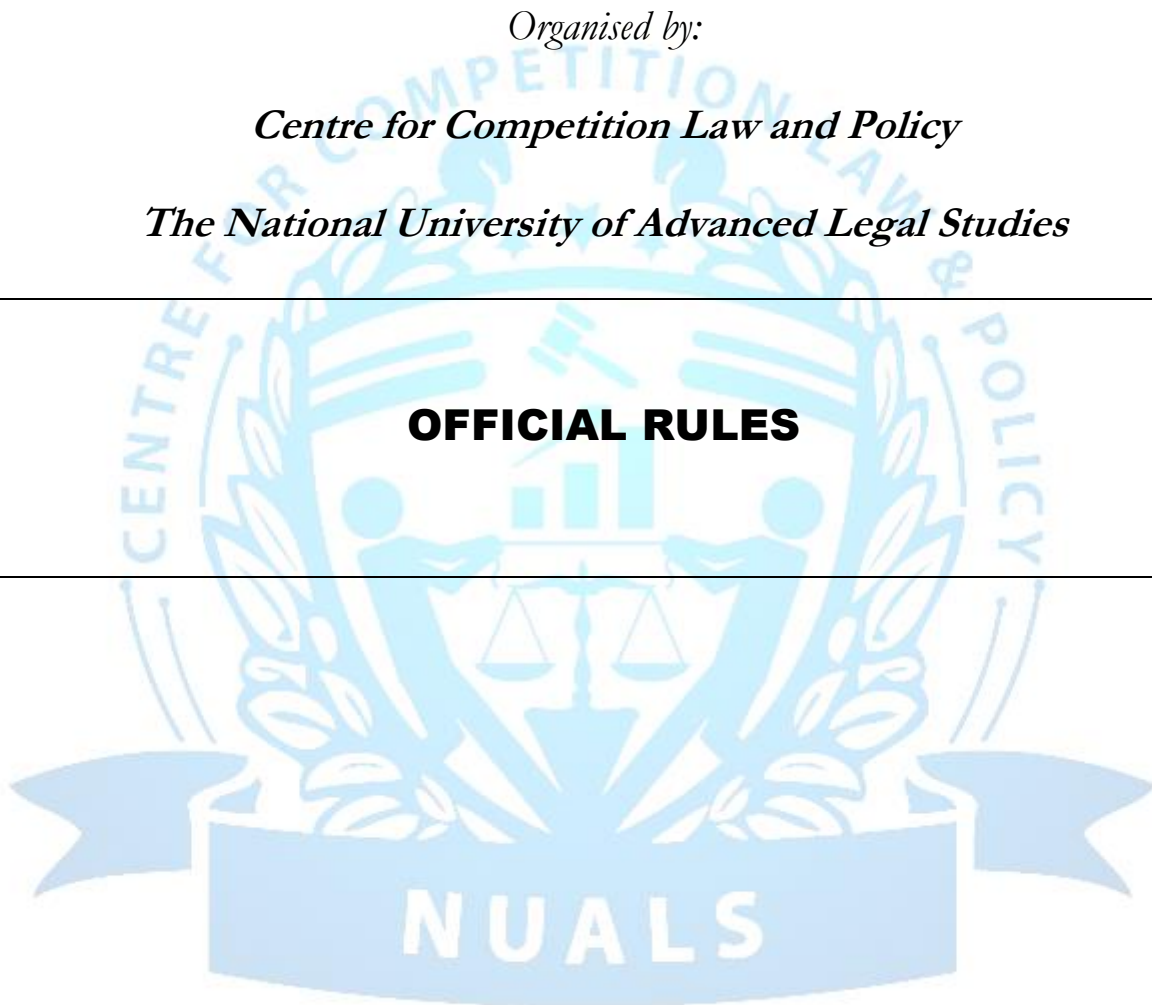
APRIL 7-9, 2017 | KOCHI, KERALA

Organised by:

Centre for Competition Law and Policy

The National University of Advanced Legal Studies

OFFICIAL RULES



1. REGISTRATION

- a) Participation in the Competition is restricted to a total of 16 teams which shall be selected on a 'First Come First Serve Basis'.
- b) Prior to registering the team for the competition, participating Universities are required to send a 'Provisional Registration', indicating their interest to participate in the First NUALS Antitrust Moot Court Competition, 2017.
- c) The last date for the Provisional Registration is 24th February, 2017 (11:59 P.M. IST).
- d) Each Team shall complete the registration within the stipulated time. The registration is a two-step process comprising of filling up of the registration form and payment of the registration fee.
- e) Registration will be open till 5th March, 2017 (11.59 P.M. IST). The registration form will be sent via e-mail after provisional registration.
- f) The Teams are required to send a bona-fide letter issued by the appropriate authority of their College/ Institution/University along with the duly filled registration form.
- g) The Registration Fee is INR 4,500/- per team.
- h) Teams must make payment by bank transfer, the details of which shall be released after provisional registration.
- i) The Registration Fee is inclusive of accommodation for the dates of the Competition, i.e., the Participants can check-in at the place of accommodation at 12:00 hours I.S.T. on 7th April, 2016 and can check-out from the same by 10:00 hours I.S.T. on 10th April, 2017.
- j) The Registration Fee is inclusive of the transportation facility to be provided to the participants from the Place of Accommodation to the Venue of the Competition.
- k) The Registration Fee is inclusive of the meals provided to the Participants during the course of the Competition.
- l) Teams who have registered for the Competition may withdraw from the Competition after informing the organising committee of such withdrawal. Such withdrawal must be communicated to the organising committee in writing or via email on or before March 15, 2017 (11:59 P.M. IST). Registration fees shall not be refunded.
- m) Once the Team is registered after completing the formalities, a Team Code shall be assigned to it by 12th March, 2017.

2. GENERAL

- a) The First NUALS Antitrust Moot Court Competition, 2017 [“Competition”], shall be held from April 7 to 9, 2017 at the National University of Advanced Legal Studies, Kochi.
- b) Students pursuing three or five year courses of LL.B. degree in the academic year 2016-2017 from any recognised Law School/College/University in India are eligible to participate.
- c) ONE team, comprising a minimum of two (2) and not more than three (3) members per institution shall be eligible to participate in the Competition, subject to completion of Registration formalities as detailed in the ‘Invite’ to the Competition.
- d) Each team shall be composed either of two (2) speakers only or of two (2) speakers and one (1) researcher. No change in team composition shall be permitted once the team composition is communicated to the organisers.
- e) Clarifications can be sent on cclp@nuals.ac.in; Clarifications will only be entertained till 10th March, 2017.
- f) Each team should prepare ONE Memorandum for each side, that is, the Petitioner(s)/Appellant(s) and the Respondent(s). The soft copy of the Memoranda must reach the following e-mail address: cclp@nuals.ac.in, on or before 26th March, 2017 (before 23:59 hours IST).

3. ORAL ROUNDS

- a) There will be two (2) Preliminary Rounds to ensure that each team is given the opportunity to argue from both sides of the Proposition.
- b) The fixtures for the Preliminary Rounds shall be determined by way of draw of lots.
- c) For the Preliminary Rounds, the winner of each such Round shall be determined on the basis of evaluation of the speaker marks and the Memoranda marks, as mentioned in the Evaluation Manual, to be released by the organisers.
- d) Any form of Scouting during the Competition is strictly prohibited and shall entail disqualification of the Team. The decision of the O.C. in this regard shall be final.
- e) The order in which Teams shall submit their Oral Pleadings throughout the Competition shall be:

Orator 1 for Complainant

Orator 2 for Complainant

Orator 1 for Respondent

Orator 2 for Respondent

- f) Rebuttals shall be done by either one or both Orators of the Team.
- g) In case any Opponent Team fails to appear in an Oral Round, the round shall be conducted ex-parte and the scoring shall be done as if the defaulter Team had been present and arguing.
- h) Before the start of the Oral Round of any Team, the Orators of the Team shall inform the Timekeeper regarding the order of speaking as well as allocation of time between themselves and the time reserved for Rebuttal. Once so informed, these timings shall not be changed. If an Orator speaks for more than the time reserved for him/her, the extra time used by such Orator shall be deducted from the time allotted to the second Orator of that Team. If the second Orator exceeds the time allotted to him/her, such time exceeded shall be deducted from the time reserved for Rebuttals.
- i) A Compendium may be submitted to the manager/timekeeper prior to the Oral Round which will be submitted to the Panel at their discretion. Any further material may be passed at the discretion of the Panel. Team members can pass research materials to the Orators in a discreet manner. Such Compendium and the other research material must not contain any identifying mark/seal of the Team, its Members or of the College/Institution /University being represented by the Team. Any material with an identification mark shall not be allowed inside the venue of the Oral Rounds.
- j) Any Team which violates any of the Official Rules may be penalized. The decision of the Panel shall be final in this regard.
- k) During the Oral Rounds teams would not be allowed to use any electronic devices, like laptops, mobile phones etc.

Preliminary Rounds/Quarter Finals

- l) Each Oral Round will be for a period of 60 minutes, (inclusive of Rebuttals) wherein each Team will be allotted 30 minutes including the time for Rebuttals. Any extension of time beyond this specified period is subject to the discretion of the Panel.
- m) No team shall reserve more than 5 minutes for Rebuttals.

- n) No Researcher of any Team will be permitted to address the Panel but would be allowed to communicate with his/her team members in a discreet manner, subject to the discretion of the Panel.

Semi Finals

- o) Each Oral Round will be for a period of 80 minutes, (including Rebuttals), wherein each Team will be allowed 40 minutes. Any extension of time beyond this specified period is subject to the discretion of the Panel.
- p) No Team shall reserve more than 5 minutes for Rebuttals.
- q) No Researcher of any Team will be permitted to address the Panel but would be allowed to communicate with his/her team members in a discreet manner, subject to the discretion of the Panel.

Finals

- r) The Oral Round will be for a period of 80 minutes (including Rebuttals) wherein each Team will be allowed 40 minutes. Any extension of time beyond this specified period is subject to the discretion of the Panel.
- s) No Team shall reserve more than 5 minutes for Rebuttals.
- t) No Researcher of any Team will be permitted to address the Panel but would be allowed to communicate with his/her team members in a discreet manner, subject to the discretion of the Panel.

4. MEMORANDA

- a) Each Memorandum shall necessarily consist of the following actions:
- i. Cover Page;
 - ii. Table of Contents;
 - iii. Index of Authorities;
 - iv. List of Abbreviations;
 - v. Statement of Jurisdiction;
 - vi. Statement of Facts;
 - vii. Issues for Consideration;
 - viii. Summary of Arguments;
 - ix. Written Submissions;

- x. Prayer
- b) Each Memorandum shall have the following and only the following on its cover page:
- i. The team code on the top right hand corner of the cover page;
 - ii. The name and place of the forum;
 - iii. The relevant legal provision under which the matter is filed;
 - iv. Name of parties and their status;
 - v. “Memorandum Filed on Behalf of ...”;
- c) A team code shall be assigned to each of the participating teams at the culmination of Registration formalities. Names of the participants or of the institution being represented ought not to be mentioned anywhere in the Memorandum. 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. Violation of this Rule shall attract severe penalty at the sole discretion of the Competition Administrator.
- d) The hard copies of the Memoranda must bear a cover page in conformity with the following scheme:
Petitioner(s)/Appellant(s): Blue
Respondent: Red
- e) The electronic copy of each Memorandum must reach the following e-mail address: cclp@nuals.ac.in latest by 26th March, 2017 (before 23:59 hours IST). Both Memoranda must be attached in a single e-mail ONLY, with the subject of the e-mail being ‘Memoranda for Team Code __’.
- f) The Memoranda must only be in ‘.doc’ or ‘.docx’ format. The file names of the soft copies of the Memoranda must contain only the team code and the side being represented in the following format: 023-A or 155-R, where ‘A’ represents the Petitioner/Appellant side and ‘R’ represents the Respondent side.
- g) Five (5) hard copies of the Memorandum for each side of the Proposition must be submitted to the organisers upon arrival for Registration for the Competition.
- h) All Memoranda submitted must strictly conform to the following general requirements. Non-conformity may attract negative marking in a manner as indicated below:
- i. Memoranda must ONLY be printed on plain white A4 paper with black ink.

- ii. The font used in all parts of the Memorandum must ONLY be Times New Roman, Size 12, with double line spacing.
 - iii. The font used in the footnotes must ONLY be Times New Roman, Size 10, with double line spacing. However, the space between consecutive lines of a single footnote may be single spaced, subject to uniformity throughout the Memorandum.
 - iv. The citations must conform to the Bluebook 19th Edition style of footnoting.
 - v. Each page of the Memorandum must have a margin of one (1) inch on all sides. No text must be placed within this margin of the page, other than the page number.
- i) The Written Submissions and Prayer together must not exceed 20 pages, and the Memorandum must overall adhere to a page limit of 35 pages. Every page beyond the limit shall be penalized at 2 marks per side.
 - j) Note that the organisers of the Competition reserve the right to not evaluate arguments that go beyond the prescribed word limit.
 - k) Any form of legal argument or legal interpretation of the facts of the Proposition must be confined to the 'Written Submissions' section of the Memorandum. The exceptions are:
 - i. To the extent that the Prayer sets out the relief;
 - ii. In so far as such argument may be summarised in the 'Summary of Arguments'; and
 - iii. In so far as the argument may be anticipated in the 'Issues for Consideration'.
 - l) The Index of Authorities must contain a list of all legal authorities cited in any section of the Memorandum. The Index must contain the page number(s) of the Memorandum where the authorities are so cited.
 - m) If two or more Memoranda are found to be substantially similar and the Competition Administrator, upon consultation with the Memorandum judge(s), is of the opinion that there has been plagiarism between the two Memoranda, the Competition Administrator may impose such penalty on the total marks awarded towards Memoranda evaluation as deemed appropriate.
 - n) No amendments can be made to the Memoranda after submission. Any distinction or difference between the soft and hard copies of the Memoranda would attract a penalty,

as determined by the Competition Administrator. The organisers reserve the right to determine which of such differing Memoranda would be considered for evaluation purposes.

4. DELAY IN APPEARANCE/PRESENTATION

- a) If a team scheduled to participate in the oral submissions of a round does not appear for ten (10) minutes after the scheduled commencement of such round, the other team shall have to make oral submissions ex-parte.
- b) The criteria of rebuttals shall not be considered for evaluation in such cases, in place of which, an average for the same would be given on the basis of the marks scored by such team on the other criteria.

5. EXCHANGE OF MEMORANDA

- a) There shall be an exchange of Memoranda between the respective opposing teams, in accordance with the fixtures as determined by a draw of lots, prior to all the rounds of the Competition.
- b) The teams are prohibited from making any marks on the exchanged Memoranda.
- c) The teams are prohibited from making any copies of the exchanged Memoranda.
- d) At the conclusion of their respective Rounds, the teams are required to return the exchanged Memoranda to the court room officers of the Court where the Round is so conducted.

6. AWARDS:

- a) Winners- Cash Prize of Rs. 20,000/-
- b) Runners up- Cash Prize of Rs. 12,000/-
- c) Best Memorial- Cash Prize of Rs. 8,000/-
- d) Best Speaker of the Competition- Cash Prize of Rs. 5,000/-
- e) Best Researcher of the Competition- Cash Prize of Rs. 5,000/-

There shall be conducted a 'Researcher's Test' at the Venue of the Competition. Details regarding the same shall be sent via e-mail along with the evaluation scheme.

6. MISCELLANEOUS

- a) If any one of the members of a team is notified or informed of any detail or information concerning the Competition, it shall be deemed as if the said team as a whole has been duly notified or informed.
- b) Any reference to time will be construed as a reference to Indian Standard Time.
- c) The dress code to be adhered to for the duration of the Competition is:
Ladies: Black and White Western or Indian Formals
Gentlemen: Black and White Western Formals
- d) The Proposition is neither intended to nor does it attempt to resemble any incident or any person, living or dead. Any such resemblance is purely coincidental. The Proposition is a fictitious factual account prepared for the purposes of the present Competition only and it does not attempt to influence or predict the outcome of any matter whatsoever.
- e) The copyright of the Memoranda submitted by the teams shall vest with the Centre for Competition Law and Policy, NUALS, Kochi. The acceptance of such vesting is a precondition to participation in the Competition.
- f) In case of any doubt in the understanding or interpretation of any matter concerning the Competition, the decision of the Competition Administrator shall be final and binding.
- g) The organisers shall resolve unanticipated or unexpected contingencies, if any, and the decision of the Competition Administrator in this regard shall be final. The acceptance of any such decisions of the Competition Administrator is a precondition to participation in the Competition.
- h) The Rules governing the conduct of the Competition should be strictly adhered to. Any deviation thereof can attract penalties or disqualification at the sole discretion of the Competition Administrator.
- i) In addition to the penalties mandated by the Rules hereinabove, the Competition Administrator may assess up to fifteen (15) marks in penalties for such violations which are considered by the Competition Administrator to be against the letter or spirit of these Rules and the Competition. The quantum of the penalty shall correspond to the degree of the violation, as adjudged by the Competition Administrator. Discretionary penalties shall be imposed by the Competition Administrator after consultation with the judges of the Competition.

- j) The organisers reserve the right to amend, alter, vary or change, in any manner whatsoever, the Rules governing the Competition, which would be communicated to the teams within a reasonable period of time.
- k) The Competition Administrator of the Competition shall be the final arbiter for these Rules and any such decision made by the Administrator on any issue/dispute arising in relation to the Competition shall be final and binding on all concerned.

CONTACT INFORMATION

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