

NORTH-EASTERN HILL UNIVERSITY (NEHU)

SECOND NATIONAL MOOT COURT COMPETITION 2018

**ORGANISED BY
DEPARTMENT OF LAW
SHILLONG, MEGHALAYA**

OCTOBER 4th - 6th, 2018

OFFICIAL RULES AND REGULATIONS FOR NORTH-EASTERN HILL UNIVERSITY (NEHU) SECOND NATIONAL MOOT COURT COMPETITION, 2018

ARTICLE 1: Definitions

The following terms shall have the corresponding meanings unless otherwise specified:

1. “Competition” means the NEHU Second National Moot Court Competition, 2018 organized by the Department of Law, NEHU, Shillong-22
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 the Department of Law, NEHU, Shillong-22
5. “Participating Team” means the team which is eligible as per the Official Rules and has been duly registered for the competition.
6. “Penalty” means points deducted or disqualification in case of violation of any rule.
7. “Official E-mail” shall refer to the official email id of Department of Law, NEHU for the National Moot Court Competition, i.e., nmc2018.nehu@gmail.com.

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.

ARTICLE 2: Eligibility

Undergraduate students pursuing three or five year courses of LL.B. degree in the academic year 2017-2018 from any Law School/College/University recognized by the Bar Council of India shall be eligible to participate.

ARTICLE 3: Selection Criteria

The selection criteria for the Competition will be on “First come – First serve basis” subject to submission of Written Memorial on or before the due date. Only 32 teams who have complied with the registration procedures shall be permitted to take part in the competition. The procedures for registration are as follows:

Step 1: A formal letter by a Teacher In charge/ Head/ Principal or any other competent authority of a Law College/ Institution/ University to book a slot for their team to participate in the competition, to be mailed to the Organizing Committee, Second North Eastern Hill University (NEHU) National Moot Court, at nmc2018.nehu@gmail.com.

Step 2: Upon receiving such letter, the Organizing Committee will send a registration form (which will have a particulars of a student who will be participating in the competition) and other such instruction to be submitted along with the registration fees on or before September 10th, 2018.

Step 3: Submission of the soft copy of the memorials (in PDF only) on or before September 23rd midnight.

ARTICLE 4: Language

The official working language of the North Eastern Hill University (NEHU) National Moot Court Competition shall be English.

ARTICLE 5: Team Composition

1. Only one team comprising of Three (3) members can participate in the competition from a respective law school/ College/ University.
2. Each team shall consist of Two (2) Counsels and One (1) Researcher.
3. Any additional member of any Participating Team shall not be entitled for hospitality or for any award. Such member or observer shall not be allowed to watch any of the rounds of the competition.

ARTICLE 6: Registration

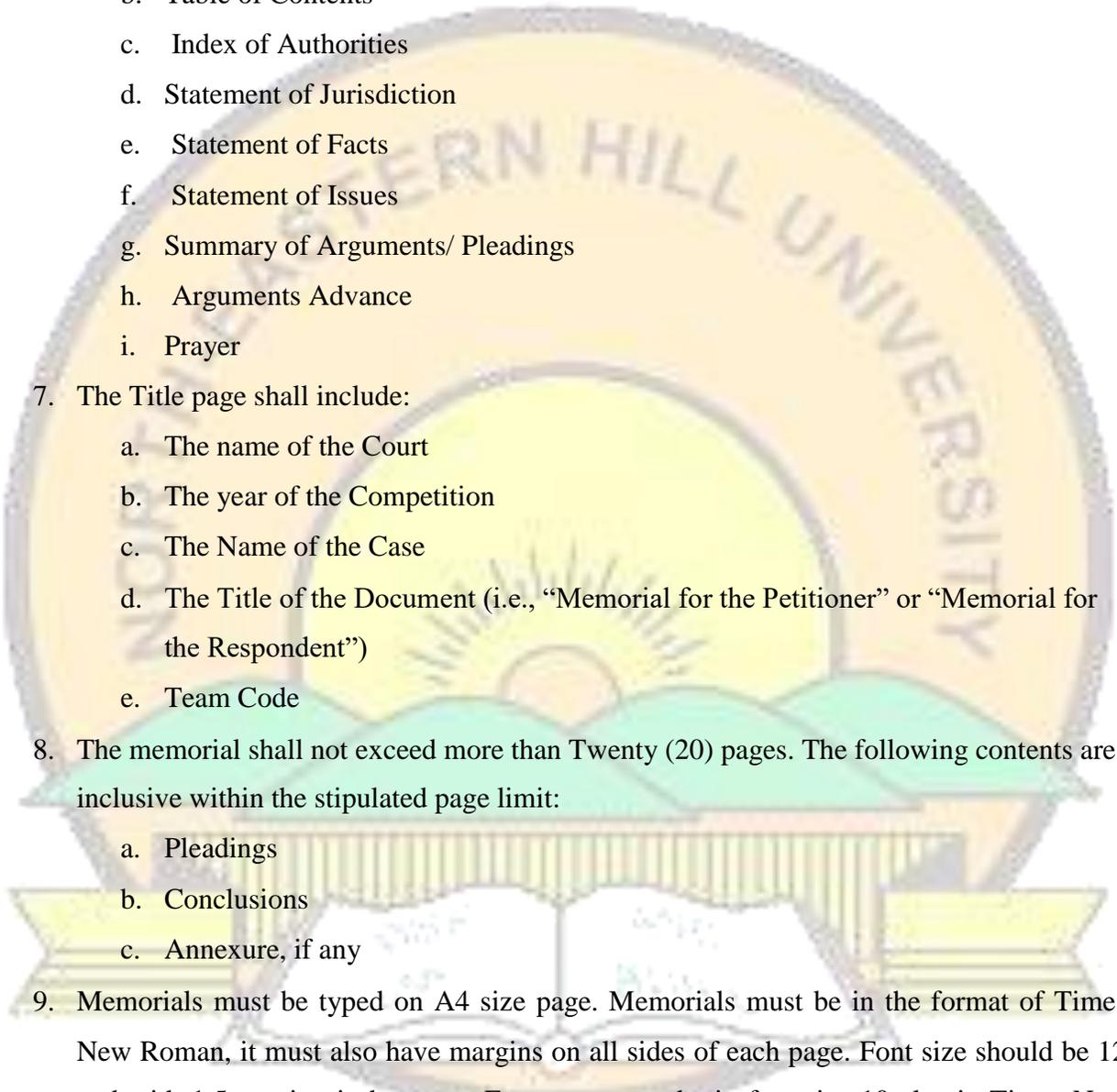
1. The registration fee for the competition is Rs. 1,000/-

2. All teams participating in the competition shall register themselves through payment of registration fee by either E-Transfer (NEFT) or by Demand Draft and subsequent e-mail of soft copy of registration form and proof of payment, to nmc2018.nehu@gmail.com.
3. The demand draft of Rs.1,000/- shall be drawn in favor of HEAD DEPARTMENT OF LAW NEHU.
4. E-transfer of registration fee can be done using NEFT, in favor of:-
A/C No. 36311860435
(04295) NEHU Branch,
IFSC – SBIN0004295.
5. Formal registration of the teams shall be done on October 4th, 2018 at the venue of the competition at 09:00 A.M, and teams shall submit the hard copy of their Registration Form, Demand Draft and their memorials at that time.
6. No subsequent change in the team composition shall be permitted.
7. Registration forms/ Demand draft/ E-Transfer received after deadlines shall in no case be considered for registration.

ARTICLE 7: Memorial

The following are the mandatory criteria that must be strictly met and followed by all teams that have registered and that are competing for the NORTH-EASTERN HILL UNIVERSITY SECOND NATIONAL MOOT COURT Competition and any non-compliance will result in penalties:

1. Each team shall submit soft copies of the memorials (in PDF only) to the Organizing Committee, Second National Moot Court Competition, North Eastern Hill University (NEHU), on or before September 23rd, 2018 via email to nmc2018.nehu@gmail.com.
2. Each team shall also submit five (5) hard copies of memorials for each side (petitioner and respondent) to the Organizing Committee, Second National Moot Court Competition, North Eastern Hill University (NEHU) on October 4th, 2018 at the time of formal registration.
3. Each team competing for the competition must prepare memorials for both sides to the dispute as per the moot proposition (Petitioner and Respondent).
4. Once the memorials are submitted, no revisions, supplements, or additions will be allowed.

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5. The petitioner and respondent memorials must be differentiated by 'Blue Cover' and 'Red Cover' respectively.
 6. The following are the necessary components in the Memorials:
 - a. Title Page
 - b. Table of Contents
 - c. Index of Authorities
 - d. Statement of Jurisdiction
 - e. Statement of Facts
 - f. Statement of Issues
 - g. Summary of Arguments/ Pleadings
 - h. Arguments Advance
 - i. Prayer
 7. The Title page shall include:
 - a. The name of the Court
 - b. The year of the Competition
 - c. The Name of the Case
 - d. The Title of the Document (i.e., "Memorial for the Petitioner" or "Memorial for the Respondent")
 - e. Team Code
 8. The memorial shall not exceed more than Twenty (20) pages. The following contents are inclusive within the stipulated page limit:
 - a. Pleadings
 - b. Conclusions
 - c. Annexure, if any
 9. Memorials must be typed on A4 size page. Memorials must be in the format of Times New Roman, it must also have margins on all sides of each page. Font size should be 12 and with 1.5 spacing in between. Footnotes must be in font size 10 also in Times New Roman. Page numbering should be on the bottom middle portion of each and every page and in case of any other differences with due regards to referencing, the OSCOLA format of referencing should be followed. Speaking footnotes and endnotes are not allowed.

10. The Identity of any college or university in any form shall not be revealed or mentioned anywhere in the memorial. Each team will be awarded a Team Code at the time of online registration, which shall be the identity of the team during the competition. The Team Code shall be marked on the title page of the memorials.

ARTICLE 8: Assessment of the Memorials

The memorials shall be assessed by a Committee of Judges and every memorial will be marked out of total Hundred (100) marks and the Team Memorial will have the average total of both the sides (Plaintiff/ Respondent). The marking criteria and the marks allocated to each category are listed below:

Sl. No.	Marking Criteria	Marks Allocated
1.	Proper and articulate analysis of issues arising out of facts	20
2.	Understanding and ability to explain legal principles	20
3.	Presentation and Content of arguments	20
4.	Comprehensiveness of legal sources and legal research	20
5.	Variation in approach (new points of law)	10
6.	Grammar and style	10

ARTILCLE 9: Moot Proposition and Clarification

1. The Moot Proposition can be downloaded either from the official website of North-Eastern Hill University (NEHU), i.e.; www.nehu.ac.in; or Lawctopus.
2. All queries and clarification for the moot problem shall be sent via e-mail to nmc2018.nehu@gmail.com.
3. No clarifications for the moot problem shall be entertained after September 13th September, 2018.
4. Clarifications on the moot proposition will be declared on September 15th, 2018, along with a personal copy on their registered email.

ARTICLE 10: Oral Presentation

1. Each oral round in the prelims shall consist of Fifty (50) minutes of oral pleadings and in the Knock-Out Rounds (Quarters and Semis) of Eighty (80) minutes, (finals) of Ninety (90) minutes. Each team Petitioner/Respondent shall be allotted Thirty (30), Forty (40) and Forty Five (45) Minutes for Prelims, Quarters + Semis and Finals respectively.
2. Two (2) members from each team shall make oral presentations during the round. Prior to the beginning of the oral round, each team shall indicate to the bailiff as to how they wish to allocate their timing among:
 - a. Its First Oralist,
 - b. Its Second Oralist, and
 - c. Rebuttal (for the Plaintiff) or Sur-rebuttal (for the Respondent)
3. No single oralist shall plead for more than Fifteen (15) minutes in the prelims and Twenty Five (25) and Thirty (30) minutes in quarters + semis and finals respectively, including Rebuttal or Sur-Rebuttal.
4. Only One team member may deliver Rebuttal and Sur-rebuttal.
5. A team's oral pleadings shall not in any way be limited to the scope of the team's memorial. The scope of the Plaintiff's rebuttal shall be limited to respond to the Respondent's primary oral pleadings, and the scope of the Respondent's Sur-Rebuttal shall be limited to responding to the Plaintiff's rebuttal.
6. If the Petitioner waives the rebuttal, there shall be no Sur-Rebuttal. No legal issues which were not addressed in the primary pleadings may be raised in the rebuttal or Sur-rebuttal.
7. Teams will not be allowed to use any electronic devices (mobiles phones, laptops, etc) inside the Court room. Only their memorial, books and other such written documents are permitted inside the Court room.

ARTICLE 11: Marking Criteria for the Oral Presentations

The judges would assign marks to each individual speaker out of Hundred (100) marks. The team score would be aggregated of the total mark for oral presentations of the 2 speakers. The following shall be the marking criteria and the marks allocated

Sl.No.	Marking Criteria	Marks Allocated
1.	Knowledge of facts	10
2.	Knowledge of law	20
3.	Framing of issues	10
4.	Advocacy skills (arguments, expression, articulation)	20
5.	Use of various authorities	20
6.	Court Mannerism	10
7.	Time management and organization	10

ARTICLE 12: Researcher's Test

1. There shall be a researcher's test in the NORTH-EASTERN HILL UNIVERSITY SECOND NATIONAL MOOT COMPETITION for the selection of the award for the 'Best Researcher'.
2. Only the Researcher, as indicated in the team registration form, shall take the Researcher's Test.
3. The test will be held on the basic concepts, principles, rules and knowledge of the subject matter prescribed in the moot proposition.
4. A total of 100 marks question shall be asked, which will most probably be a combination of both objective and descriptive type of answers.
5. The team member representing the respective team shall be given an answer sheet to fill their answers by the Organizing Committee.
6. Decision of the judges evaluating the answer sheets for the Researcher's Test will be final.
7. Marks for the written test of the researcher will be published on the last day of the moot competition.

ARTICLE 13: Accommodation

1. Accommodation shall be provided to the outstation teams only one day prior to the competition, i.e., from October 3rd, 2018 (noon onwards) to October 7th, 2018(before noon). Teams who intend to arrive prior or leave after the specific dates are requested to make their own arrangements.
2. Separate accommodation will be provided for boys and girls and no request in this regard will be entertained.
3. No accommodation and other facilities will be provided to the Coach/Teacher of the team.

ARTICLE 14: Disqualification and Penalty

1. Cheating or using of unfair means of any kind is strictly prohibited and if indulged in, shall result in disqualification of the team.
2. Intimidation in any form is prohibited and if indulged in, shall result in disqualification of the team.
3. Misconduct, whether behavioral or otherwise, is not allowed and if indulged in, shall result in disqualification of the team.

4. Court Manners:
 - i) Any form of communication between the Bar Table and any person other than those on the Bench is prohibited, and if indulged in, will result in penalty point.
 - ii) Submission of any written material other than the memorials and any other documents related to the proposition in hand to the Bench prior to, during or after oral arguments is not allowed and if indulged in, will result in a penalty point.
 - iii) Failure to deliver an oral argument shall be considered in entirety, a disqualification.
5. Delay in the submission of memorials, use of incorrect font size, improper line spacing, failure to include all parts of the memorial, improperly formatted index of authorities, excessive length and improper dress code shall result in imposition of penalties.
6. Total points collected by a team shall be reduced by the penalty points imposed for the violation of rules specified by the Organizing Committee for each round in which violation takes place.

ARTICLE 15: Dress Code

The participants shall adhere to following dress code when present in any court room during the Competition.

- a) Girls: White shirt and black trousers or white kurta and black salwar or White shirt and long formal black skirt; along with black coat and black shoes.
- b) Boys: White shirt, black trousers and black tie along with black coat and black shoes.

Note: The participating teams shall also adhere to the above mentioned dress code while attending the Inaugural and Valedictory ceremonies of the Competition.

ARTICLE 16: Scouting

1. Scouting by the speakers, researcher or any other person affiliated with a team will lead to the immediate disqualification of such team.
2. Scouting shall be deemed to have happened if any person affiliated with a team is found: Witnessing, hearing, observing, etc. the oral submissions in a Round, except where the Round is one in which the team to which he/she is affiliated is participating in; or
3. Reading a Memorial of a team except where: It is of the team to which he/she is affiliated; or
4. The Memorials have been obtained on account of an exchange of memorials prior to a Round of the team to which he/she is affiliated.

ARTICLE 17: Awards

1. The Winning Team shall receive a Prize Money of Rs. 30,000 along with the Winning trophy and Winner's Certificate.
2. The Runners Up team shall receive a Prize Money of Rs.20,000 and along with Runners Up trophy and Certificate.
3. The Best Speaker shall receive a Prize Money of Rs.5000 along with trophy and certificate.
4. The team preparing the best Memorial shall receive a Prize Money of Rs.5000 along with trophy and certificate.
5. The Best Researcher shall receive a Prize Money of Rs.5000 along with trophy and certificate.
6. The Best Speaker will be determined by the highest score of all rounds that the contestant has argued divided by the number of rounds.
7. The Best Researcher will be determined by the highest score from the Researchers test.
8. All the participants will get certificates of participation and the "Winning Team" and the "Runner-Up Team" will get certificates of Merit.
9. Participation certificates and other awards will only be given to the participants in the Valedictory Ceremony. The University would not courier the certificates. Hence, it is mandatory for all the participants to attend the Valedictory Ceremony.

ARTICLE 18: Copyright

The copyright over the memorials submitted for the purpose of the competition shall be deemed to be assigned by the participants and the participating institutions completely and fully to the Organizers. Use and exhibition of these materials, electronically or otherwise, shall be the exclusive rights of the Organizing Committee 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.

ARTICLE 19: Disputes

In case of any dispute about the Moot Court Competition, the matter shall be referred to the Dispute Resolution Committee, comprising of the Head of Law Department, the Convener and other officials before the end of the competition. In all matters of complaints or disputes, the decision of the Dispute Resolution Committee shall be final.

For any queries, contact-

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