



12TH NALSAR JUSTICE B. R. SAWHNY MEMORIAL MOOT COURT COMPETITION, 2018

NALSAR UNIVERSITY OF LAW, HYDERABAD

12-14 October 2018



RULES

Knowledge Partners



1. ORGANISATION OF THE COMPETITION

1.1. Administration

- (a) The NALSAR- Justice B.R. Sawhny Constitutional Law Moot Court Competition (“Competition”) is held and administered by NALSAR University of Law, Hyderabad with the aid of the Bodh Raj Sawhny Memorial Trust. SCC Online and EBC are associated as Knowledge Partners.
- (b) The Competition is to be held on October 12-14, 2018 at NALSAR University of Law, Justice City, Shameerpet, Hyderabad.
- (c) Prof. Balakista Reddy, Registrar, NALSAR University of Law, shall be the ‘National Coordinator’ of the Moot Court Competition.

1.2. Language

The Competition shall be conducted in the English language only. Oral Rounds and Memorial submission shall be in English

1.3. Structure of the Competition

The Competition consists of two levels: (a) Memorial Elimination Round and (b) National Rounds. The teams which qualify the Memorial Elimination Round shall be allowed to participate in the National Rounds, which is comprised of Preliminary Rounds and Advanced Rounds viz. Quarter Finals, Semi-Finals and Finals.

1.4. Interpretation of the Rules

The National Coordinator shall serve as final arbiter of implementation and interpretation of these Rules.

2. PARTICIPATION AND ELIGIBILITY

2.1. Eligibility

Each Institution offering an undergraduate LL.B. Degree Course is eligible to participate in the same. A Team may have not have members from more than one Institution. Similarly, no more than one team can participate from any Institution. The Competition is open for students in LL.B. Undergraduate Degree Courses and LL.M. Degree Courses.

2.2. Team Composition

- (a) Each team shall comprise minimum of two members, both performing the role of Speaker or a maximum of three members consisting of two (2) Speakers and one (1) Researcher. The substitution of any Team Member is not allowed after the registration deadline except in extenuating circumstances and only with written permission of the National Coordinator.
- (b) Every team shall consist of two speakers. Teams may have only one researcher.
- (c) A researcher shall be allowed to argue instead of a speaker only with the permission of the Court.

(d) No certificate nor accommodation shall be provided to a fourth member.

3. REGISTRATION

3.1. Online Registration Format and Deadline

Teams must register by 12 September 2018 by sending an email to mcc@nalsar.ac.in with the subject “Registration for NALSAR BR Sawhny Moot 2018”. The e-mail should contain the duly filled in scanned copy of Registration Form. Each registered team would be allotted a provisional Team Code. The teams must also fill the google form sent along with the invite.

3.2. Registration Fee (After Memorial Elimination Round)

(a) Teams that clear the Memorial Elimination Round and are invited to participate in the Moot Court Competition as per Rule 4.5 must send a registration fee of Rs. 6,000/- via Online Transfer (NEFT) latest by 8 October 2018. Details of the Bank Account to be transferred to:

Name of Beneficiary: Registrar, NALSAR

Bank Name: Indian Bank

Branch Name: Shameerpet

Account No: 418454214

IFSC Code: IDIB000S166

(b) Details of the online transfer must be sent in the confirmation e-mail sent to mcc@nalsar.ac.in by the invited teams as per Rule 4.5 (c) by 23:59 hours on the 8 October 2018.

4. MEMORIALS

4.1. Memorial Submission

(a) Each Team registered in the Competition must prepare one Memorial on behalf of Petitioner and one on behalf of the Respondent.

(b) Each Team must send a soft copy of their memorials for the Memorial Elimination Round latest by 23:59 hours on 30 September 2018 to mcc@nalsar.ac.in with the subject “Memorials for NALSAR-BR Sawhny Moot 2018”. Memorials submitted 12 hours beyond the deadline shall not be evaluated. No extensions will be granted with respect to this deadline.

(c) Memorials submitted within the deadline will be evaluated according to criteria provided in Rule. 4.4.

(d) Each Team further has to submit 6 hard copies of the memorial for each side at the time of registration on 12 October 2018.

Non-compliance with this rule will result in a penalty of 5 points per copy not submitted.

(e) The content of the soft copy submission **should not** differ from the content of the hard copies submitted to the Organizers.

- (f) After the completion of the Competition, the Organizers reserve the right to use the Memorials submitted to them as they deem appropriate.

4.2. Memorial Format

- (a) All soft copies of the Memorial submitted must be in Microsoft Word Document 2003/2007 format (.doc/.docx).
- (b) All pages of the Memorial must be of A4 size with an equal margin on each side.
- (c) The font style and size of the text of all parts of the Memorial, excluding the Cover Page and page numbers, must be in Times New Roman 12-point. The Footnotes shall be in Times New Roman 10-point.
- (d) The spacing of the text of all parts of the Memorial must be 1.5. The footnotes must be separated with single line spacing.
- (e) The Hard Copies of the Memorial shall be printed on only one side.

Non-compliance with sub-rule (a) shall result in a penalty of 5 points. Non-compliance of sub-rules (b) to (e) shall result in a penalty of 1 point per page detected.

4.3. Memorial Content

- (a) The Memorials should contain the following sections:
- Cover Page (to be Blue/Red depending on whether Petitioner/Respondent side)
 - Table of Contents
 - Index of Authorities
 - Statement of Jurisdiction
 - Statement of Facts
 - Statement of Issues
 - Summary of Arguments
 - Arguments
 - Prayer
- (b) The Arguments should not exceed 20 pages.
Non-compliance will result in a penalty of 1 point per additional page.
- (c) The memorial as a whole should not exceed 35 pages including the cover page. Non-compliance will result in a penalty of 3 points per additional page.
- (d) The citation should follow the 20th edition of Bluebook. Speaking footnotes or Endnotes are not allowed.
Non-compliance will result in a penalty of 1 point per page detected.
- (e) The entire content of the soft copies and the hard copies of the Memorial shall have to be the same.
Non-compliance with this rule will entail penalties which may extend to disqualification.

4.4. Memorial Evaluation

The maximum score for each memorial shall be 100 points. The memorials shall be evaluated on the following criteria:

Knowledge of Law and Facts	25 Points
Proper and Articulate Analysis	25 Points
Extent and Use of Research	20 Points
Clarity and Organization	20 Points
Grammar and Style	10 Points

4.5. Qualification of Memorials

- (a) There shall be a Memorial Elimination Round subsequent to the submission of Memorials.
- (b) After evaluation of Memorials, the top 32 teams based on their memorial scores shall be selected. These 32 teams will be invited to participate in the 'National Rounds' of the Competition. The results of the Memorial Elimination Rounds shall be intimated to the registered teams on 5 October 2018.
- (c) Invited teams must confirm participation in the National Rounds by sending an email to: mcc@nalsar.ac.in by 23:59 hours on the 8 October 2018. In case a team does not confirm its participation within the stipulated time, invitations to other teams will be issued, according to memorial scores, i.e., by 00:00 hours on 9 October 2018. Further, the NEFT Details and duly filled in Travel Details Form should be scanned and sent in this confirmation e-mail
- (d) Each team which confirms its participation after being selected and invited would be given a Final Team Code.

5. **ORAL ROUND PROCEDURES**

5.1. General Procedures

- a. There shall be preliminary rounds, a quarter final, a semi-final and a final.
- b. The Applicants shall submit their arguments first followed by the Respondents. Thereafter the Applicant shall have the option of submitting rebuttals. Sur-rebuttals are not permitted, though the Judge's discretion is final.
- c. The teams shall be seeded into four groups on the basis of the Cumulative Memorial Scores during the Preliminary Rounds. The division of teams shall be done marks wise to ensure that each Group is equally weighed against others. (Hence Team ranked 1-4 shall be divided into Group A-D, Team ranked 5-8 in Group D-A, and so on). The match ups shall be fixed following the power seeding pattern.
- d. The memorials shall be exchanged after the Inaugural Ceremony and Registration on 12 October 2018.

5.2. Procedures for Oral Submissions

- a. Each team will get a total of 30 minutes to present their case. This time will include rebuttal and sur-rebuttal time (if permitted by the judge(s)).
- b. The division of time per speaker is left to the discretion of the team subject to a minimum of 10 minutes per speaker.

- c. The oral arguments should be confined to the issues presented in the memorial.
- d. The researcher may sit with the speakers during the orals.
- e. Maximum scores for the oral rounds shall be 100 points per speaker per judge.
- f. The speakers can provide the copies of the compendium, only if the same is permitted by the panel of judges in their respective court rooms
- g. The oral rounds shall be judged on the following:

Knowledge of Law	20 Points
Application of Law to Facts	20 Points
Ingenuity and Ability to answer	20 Points
Style, Poise, Courtesy and Demeanor	20 Points
Time Management	10 Points
Organization	10 Points

5.3. Preliminary Round

- a. All the selected Teams will be participating in the Preliminary Rounds.
- b. The Bench constituted for the Preliminary Rounds shall consist of at least two Judges. No Teams shall face the same Bench more than once in the Preliminary Rounds.

5.4. Quarter-Finals

- a. In the event that there are more than 12 teams participating in the Competition, the Quarter Final Rounds shall be held.
- b. Two Teams from each Group of the Preliminary Rounds shall proceed for the Quarter Finals, which shall comprise of four matches.
- c. For the purposes of qualification from the Preliminary Rounds to the Quarter Finals, the number of rounds won by the team shall be considered as first criteria. In case there is a tie, the winning difference of their respective rounds shall be taken into consideration. Further, in case of tie after taking winning scores into consideration, the decision shall be taken on the basis of draw of lots.
- d. In the Quarterfinal Rounds, the match shall be on the basis of power seeding.

5.5. Semi-Finals

- a. If Quarterfinal Rounds have been held, the winning Team in each of the four Quarterfinal Rounds shall advance to the Semi Final Rounds. In such Semi Final Rounds, the pairings shall be as follows, with reference to the match numbers described in Rule 5.4: the winner of Match One versus the winner of Match Four; and the winner of Match Two versus the winner of Match Three.
- b. In the event that Quarter Finals have not been held, the Semi Finals shall be held between the four highest ranking Teams from the Preliminary Rounds. In such Semi Final Rounds, the match ups shall be as follows: the fourth-ranked Team versus the first-ranked Team; and the second- ranked Team versus the third-ranked

Team.

5.6. Finals

The Winning Team from each of the two Semi Final Rounds shall advance to the Final Round. The Winner of the Final Round shall be declared the Winner of the Competition.

6. RESEARCHERS' TEST

- a. The Researchers' Test shall be conducted on Day 1 of the Competition.
- b. The test shall be for a duration of sixty (60) minutes only.
- c. The test shall consist of both objective and subjective questions based on the issues stated in the proposition and constitutional law.
- d. ONLY the Researcher is eligible to take the test. The teams which consist of two members shall be ineligible for the test. The Researchers' Test shall be a separate award.

7. SCOUTING

- a. Teams shall not be allowed to observe the orals of another team, unless they have been officially knocked-out of the competition. Scouting is strictly prohibited.
- b. Scouting by any team shall entail instant disqualification.

8. AWARDS

- **Winning Team** Award: The winning team will receive a trophy and prize worth **Rs. 30,000/-** and one-year access cards to SCC Online Web Edition worth **Rs. 22,000/-** each to all team members.
- **Runner Up Team** Award: The runners up team will receive trophy and prize worth **Rs. 20,000/-** and one-year access cards to EBC Learning worth **Rs. 5,000/-** each to all team members.
- **Best Oralist** shall receive a trophy and prize worth **Rs. 7,500/-**
- **Second Best Oralist** shall receive prize worth **Rs. 5,000/-**
- The team with the **Best Memorials** will receive a trophy and prize worth **Rs. 7,500/-**
- **Best Researcher** will receive prize worth **Rs. 5,000/-**
- All teams qualifying the Memorial Elimination Round shall receive one-month access to the SCC online Web Edition worth **Rs. 999/-** each.

9. ANONYMITY

- a. The student counsels may state their names during the oral rounds, and must use the Team Code. All team members must refrain from disclosing the identity of their institution at any time and in any manner, during the course of their participation in the competition.
- b. Non-compliance with this Rule will result in immediate disqualification of the team. The decision of the National Coordinator in this regard shall be final.

10. DECISION OF THE JUDGES SHALL BE FINAL

The decision of the judges with regard to the outcome of the rounds shall be final.

11. ACCOMMODATION, FOOD AND TRANSPORT

- a. Accommodation and food shall be provided to all teams by NALSAR University of Law from 12 October 2018 to 14 October 2018.
- b. The Travel Details form must be duly filled and sent in the confirmation e-mail sent to mcc@nalsar.ac.in by the invited teams as per Rule 4.5 (c) by 23:59 hours on the 8 October 2018.

12. CLARIFICATIONS REGARDING THE COMPETITION CAN BE SOUGHT FROM:

Sushrut Kaplay: +91 7093231605

Convenor

Harsh Mahaseth: +91 9502321237

Regarding Moot Procedure and Proposition:

Somya Jena: +91 9100589503

Aashna Chaudhary: +91 8179343080

Travel:

Harseerat Kaur: +91 9515342840

Utkarsh Bansal: +91 9121902248

Accommodation:

Pratik Sahai: +91 8130672962

Mitluv Semwal: +91 9900044875

Mohit Kala: +91 8949184514

Note:

All clarifications regarding the Moot Proposition should be sent to mcc@nalsar.ac.in by 10 September 2018. A full list of clarifications shall be sent to all the teams through email by 15 September 2018.