
Second All India Corporate Law Moot Court Competition – 2011

February 18-20, 2011, National Law University, Delhi

RULES FOR THE COMPETITION

Organised & Sponsored by :-



UKCA Law Chambers



National Law University, Delhi

1. DEFINITIONS

1.1 “Moot Organizing Committee” (MOC) means the official body designated including the Faculty Advisors, Convener and any other authorised persons to administrate, conduct and regulate the Second All India Corporate Law Moot Court Competition, 2011 and all events leading up to the competition.

1.2 “National Administrators” shall refer to Prof. Sri Krishna Deva Rao, Registrar, National Law University, Delhi and Mr. Sameer Chaudhary, Partner, UKCA Law Chambers. They shall be collectively responsible for the supervision and organization of the competition.

1.3 “Competition” shall mean and refer to the 2nd All India Corporate Law Moot Court Competition, 2011.

1.4 “Competition Rules” shall mean and refer to the official rules of the competition formulated by the MOC (The rules can be amended form time to time).

1.5 “Competition Problem” shall mean and refer to the compendium of facts and issues released by the MOC of the competition and published on the official website of the competition with its clarifications and corrections.

1.6 “Problem Clarification and Correction” shall refer to the official clarifications and corrections of the compromise as clarified by MOC and published on the official website of the competition.

1.7 “Advanced Rounds” shall mean and refer to the quarter finals, semi finals and final rounds of the competition.

1.8 “Petitioner” shall mean and refer to the side of the Team which argues on behalf of the petitioner at any given point in the competition

1.9 “Respondent” shall mean and refer to the side of the participating team which argues on behalf of the respondent, at any given point in the competition.

1.10 “Memorial” means the memorandum of written submissions submitted by any participating team as per Rule 7 of the competition rules.

1.11 “Rebuttals” shall mean and refer to the set of arguments/challenges that a petitioner shall raise, at the end of the main pleadings, of the counsels for the respondent. This shall be replied to, in the appropriate manner, by the respondent.

1.12 “Draw of Lots” means the procedure to determine the side for which any participating team would argue during the advanced rounds.

1.13 “Participating Team” shall mean and refer to any registered team of any University/College/ Institution participating in the competition in accordance with Rule 3.

1.14 “Participant” shall mean and refer to any member of a team participating in the Competition.

1.15 “Official Website” shall mean and refer to the official website of Second All India Corporate Law Moot Court Competition, 2011.

2. ELIGIBILITY AND ACCOMODATION

2.1 The competition is open to all students, enrolled bonafide on a regular basis in an Undergraduate/ Post Graduate law course or its equivalent conducted by any recognized Institution/College/University.

2.2 Any recognized Institution/College/University shall be entitled to send only one team to the competition.

2.3 The participating team shall comprise of a minimum of two members and a maximum of three members. In a team comprising of two members, both the members shall be designated as Speakers. In a team comprising of three members, two members shall be designated as Speakers and the third member of the team shall be designated as Researcher.

2.4 Any additional member of any team shall not be entitled for local hospitality or for any award declared under the “Rules” of the competition. No team coach is allowed to accompany any Team.

2.5 Accommodation shall be provided to the participants only during the days of

the competition i.e. from February 18 to February 20, 2011. Teams who intend to arrive prior to or leave after the specified dates are required to make their own arrangements.

3. REGISTRATION

3.1 Each team shall register with the MOC by filling up the Team Registration Form.

3.2 The last for registration for the competition is January 3, 2011.

3.3 Under no circumstances shall the registration form be accepted after the last date of registration.

4. CLARIFICATIONS TO THE COMPETITION PROBLEM

4.1 Participating team may request for clarifications to the official moot problem via e-mail to ruhipaul@gmail.com. The last date for applying for clarifications is December 13, 2010.

4.2 All clarifications shall be posted on the official website <http://nludelhi.ac.in> of the competition by December 17, 2010.

5. ANONYMITY OF TEAMS

5.1 The Participating team shall be allotted a team code after the registration.

5.2 The student counsels shall not state their names during the oral rounds, and instead must use the code allotted.

5.3 The team shall not disclose their identity anywhere in their written memorials and instead would use the code allotted.

5.4 Non compliance with the Rules 5.2 and 5.3 will result in immediate disqualification of the participant/team.

5.5 The decision of the OC in this regard will be final.

6. STRUCTURE OF THE COMPETITION

6.1 The competition Rounds shall be held over a period of two days i.e., February 18-20, 2011. The Inaugural Function and the Orientation Programme will be held on February 18, 2011.

6.2 The competition shall consist of four rounds:

- (a) The Preliminary Rounds;
- (b) The Quarter Finals;
- (c) The Semi Finals;
- (d) The Final.

6.3 Preliminary Rounds

6.3.1 The preliminary rounds will be held on February 19, 2011. In the preliminary rounds, each team shall have to argue twice, once as a petitioner and the other as a respondent.

6.3.2 The draw of lots for determining the side for which the teams shall be arguing shall be conducted on February 18, 2011. It is the responsibility of the MOC to conduct the Draw of lots and to inform the teams, of the side, for which they will be arguing, in the Preliminary Round. No Team shall be provided any information regarding the identity of their Opponent Team or any other Team.

6.3.3 No two Teams will argue against each other more than once in the Preliminary Rounds.

6.3.4 The Quarter Finalists shall be determined according to the following system; at the end of the Preliminary Rounds, the top 8 Teams will qualify for the Quarter Finals. The first 8 teams will be selected on the basis of number of Rounds won (two wins).

6.3.4.1 A Team shall be credited with a win if its total marks in the respective Round, as calculated in “Rules 9 & 10.1,” are higher than

its Opponent Team. For ascertaining the score of a Team, the combined marks obtained in the Oral Round and the Memorial would be the deciding criteria.

6.3.4.2 In case of a tie, combined total marks of both the Preliminary Rounds shall be considered. The Team with the higher score will advance to the Quarter Finals.

6.3.4.3 If the situation of tie still persists, then the total marks of the oral rounds of the Teams will be considered. The Team with the higher score will advance to the Quarter Finals.

6.4 Advanced Rounds

6.4.1 All the advanced rounds will be knock out rounds.

6.4.2 The side a Team will be arguing in advanced rounds will be decided by a Draw of Lots, with the Teams picking the lots.

6.4.3 The Quarter Finals will be held on February 19, 2011.

6.4.4 A Team will be credited with a win in the Quarter Finals if their total marks are higher than its Opponent Team.

6.4.5 In case of a tie, the marks obtained in the Oral Round by the Teams will be considered. The Team with the higher score will win.

6.4.6 The Semi Finals would be conducted on February 19, 2011.

6.4.7 The Finals of the Second All India Corporate Law Moot Court Competition, 2011 would be conducted on February 20, 2011.

7. MEMORIAL

7.1 Each participating team is required to prepare a Memorial for both sides. All the teams are expected to research on their own for preparing the memorial.

7.2 The Memorial shall consist of the following mandatory heads:

- a) Cover Page

- b) Table of Contents
- c) List of Abbreviations
- d) Index of Authorities
- e) Statement of Jurisdiction
- f) Statement of Facts (not exceeding 2 pages)
- g) Issues Raised
- h) Summary of Arguments (not exceeding 2 pages)
- i) Arguments Advanced (not exceeding 24 pages)
- j) Final Submission/Prayer (not exceeding 1 page)

7.3 Teams shall cite authorities in the Memorial using footnotes following a uniform style of citation.

7.4 The Cover Page of each Memorial must contain the following information:

- (a) The Team Code in the upper right hand corner of each Memorial shall be numbered in accordance with Rule 5.1.
- (b) The name of the Court
- (c) The year of the Competition
- (d) The Cause Title

7.5 The Memorial shall be typed on A4 sized paper, with the following mandatory formatting specifications:

- a) Font Type: Times New Roman
- b) Font Size: 12
- c) 1.5 line Spacing
- d) Margins: 1 inch on each side.

For Footnotes, the formatting specifications are:

- a) Font type: Times New Roman
- b) Font Size: 10
- c) Single Spacing

7.6 All teams shall send a copy of the Memorial in .docx format to info@nludelhi.ac.in on or before February 1, 2011. The memorial for each side should be submitted as one single file and not in various files. Any violation of this

rule invite penalty in accordance with rule 7.15 (a) and (e).

7.7 It is the responsibility of each participating team to ensure that the electronic copies of the Memorials:

(a) Can be opened legibly with Microsoft Office 2010 or Microsoft Office 2007 (.docx Format).

(b) The attachments shall be named according to the Team Code and the Party for which the Memorial is proposed. (For instance, Team 01 will name its attachment as 01 P and 01 R where P is petitioner and R is respondent.)

7.8 Teams shall also send “5 sets” of hard copies of the memorials (5 for each side) by February 1, 2011 to the following address:

The Convener,
Second All India Corporate Law Moot Court Competition, 2011,
National Law University, Delhi,
Sector-14, Dwarka,
New Delhi - 110 078, India

7.9 The Hard Copies must be the exact print outs of the Soft Copy or else would entail disqualification from the Competition.

7.10 The Memorial shall be spiral bound. The following colour schemes shall be followed for the Cover Page of the Memorial:

- a) Petitioner - BLUE
- b) Respondent - RED

7.11 The Participating Teams are required to carry Hard Copies of memorials for their personal use, which are excluded from the 5 sets already submitted in accordance with Rule 7.8.

7.12 The Memorial shall not contain any annexure, photographs, graphs, diagrams or any other representation of like nature.

7.13 Footnotes should be limited to only citations or any other information relevant to the arguments. In no event shall footnotes contain extra or irrelevant

information and in no case shall footnotes contain arguments.

7.14 Each Team shall be provided with the copy of the Memorial of the Opponent Team at the Draw of Lots for the respective Rounds.

7.15 Any Memorial violating any of the specifications mentioned above will be penalized according to the following scheme:

- (a) Late Submission of the Memorials (both hard copies and soft copies) after the last date of submission as prescribed in 7.6 and 7.8 determined by OC before the beginning of each Intra Rounds: (-) 2 marks each exceeding day.
- (b) Exceeding page limit of the memorials as prescribed in the Rule 7.2 (f), (h), (i) and (j) of the Written Submission: (-) 1 mark per page.
- (c) Not following the proper font size, font type, line spacing, page margin, page size and colour of the cover page as mentioned in Rule 7.4 and 7.10 of the Written Submission: (-) 1 mark per page.
- (d) Failure to include a specified part as mentioned in the memorial as mentioned in Rule 7.2: (-) 2 marks per specification.
- (e) Submitting electronic copies of each memorial in more than one single file: (-) 2 marks.

8. ORAL ROUNDS

8.1 The order in which Teams shall submit their Oral Pleadings throughout the Competition shall be:

- (a) Speaker 1 for Petitioner
- (b) Speaker 2 for Petitioner
- (c) Speaker 1 for Respondent
- (d) Speaker 2 for Respondent

8.2 Rebuttals and Sur-Rebuttal shall be done by 1 speaker only.

8.3 In case any Opponent team fails to appear in an Oral Round, the Rounds shall be conducted ex-parte and the scoring shall be done as if the defaulter team had been present and arguing.

8.4 Teams, while submitting their oral arguments, should not pass any material for reference to the Judges. Speakers are not allowed to pass any materials to the Judges, unless asked for by the Judges.

8.5 In preliminary rounds each team shall speak for a period of not more than 30 minutes, (including rebuttals/sur-rebuttals), no speaker can speak for a more than 15 minutes. No Participating team shall be allowed more than 5 minutes for rebuttals/sur-rebuttals.

8.6 In quarter-finals each team shall speak for a period of not more than 30 minutes, (including rebuttals/sur-rebuttals), no speaker can speak for a more than 15 minutes. No Participating team shall be allowed more than 5 minutes for rebuttals/sur-rebuttals.

8.7 In semi-finals each team shall speak for a period of not more than 45 minutes, (including rebuttals/sur-rebuttals), no speaker can speak for a more than 25 minutes. No Participating team shall be allowed more than 10 minutes for rebuttals/sur-rebuttals.

8.8 In finals each team shall speak for a period of not more than 45 minutes, (including rebuttals/sur-rebuttals), no speaker can speak for a more than 25 minutes. No Participating team shall be allowed more than 10 minutes for rebuttals/sur-rebuttals.

8.9 Before the start of the Oral Rounds of any Team, the Speakers of the Team shall inform the Court Room Officers 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 a Speaker speaks for more than the time reserved for him/her, the extra time used by such Speakers shall be deducted from the time allotted to the second Speaker of that team. If the second Speaker exceeds the time allotted to him/her, such time exceeded shall be deducted from the time reserved for Rebuttals/Sur-Rebuttals. Also, it would result in negative marking.

8.10 No Researcher of any team will be permitted to speak, (except in exceptional circumstances after the approval of the MOC), but would be allowed to communicate with his/her team members in a discreet manner.

8.11 During the oral rounds teams would not be allowed to use any electronic devices, like Laptops, LCD Projectors and Video camera etc.

8.12 The dress code for the competition is standard Lawyer's attire. Senior Counsel Gowns are not permitted to be worn by the participants in the competition.

8.13 Any Team which violates any of the Rules with respect to the Oral Rounds may be penalized. The decision of the Judges shall be final in this regard.

8.14 Any form of scouting during the Competition is strictly prohibited and may entail instant disqualification.

8.15 If a Team feels that a violation of the rules of the Competition has taken place at any stage of the Competition, the Team(s) within fifteen minutes after the completion of the Round should register a complaint with the Court Room Officers. Team(s) under no circumstances shall approach the Judges with any complaints.

8.16 In case of any dispute, the decision of the MOC shall be final.

9. EVALUATION OF ORAL ROUNDS

9.1 The Oral Pleadings would be marked on scale of 70 per Judge. However for the purpose of calculation the average score of all the judges would be taken. The Oral rounds would be evaluated on the following grounds:

S.No	Marking Criteria	Maximum Allocated	Marks
1.	Knowledge of Facts & Law	15	
2.	Framing of Issues & Legal Analysis	15	
3.	Advocacy (Arguments/Expression/Articulation)	Skills 15	

4.	Use of Authorities	10
5.	Court Mannerism & Presentation	10
6.	Time Management	5

9.2 To ensure uniformity, each Judge will be briefed in advance regarding the marking criteria.

9.3 The decision of the Judges regarding the allocation of marks shall be final.

9.4 In case of any dispute, the decision of the MOC will be final.

10. EVALUATION OF MEMORIAL

10.1 Every Memorial will be marked on scale of 100. However for the purpose of calculation, the memorial marks shall be proportionately be reduced to 30 for the speakers and 50 for the researcher. The memorial would be evaluated according to the following criteria:

S.No	Marking Criteria	Maximum Allocated	Marks
1.	Knowledge of law & facts	15	
2.	Grammar and style of presentation	10	
3.	Application of law to facts	15	
4.	Analysis and Organization	10	
5.	Use of Authority	15	
6.	Proper citation & Correct format	15	
7.	Originality in presentation	10	
8.	General Impression and Clarity of Thought	10	

11. EVALUATION OF RESEARCHER

11.1 For ascertaining the best researcher, the combined marks obtained in the Researcher Test and the Memorial would be the deciding criteria.

11.2 The ratio of marks would be:

- 50 marks for the memorials.

b) 50 marks for researcher test.

11.3 Every Memorial will be marked on scale of 100. However for the purpose of calculation, the memorial marks shall be proportionately be reduced to 70. The memorial would be evaluated according to criterion laid down in Rule 10.2.

11.4 The decision of the Judges regarding the allocation of marks shall be final.

11.5 The researcher test would be conducted on February 18, 2011.

11.6 In case of any dispute, the decision of the MOC shall be final.

12. AWARDS

12.1 The “**Winning Team**” shall be awarded a Trophy and a cash prize of INR 25,000.

12.2 The “**Runner up Team**” shall be awarded a Trophy and a cash prize of INR 15,000.

12.3 The “**Best Memorial**” Award, will be given to the team which has the highest memorial marks in accordance with Rule 10 and after the deduction of penalties in accordance with Rule 6.15. It carries a cash prize of INR 5,000.

12.4 The “**Best Speaker**” Award, will be given to the speaker who has the highest oral marks at the end of the preliminary rounds. It carries a cash prize of INR 7,500.

12.5 The “**Best Researcher**” Award, will be given to the researcher who has the highest marks in accordance with Rule 11, It carries a cash prize of INR 5,000.

12.6 All Members of each Team participating in the Competition shall be awarded Certificates of Participation.

13. MISCELLANEOUS

13.1 The MOC reserves the right to amend, modify, change or repeal any of the Competition Rules at any point of time. The OC shall communicate any changes made in the Competition Rules to the Participating Teams.

13.2 The MOC reserves the right to take decisions on any matter not mentioned in



the Competition Rules. Any such decision taken by the OC shall be final and binding.

13.3 The MOC reserves the right to interpret any of the Competition Rules. Any such interpretation taken shall be final and binding.

13.4 The MOC may depart from these Competition Rules in exceptional circumstances, in which case it shall inform all Participating Teams of the reasons for such departure.

13.5 No audio or videotaping of oral pleadings is permitted without the permission of the MOC. The MOC reserves all rights to audio and videotaping, or any other form of audio or visual reproduction, of any Oral Round or part thereof.

13.6 The Copyright in the Memorials submitted by the Participating Teams shall vest with the University. NLUD shall not be responsible for any liability accrued to any person or for any loss caused to any person because of the content of the Memorials.

13.7 The decision of the MOC would be final and binding.