RULES AND REGULATIONS

Introduction

Moot courts or mock trials are usually based on hypothetical cases involving emerging or unsettled areas of law.

I. Aim and Purpose

a. To expose students pursuing the Company Secretaries Course to the nuances of court system in India and to hone advocacy skills.

b. To provide a real-life experience cum training in doing cutting-edge research, presenting ground breaking arguments (oral and written) and contributing to the development of jurisprudence in the concerned area of laws.

II. Subject, Date and Venue

The ICSI – 14th All India National Moot Court Competition 2016 will be held in three stages – Chapter, Regional and National rounds, as per schedule below. The case for the Competition will be available at the local chapters and also can be downloaded from the website of ICSI www.icsi.edu

<table>
<thead>
<tr>
<th>Date</th>
<th>Round</th>
<th>Venue</th>
</tr>
</thead>
<tbody>
<tr>
<td>7th July, 2016</td>
<td>Last date for submission of memorials along with duly filled Registration Forms for Chapter level</td>
<td>Registration form and Memorials to be submitted with the respective Chapter office.</td>
</tr>
<tr>
<td>On or before 11th July, 2016</td>
<td>Chapter Level</td>
<td>Respective Chapter offices</td>
</tr>
<tr>
<td>15th July 2016</td>
<td>Last date for submission of memorials along with duly filled Registration Forms</td>
<td>Registration form and Memorials to be submitted with the respective Regional Council office</td>
</tr>
<tr>
<td>18th July 2016</td>
<td>Regional Level Rounds</td>
<td>Regional Council Offices</td>
</tr>
<tr>
<td>26th July 2016</td>
<td>Submission of memorials for Final Rounds by the winners of regional level round *No need for registration form at this stage</td>
<td>Be send directly to Pune Chapter Email:- <a href="mailto:pune@icsi.edu">pune@icsi.edu</a> While sending Memorials, please use the subject: Memorials – ICSI – 14th All India Moot Court Competition 2016</td>
</tr>
<tr>
<td>30th July 2016</td>
<td>National Level Round</td>
<td>Will be informed separately</td>
</tr>
</tbody>
</table>

Registration form in the stipulated format should reach the Administrator latest by 6.00 p.m. of specified date

*Winners of each Regional Round will qualify for the National Level Round.
III. **Dress code**

a. Gentlemen: Western formals, i.e., white shirt, black trousers and tie.

b. Ladies: Indian formals, i.e., white sari or salwar-kurta, or Western formals, i.e., white shirt, black trousers/skirt.

IV. **Language**

The language of the competition will be English.

V. **Eligibility**

The competition is open only to registered students of the Institute of Company Secretaries of India (ICSI). Students who have appeared for the CS / Law final examinations and results not declared are also eligible to participate. Students who have passed professional level examinations, completed Law, Practicing Advocates, Chartered Accountants & Cost Accountants courses are not eligible to participate.

VI. **Team Composition**

a. Each team shall consist of a minimum of 2 and maximum of 4 members. This number cannot be modified under any circumstances. In case of students, who are also law students, (LLB or BL), with a view to have a healthy combination of law students and non-law students, it is advisable that the ratio of law students and non-law students should be 50:50. This provision envisages osmosis of talent and a level playing field for competing teams.

b. There can be 2 speakers and 2 researchers designated in each team.

c. However, teams have the option of designating 2 of their members (out of maximum of 4) to be speakers for the Petitioner and the other 2 speakers for the Respondent for the purpose of gaining experience. The team shall notify such an arrangement at the time of registration to the organizers and such arrangement cannot be modified during the competition under any circumstances.

   “By this arrangement, the members may lose the chance of winning the best speaker and second best speaker award, as the awards are based on the total marks secured during the preliminary rounds only”

   d. Each team will have a team code and each participant shall be given an individual code. Teams shall not disclose their identity or that of their region / city etc.; such disclosure shall invite automatic penalties including disqualification. The Administrator’s decision in this matter shall be final.
VII. **Registration**

Teams must register with the offices as per schedule given in Clause II. All communications should be marked as “ICSI 14\textsuperscript{th} All India Moot Court Competition 2016” in the subject column and sent by email / courier. Please refer to schedule at point II.

VIII. **Rounds**

There will be 3 (three) rounds of the Competition i.e. Chapter Level, Regional Level Round and National Level Round.

**Chapter Level Round**

a. In the Chapter Level Round, each team will have 35 minutes to present their case. This time may be divided between the two speakers, but each speaker shall speak for a minimum of 20 minutes.

b. In the Chapter Level Rounds, each team will be presenting argument once and their side will be decided by draw of lots or by such method as may be decided by the judges on the date of the Competition.

**Regional Level Round**

b. In the Regional Level Round, each team will have 40 minutes to present their case. This time may be divided between the two speakers, but each speaker shall speak for a minimum of 20 minutes.

b. In the Regional Level Rounds, each team will be presenting argument once and their side will be decided by draw of lots or by such method as may be decided by the judges on the date of the Competition.

**National Level Round**

a. In the National Level Round, each team will have 45 minutes to present their case, and each speaker must speak for a minimum of 25 minutes.

b. In the National Level Round, each team will be presenting argument once and their side will be decided by draw of lots or by such method as may be decided by the judges on the date of the Competition.

IX. **Memorials**

The following requirements must be strictly met. Non-conformities will be penalised:

a. Each team must prepare memorials for both sides to the dispute (Petitioner and Respondent).

b. Once the memorials are submitted, no revisions, supplements, or additions will be allowed.
c. A soft copy (PDF Version) on CD of memorial to be submitted within time mentioned in Clause II above. Both memorials can be copied in a single CD. Late receipt of memorials would be penalized.

d. Memorials must be typed on A4 page in the following format:

i. Table of contents
ii. Index of authorities
iii. Statement of jurisdiction
iv. Statement of facts (1 page only. Submissions of an argumentative statement of facts would attract penalties)

v. Statement of issues
vi. Summary of arguments
vii. Arguments: Not more than 10,000 words (including footnotes)

viii. Prayer

e. Memorials must have a 1 inch margin on all sides of each page. Font size should be 12 and double-spaced. Footnotes must be in font size 10, single-spaced and double-space left between 2 foot notes.

f. Page numbering should be on the bottom middle side of each page.

g. The first page of memorials must state the following

i. The title of the case
ii. Identify brief as Petitioner or Respondent.

h. Identity of a team in any form shall not be revealed anywhere in the memorial. Instead the allotted team code numbers should be mentioned on the top right corner of first page. Violation of this provision shall result in penalties including disqualification. The Administrator’s decision shall be final.

i. Memorials should come from the email id given in the registration form

X. **Oral Rounds**

In each oral round a team will be represented by 2 speakers who will present arguments and do the rebuttals / sur-rebuttals – all within the prescribed time limit of that respective round.

(Total 30 + 30 = 60 minutes)

a. Each team will get total of 30 minutes to present their case. Every minutes of extra time will attract automatic penalties. The time includes questioning by the judges.

b. The division of this time is at the discretion of the team members, subject to maximum all inclusive of 18 minutes per speaker. Division of time shall be informed to the organizers at the time of registration and cannot be altered at any subsequent stage of the preliminary rounds. Both speakers must compulsory speak.

c. The oral arguments need not be confined to the issues presented in the memorials.

d. There will be minimum of Two Judges for the preliminaries.
XI. **Scoring**

a. Memorials will carry 20% and oral submissions will carry 80% of evaluation.

b. Total marks will be a sum of the oral scores for that round and the memorial scores.

c. Memorials shall be the original work of team members.

d. There will be a panel of two Judges for the Regional and three judges for the National level round.

e. Each judge shall score as follows:

<table>
<thead>
<tr>
<th>S. No.</th>
<th>Criteria</th>
<th>Score</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>(5 marks each)</td>
<td>Speaker 1</td>
</tr>
<tr>
<td>1.</td>
<td>Knowledge of facts and identification of issues arising out of facts</td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td>Knowledge and understanding of legal principles directly applicable to issues</td>
<td></td>
</tr>
<tr>
<td>3.</td>
<td>Logical reasoning, and clarity, brevity and ingenuity of arguments</td>
<td></td>
</tr>
<tr>
<td>4.</td>
<td>Presentation, court etiquette and advocacy skills (ability to explain legal principles clearly and response to questions)</td>
<td></td>
</tr>
<tr>
<td>5.</td>
<td>Management of time</td>
<td></td>
</tr>
</tbody>
</table>

**MAXIMUM MARKS**

25       25

f. Each criterion shall be marked on a five level scale:

Excellent – 5; Very Good – 4; Good – 3; Average – 2; Fair – 1

g. **Memorial Scoring**

i. Memorials shall be marked with respect to contents and compliance with rules.

ii. Each memorial shall be marked for a maximum of 50 marks.

iii. The memorials will be judged as follows:

<table>
<thead>
<tr>
<th>S No.</th>
<th>Criteria</th>
<th>Maximum Marks</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Proper and articulate analysis of issues arising out of facts</td>
<td>10</td>
</tr>
<tr>
<td>2.</td>
<td>Understanding and ability to explain the legal principles clearly</td>
<td>10</td>
</tr>
<tr>
<td>3.</td>
<td>Presentation and content of argument</td>
<td>10</td>
</tr>
<tr>
<td>4.</td>
<td>Use of legal sources: (custom, precedent, and general principles of law) and the comprehensiveness of legal research</td>
<td>10</td>
</tr>
<tr>
<td>5.</td>
<td>Variation in approach (new points of law/unique interpretation of facts/law)</td>
<td>10</td>
</tr>
</tbody>
</table>

**Maximum marks**

50

Less penalty points

**Total marks for the memorial**
XII. **Awards & Certificates**

**National Rounds**

a. *Best Team of the Year Award* – Plaque and prize

b. *Second Best Team of the Year Award* - Plaque and prize

c. *Corporate Lawyer of the Year* (best advocate) – Plaque and prize  
   (Based on the marks scored in the orals of preliminary rounds only)

d. *Corporate Lawyer of the Year* (Runners up) – Plaque and prize  
   (Based on the marks scored in the orals of preliminary rounds only)

e. *Best Memorial Award* – Plaque and prize

f. *Best Memorial Award* (Runners up) – Plaque and prize

g. All participants will get certificates of participation.

h. Plaques / certificates / commendation letters may be given to other categories of winners also – at the discretion of the Administrator.

i. Results and photographs of prize winners will be published in the institute journal.

**Regional rounds**

a. *Best Team of the Region* – Plaque and prize

b. *Second Best Team of the Region* - Plaque and prize

c. *Corporate Lawyer of the Region* (Best Advocate) - a Plaque and prize  
   (Based on the marks scored in the orals of preliminary rounds only)

d. *Corporate Lawyer of the Region* (Runners up) - a Plaque and prize  
   (Based on the marks scored in the orals of preliminary rounds only)

e. *Best Memorial Award* – Plaque and prize

f. *Best Memorial Award* (Runners up) – Plaque and prize

g. All participants will get certificates of participation.

h. Plaques / certificates / commendation letters may be given to other categories of winners also – at the discretion of the Administrator.

i. Results and photographs of prizewinners will be published in the institute journal.

a. Top memorials may be displayed and / or distributed at (i) the annual / ICSI National Conference (ii) published on [www.icsi.edu](http://www.icsi.edu) or any of its publications.
XIII. **Announcement of results**

Chapter Level and Regional Level Round results will be announced soon after the Competition. National Level Round results and various awards for speakers, memorials, winners and runners-up etc. will be announced Convocations of the Institute during 2016 in respective Region.

XIV. **Anonymity**

a. Student counsel may introduce him / herself to the court in the usual manner and may also state their first names. However, the team's regional or office or other affiliations shall not be revealed at any time to any of the judges before the awards ceremony.

b. Further, all team members, coaches, advisors, and observers shall refrain from identifying a team at any time and in any manner, including, but not limited to, wearing any identifying items, such as badges, blazers or identifying material (such as books, logo or seal of the college, regional / chapter office).

XV. **Accommodation and transport**

Accommodation and Transport for the Regional Level Round to done by the respective Chapters where the participants are registered as Student.

Transport facility for the National Level Round will be paid by the respective Regional Council and Pune Chapter of WIRC of ICSI will arrange for the accommodation free of cost.

XVI. **Miscellaneous**

1. Participants are required to maintain proper decorum in the court during competition. The administrators reserve the right to take appropriate action for any unethical, unprofessional or immoral conduct.

2. The administrator reserves the right to vary, alter, modify or repeal any of the above rules if so required and as they deem appropriate.

3. If there is any change in the Rules, it will be notified through email submitted at the time of Registration.

XVII. **Administrator contact information:**

CS Harshal Joshi  
Chairman, Students Committee,  
Pune Chapter of WIRC of ICSI,  
23, Mukund Nagar,  
Above Dr. Joshi Hospital  
Pune 411037, Maharashtra  
Email: pune@icsi.edu
Dear Sir,

Please register us for THE ICSI 14th ALL INDIA NATIONAL MOOT COURT COMPETITION 2016. Our composition of the team is as follows:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name (Surname, First Name &amp; Middle Name)</th>
<th>Student Registration Number</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td></td>
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<tr>
<td>4</td>
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</tr>
</tbody>
</table>

E-Mail for correspondence:

I agree that I will abide by the Rules of the Moot Court Competition 2016

Yours faithfully,

Signatures of all team members