RULES AND REGULATIONS

I. Introduction

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

II. Aim and Purpose

a. To expose students pursuing the Company Secretaries Course to the nuances of court system in India to hone advocacy skills and putting them on the road to becoming a true professional, particularly in the NCLT regime.

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.

III. Subject, Venue and Date

The NIRC – ICSI ALL INDIA MOOT COURT COMPETITION - 2015 will have a three tier rounds – Chapter level, Regional level and National level. The subject will be issues in the area of Corporate / Company affairs, including the functioning of regulatory bodies / authorities as applicable to the issues.

The Chapter level competitions will be organized by the respective chapters. The top 1 team from each chapter will be selected to participate in the Regional Level.

The Regional Level competition will be held at the 4 regional centres (NIRC/SIRC/WIRC & EIRC) on or before 14th July, 2015. The top two teams (Winner and Runner Up) will represent the region at the National rounds.

This year’s National rounds will be organized in association with Surana & Surana International Attorneys, Chennai and hosted by NIRC at New Delhi on 29th July, 2015 at ICSI-NIRC Building Plot No 4, Prasad Nagar Institutional Area, New Delhi 110 005

The case and rules for the competition will be available at the local chapters and can be downloaded from the website of ICSI, www.icsi.edu & also at www.mootsite.com

## Teams selected for National rounds will register online at www.moot.in positively by the specified date.

IV. Language

The competition shall be in English.

V. Eligibility

The competition is open only to registered students of the Institute of Company Secretaries of India (ICSI). Those 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, Chartered Accountants & Cost Accountants courses are not eligible to participate.

VI. Dress code

Formal wear:
Ladies: Light coloured salwar, kurta, sari or pant/suit
Gentlemen: White shirt with tie and dark colored trousers
VII. 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.

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

c. However, teams have the option of designating two of their members (out of maximum of 4) to be speakers for the Petitioner and the other two 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.

VIII. Registration

Teams must register with the Administrator’s office. All communications should be marked as NIRC – ICSI ALL INDIA MOOT COURT COMPETITION - 2015 in the subject column and sent by email to the Administrator within the specified time.

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. The briefs shall be consistent with the Company Law Board Rules.

c. Once the memorials are submitted, no revisions, supplements, or additions will be allowed.

d. Six (6) copies each of the memorials for Petitioner & Respondent + a soft copy on CD to be submitted at the venue on 28th July at 4.30 p.m. (before orientation). Both memorials should be copied in a single CD / or can be mailed to mootcourt@lawindia.com with NIRC – ICSI ALL INDIA MOOT COURT COMPETITION – 2015 – MEMORIAL as the subject within in the stipulated time. The last date of submission of memorial is 28th July 2015. Late receipt of memorials would be penalized.

e. Memorials must be submitted on typed A 4 size paper printed on one side and must contain:
   - Table of contents
   - Index of authorities
   - Statement of jurisdiction
   - Statement of facts (1 page only. Submissions of an argumentative statement of facts would attract penalties)
   - Statement of issues
   - Summary of arguments
   - Arguments advanced (15 pages)
   - Prayer

f. Arguments must not exceed 15 (fifteen) pages.
g. Memorials shall be staple bound. Comb/spiral or any other binding shall not be accepted.

h. Memorials must have a one-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 two foot notes.

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

j. Covers (only paper) must be placed on briefs as follows:
   Petitioner: Pale Blue Color, Respondent: Pale Red Color. (Use of plastic covers will be penalised)

k. The cover page of memorials must state the following
   - The cause title
   - Identify brief as Petitioner or Respondent.

l. 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 the cover. Violation of this provision shall result in penalties including disqualification. The team codes will be provided during orientation. The Administrator’s decision shall be final.

m. The teams shall have an option to submit one separate paper book of not more than 25 pages (printed on both sides), which shall carry copies of relevant annexure(s), articles and case laws. The paper book shall have a white cover and 2 copies shall be submitted along with the memorials. Any identifying mark / seal on the paper book shall attract severe penalties including disqualification. The submission of this paper book does not necessarily entitle the team to any additional marks.

X. Oral Rounds

In each oral round a team will be represented by two 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 a total of 30 minutes to present their case. Every minute 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 a maximum all inclusive of 18 minutes per speaker. Division of time shall be informed to the organisers at the time of registration and cannot be altered at any subsequent stage of the preliminary rounds. Both speakers must compulsorily speak.

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

   d. There will be a minimum of Two Judges for the preliminaries.

XI. Scouting

   a. Teams will not be allowed to observe the orals of any other team(s). Scouting is strictly prohibited. Scouting by any of the teams will result in disqualification.

   b. Any team can file a written complaint with the Administrator, regarding a case of scouting. The Administrator’s decision will be final.

   c. The researchers shall sit with the speakers at the time of the orals and shall not attend the court sessions of any other team participating in the competition.
XII. Scoring

a. Each round’s total will be a sum of the oral scores for that round and the memorial scores.

b. Final rounds will be judged only on the basis of oral presentations.

c. If two or more memorials are found to be verbatim reproduction of each other, no points will be awarded for either of the memorials.

A. Orals

Parameters for judging on a scale of 0 – 140 points are:

i. Knowledge of facts

ii. Logic, reasoning and clarity

iii. Persuasiveness

iv. Deference to the court

v. Proper and articulate analysis of the issues arising out of facts

vi. Understanding of the laws directly applicable to the issues

vii. Ingenuity (ability to argue by analogy from related aspects of law)

B. Written Submissions (Memorials)

a. Any revisions, supplements or additions to the memorials after submission shall attract severe penalties subject to the discretion of the Administrator.

b. Parameters for judging on a scale of 0 – 60 points are:

i. Logical progression of ideas

ii. Originality in analysis and arguments

iii. Effective use of headings to outline arguments

iv. Understanding essential legal issues presented

v. Focus on essential (not collateral) issues

vi. Clear, concise and unambiguous writing style

vii. Forceful and persuasive presentation

viii. Integration of facts into legal argument

ix. Understanding of strengths and weaknesses of case

x. Discussion of viable alternative arguments

xi. Understanding and analysis of authority

xii. Proper use of citations and citation form

xiii. Effective use of authority to support arguments

xiv. Ability to distinguish adverse cases

xv. Neatness, legibility, typos or format errors

c. Non-compliance of rules mentioned in Clause IX shall attract penalties for each non-conformity.

XIII. Awards

- Best Team of the Year Award
- Corporate Lawyer of the Year (best advocate)
• Best Memorial Award.
• All participants will get certificates of participation.

IV Anonymity
a. Student counsel may introduce him / her to the court in the usual manner and may also state their names. However, the team's region 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).

XIV. Copyright
a. The copyright over the memorials submitted for participation in the competition is assigned by participants and shall also vest completely and fully in Surana & Surana International Attorneys, Chennai & the Institute of Company Secretaries of India, in lieu of full waiver of competition fees / charges. The participants shall certify in writing the originality of materials contained therein and shall be responsible for any claim or dispute arising out of the further use and exhibition of these materials.
b. Further use and exhibition of these materials, electronically or otherwise, shall be the exclusive right of Surana & Surana International Attorneys, Chennai and Northern India Regional council of the Institute of Company Secretaries of India (who shall not be responsible for any liability to any person for any loss caused by errors or omissions in such material, or for the accuracy, completeness, or adequacy of the information contained in these materials).
c. Publishing of these materials on affiliated websites such as www.mootsite.in , or www.icsi.edu does not constitute consent to any use of this material for commercial redistribution in any manner whatsoever. However, links directing to the collection or individual pages are welcome.
d. Top memorials may be displayed and / or distributed at (i) the annual / ICSI National Conference (ii) published on www.mootsite.in

XV. 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. Regional Offices of ICSI are requested to encourage participation of 1 team from each of their chapters.
3. The administrator reserves the right to vary, alter, modify or repeal any of the above rules if so required and as they deem appropriate.

XVI. Administrator contact information:

ICSI-NIRC
Administrator, ICSI National Moot Court Competition
ICSI-NIRC Building
Plot No 4, Prasad Nagar Institutional Area
Rajendra Place, New Delhi 110 005
Email ID: alka.arora@icsi.edu
Phone: 011-49343005
Moot Coordinator (For National Rounds only):

Dr. S. Ravichandran
Advocate & Head, Academic Initiatives
International Law Center
61 – 63, Dr. Radhakrishnan Salai, Mylapore, Chennai 600 004
Ph: 044 – 2812 0000; Fax: 044 – 2812 0001;
E-mail: mootcourt@lawindia.com
**REGISTRATION FORM**
(Please fill in capital letters)

**Undertaking**

1. We hereby state that our participation complies with the rules and regulations of the competition.

2. We certify that the materials submitted are prepared by us and indemnify the organizers for any claim or dispute arising out of the further use and exhibition of these materials.

Name of the Institution and address (mention Chapter and Region)

Email: ___________________________ Phone: ___________________________

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