



MOOT COURT SOCIETY | SYMBIOSIS LAW SCHOOL, NOIDA
Symbiosis International (Deemed University), Pune

10th NASCENT Moot Court Competition, 2020

Rules & Regulations

INTRODUCTION

Moot Court Society of Symbiosis Law School, NOIDA (hereinafter MCS-SLSN) announces its 10th Annual Edition of NASCENT Moot Court Competition - Session 2019-20 (hereinafter NASCENT) for selections (internal elimination) of learners for Academic Year 2020-21 as pleaders and researchers to its Mooting Contingent-XIV (hereinafter C-XIV) for representing Symbiosis Law School, NOIDA in the External Moot Court Competitions (hereinafter EMCC) during the Academic Year 2020-21.

This is Ninth Academic Year of continuous mooting at SLS-NOIDA. Way ahead, we are **only looking for devoted candidates** who are committed to the serious activity of mooting for the next five academic years at SLSN. It may be understood from the ideology that we are **selecting only 18-22 members** (or less as may be deemed fit) for C-XIV.

Ideology

Aspirants must see in themselves;

- Ability to manage internal and/or external examinations alongside mooting.
- Ability to deliver INDIVIDUALLY as well as a TEAM, (if there will be lapses in the commissioning of work, first time – express warning, second time – express termination).
- Ability to perform without complaints and blame-games.
- Ability to manage Internships during and/or post academic year.
- Ability to manage their health, maximum class attendance and deliver work within time.
- Ability to maintain total academic discipline and professional culture.

I. AIM AND PURPOSE

- a. The aim of NASCENT is to provide an opportunity to the learners to hone their advocacy skills at an internal level before heading out to EMCCs.
- b. The purpose of NASCENT is to act as a platform for a competition-based internal elimination process to select best budding advocates to represent SLS, NOIDA at EMCCs.

II. PRELIMINARY

- A. The MCS-SLSN is organizing **NASCENT Moot Court Competition, 2020 on Sunday, January 5, 2020 at 0900 hrs. IST.** Participants are required to follow the time, schedule and rules of the competition strictly. In case of any ambiguity or doubt regarding rules/time/schedule, kindly email your query at nascentmoot@symlaw.edu.in . Violation of any rule may lead to disqualification to participate in the competition.
- B. 'NASCENT Moot Court Competition' is 'Internal Elimination' round for the selection of learners to represent SLS-NOIDA in EMCCs.
- C. '**External Moot Court Competitions' or EMCC** shall include all/any inter-collegiate moot court competitions, and also negotiation/client counseling or consultation/ arbitration/ mediation-arbitration/ trial advocacy/ judgement writing competitions, both at national and international levels that SLS-NOIDA participates in from time to time including EMCCs hosted by or associated with SLS-NOIDA. **No learner of SLSN shall be allowed to participate in any EMCC at any level except through the express allotment by the MCS of SLS-NOIDA for the purpose.**
- D. 'CONTINGENT-XIV' or C-XIV includes group of learners selected out of all the candidates / participants / contestants of NASCENT.
- E. MCS-SLSN will form new teams from 'C-XIV' for sending the teams for national/international EMCCs. Learners should be willing to gain exposure through participation throughout India, and abroad, if deemed fit for the opportunity. Selected members are required to obtain passport upon declaration of results for NASCENT.

- F. Deficiency in meeting minimum standards of selection criteria or qualification by the participants in NMCC may lead to reduced number of members being selected for 'C-XIV' without prior notice and further clarifications.
- G. Selected members are required to dedicate their time to EMCC(s) solely without participating or being involved in any other activity, be it academic or cultural etc., at the law school, except for prior express permission for the same.
- H. MCS-SLSN saves the right to decide any dispute arising out of the rules of Nascent 2020.

III. ELIGIBILITY AND TEAM COMPOSITION

- a. NASCENT is open to all learners of Batch 2019-24 enrolled in B.A./B.B.A. LL.B. Programme at SLS, NOIDA.
- b. Each eligible learner is to **form a team of two participants** with another eligible learner and register as per Rule VI herein. Both team members are required to plead during the oral rounds.

IV. LANGUAGE

NASCENT shall be in English.

V. DRESS CODE

For all oral rounds: Advocate's uniform as per the Advocates Act, 1961 (except band and gown).

VI. REGISTRATION

Interested eligible learners are to register for NASCENT 2020 in accordance with the following procedure:

- a. Fill complete details in the **Google-Form for 10th NASCENT 2020** by answering all questions and uploading photographs of both participants of the team.
- b. Teams must ensure that they fill in the complete and correct details as the same shall be used to contact them for any information relevant and to send notifications for the competition.
- c. You are to fill the form as a team and **ONLY ONCE**.

- d. Please check your inbox email for receipt of copy of responses, for registration acknowledgement. MCS shall not be liable for technical failures.
- e. Registration must necessarily be done either on or before the last date and time per the Schedule of 10th NASCENT 2020 (hereinafter "Schedule"). **Registration after the stipulated last date and time shall be deemed no registration**, and no member of such team shall be allowed to participate in NASCENT 2020.
- f. MCS shall send an email to the team at the registered email address per the Schedule of 10th NSCENT 2020 (hereinafter "Schedule"), confirming their registration for NASCENT.
- g. After confirmation of registration, MCS will send '**team code**' to the participants at their registered email address in accordance with the schedule announced herein. **This team code shall be used to identify the memorials of the team as well as to score the team during pleading rounds.**
- h. Candidates are advised to write an email to MCS at the aforementioned email address in case they don't receive their team code per schedule.
- i. Candidates are advised to strictly adhere to the rules for confirmation of registration.
- j. **Withdrawal:** After registering for NASCENT, in case a team or any member thereof withdraws its participation, the same is required to be promptly reported to the MCS **vide email** specifying the reason(s) for such withdrawal at nascentmoot@symlaw.edu.in . However, no withdrawal shall be permitted after the expiry of 24 hours after the last date of registration.
- k. **Withdrawal of one member of a team is invalidation of that team. MCS-SLSN may allow the residual candidate to contest as 'sole counsel'. However, in no case, the withdrawing candidate/team will be allowed to contest in NASCENT 2019.**
- l. **Absence:** Team/team member who fail(s) to turn-up for the pleading round per schedule, for any reason(s), shall be deemed to have impliedly withdrawn her/his candidature from participating in 'NASCENT', thereafter, no claim shall subsist for him/her. There is no provision for any extenuating circumstances.
- m. **Under no circumstances, an absentee will be allowed to participate in any EMCC for that Academic Year.**

VII. MEMORIALS

a. Submission

- i. Each team is required to prepare and submit memorials from both sides (i.e., plaintiff and defendant).
- ii. Both memorials shall be submitted in soft as well as hard copy. The soft copy of the memorial must be in .pdf format.
- iii. No memorial should indicate the identity of any participant in any manner, except for Team Code.
- iv. Memorials not adhering to the rules, including submission deadlines, will be returned and shall be deemed not submitted. Such teams shall not be allowed to appear for the Oral Rounds and shall be considered Absent for NASCENT 2020.
- v. Delay in submission of memorials will invite deduction of 5 marks from both memorials of the team. If the delay exceeds 24 hours, the team shall not be allowed to participate in NASCENT 2020.
- vi. **Hard Copy Submission**
 - Each team must submit **02 copies** of the memorial each for the Plaintiff and the Defendant in adherence to the schedule announced herewith.
 - **The 'Team Code' issued by the MCS is to be mentioned on top-right corner of the cover-page and every page of both memorials. Kindly make sure that team code on the cover page is legible and is not missed due to the cover page being coloured.**
 - Name of the Competition, i.e., "10th NASCENT Moot Court Competition, 2020" should be mentioned on the cover page of both memorials.
 - Names of the team members shall not be mentioned anywhere in the memorials. If the said rule is violated, the memorials shall be considered as not submitted, and the team will be barred from appearing in the pleading rounds.
 - MCS will not take into account, even on credible evidence, rush or queue at the campus reprographic centre, non-availability of coloured paper or spiral binding facility, insufficient print-out facility/resources, stationery etc. as ground(s) of extension of time or acceptance of delayed submission or concession of time etc. in any case; we will not bend the rule for any one or for all.

vii. **Soft Copy Submission**

- Soft copy of the memorials from both sides must be sent strictly per scheduled time and date announced through Schedule, **as e-mail attachments (in .pdf format only)** in one email to nascentmoot@symlaw.edu.in. Only one member of the team shall send the memorials on behalf of the team **with the second member CC'ed to the email.**
- The **subject** of the email should be '*Team Code – Memorials for Nascent 2020*'. The **memorials shall be attached in .pdf format only** with files named as '*Plaintiff – team code*' and '*Defendant – team code*'.
- Please check your outbox/sent/drafts to ensure email delivery confirmation; MCS shall not be liable for bounced or undelivered email.
- **Once the soft copy of the memorials has been submitted, no revisions, additions or formatting in the hard copy submission of the same is permitted.**
- We will not take into account any crashing of hard drive, loss of data, loss of gadgets etc. as a ground of extension of time or delayed submission or concession of time etc. even procuring and producing credible evidences will not bend the rule for any one or for all.

- viii. Each team should ensure that the soft as well as hard copy of their memorials is same in content as well presentation, including formatting. No differences, whatsoever, are permitted.
- ix. Teams will receive an 'acknowledgement' email to their 'soft copy submission'. Teams are advised to contact the MCS in case they do not receive an acknowledgement email within 5 days of their submission.
- x. Submission of memorials, both soft and hard copy, can be made either before or on the last date as per Schedule announced.

b. Plagiarism & Copying

- i. Teams shall be jointly and severally duty bound to ensure that the memorials are original in content. If any memorial(s) is found to be a copy of another, either in whole or in part(s), both teams shall be disqualified from NASCENT. Please note that plagiarism and

copying is a serious violation of rules and is an instance of academic indiscipline.

- ii. Teams are advised to keep genuine safe keeping measures with respect to their memorials.
- iii. The defaulting teams may also be barred from participating in NASCENT/ASCENT in future.

c. Colour Scheme

The colour page of the memorial for the plaintiff, in both soft as well as hard copy, must be **BLUE**, and that for the defendant must be **RED**. Teams should ensure that the Team Code is **clearly visible** on these coloured pages.

d. Format of Memorial

- i. Each memorial should consist of the following parts:
 - Cover Page
 - Table of Contents
 - Index of Authorities
 - Index of Abbreviations
 - Statement of Jurisdiction
 - Statement of Facts
 - Statement of Issues
 - Summary of Arguments
 - Arguments Advanced
 - Prayer
- ii. The following part of each memorial should not exceed 25 typed pages:
 - Summary of Arguments
 - Arguments Advanced
 - Prayer
- iii. The memorials should be printed on **BOTH** side of the paper, typed on A-4 sheet with black ink.
- iv. The memorials should be spiral bound for hard copy submission.
- v. The Font Style of the contents of the memorial should be Times New Roman, Font Size should be 12 and spacing 1.5.

- vi. The footnotes should be in Times New Roman style, size – 10, spacing 1.
- vii. Memorial must have **1.2-inch margin** on all sides of each page.
- viii. Citations shall be in conformity of **BLUEBOOK 20th Edition** which has been made available in the Library, SLS-N.
- ix. Relevant annexures (not more than 25 one side printed pages), if any, may be kept as compendium if required.

e. Evaluation

Every memorial will be marked **on the scale of 100**. For the purpose of calculation, the average score of both memorials (i.e. plaintiff and defendant) will be the final score of an individual/team for the purpose of selection.

The memorial shall be evaluated according to the following criteria:

S.No.	Marking Criteria	Marks
1.	Summary of Facts	10
2.	Issues Raised	10
3.	Grammar & Style of Presentation	10
4.	Application of Law to Facts	20
5.	Use of Authorities	15
6.	General Impression & Clarity of Thought	15
7.	Adherence to Citation Format	20

VIII. ORAL ROUNDS

- a. **DRAW OF LOTS:** Pairs of teams shall contest oral rounds in each designated court room, and each team shall argue only once in the oral pleading round from either side i.e. Plaintiff or Defendant based on the draw of lots, which will take place per schedule announced. There will be NO exchange of memorials.
- b. **TIME DURATION:** In the oral rounds **each team** shall speak for a **MAXIMUM** of 20 minutes, out of which 02 minutes are saved for rebuttal and/or sur-rebuttal. There is no further rebuttal of sur-rebuttal and so on so forth, if it happens, it will not be counted. Before the start of the Oral Rounds of any team, the speakers shall inform their court master regarding the distribution/allocation of

time between them through the Attendance Slip. Each speaker of a team must speak to the minimum of eight minutes (08 minutes) and maximum of twelve minutes (12 minutes). The time allotted (in total) and distributed (among pleaders) must be taken care of by each pleader; otherwise, bench may mark exceeded time negatively.

- c. **STANDARDS:** All the standard moot court mannerism must be followed as per national level competition, keeping in view the applicable laws.

IX. EVALUATION OF ORAL ROUNDS

The oral pleadings of **each** speaker shall be marked **on a scale of 100 per judge**. However, for calculation of final score, the average score of all the judges will be taken. The oral rounds will be evaluated on the following grounds:

S.No.	Marking Criteria	Marks
1.	Knowledge of Facts	10
2.	Framing of Issues (Logical and Reasoned) & Clarity of Thought	15
3.	Knowledge & Application of Law	20
4.	Advocacy (Cohesive & Convincing Arguments, Style & Structure of Arguments, Expression, Articulation)	30
5.	Use of Authorities	15
6.	Court Mannerism & Deference, Professional Conduct & General Impression	10
	TOTAL	100

X. SCOUTING

Sitting in other court room(s) or listening to the proceedings of any other team inside their court room is strictly prohibited and is a fit case of SCOUTING and may lead to termination of the suspect individual or team. Teams, or any member thereof, are not allowed to observe oral rounds of any other team except while their own pleading rounds are on-going. Non-participants observing court proceedings in

any court-room are prohibited from discussing the same with any participant of NASCENT 2020 till the last round of the competition is over in all court-rooms.

XI. SELECTION

- a. Members for C-XIV will be selected **individually** on the basis of the **combined score** of memorial and marks obtained individually in pleading/oral rounds.
- b. Upon selection, if a member opts to withdraw from C-XIV, an email for the same, stating appropriate reasons for withdrawal, must be sent to mootcourt@symlaw.edu.in on or before March 8, 2020.
- c. No person who has not participated in NASCENT 2020, both in submission of memorials, and oral rounds, shall be selected for any EMCC and shall also not be a part of Mooting Contingent-XIV, for the Academic Year 2020-21.

XII. DEEMED ATTENDANCE

- a. No exemption in attendance from classes/tutorials/examinations internal and/or external/internships etc. is available/applicable for the preparation of NASCENT.
- b. Deemed attendance in case of 'EMCC' will be available only for the duration of travel and competition, excluding Holidays. The same shall be commensurate with the itinerary of the competition.
- c. Participants should take note of the rules and should not raise the issue of exemption during their preparation for any 'EMCC'.

XIII. SAVINGS

- a. No student shall be allowed to participate in any EMCC at any level except through the express allotment by the MCS of SLS-NOIDA for the purpose.
- b. Any EMCC which is not in the participation list of MCS-SLSN cannot be taken part in by any *bonafide* student of the SLS-NOIDA unless by the express / special permission in compliance with all the rules specially laid down / notified for same the purpose.
- c. MCS-SLSN reserves the right to resolve all disputes arising out of NASCENT 2020 including those relating to selection procedure, results etc. It further reserves the right to modify and/or add to the selection procedure and/or marking criteria.

XIV. MISCELLANEOUS

- a. No team or any of its member can seek assistance for conducting research or writing or editing or formulation/development of its oral arguments or written submissions from any faculty member of SLSN. Teams are also advised to take due care if seeking help from any current student or alumni of SLSN and the same shall not be excessive.
- b. There is only one participation of one candidate in any one team as its member, therefore, the candidates must ensure that they register only once.
- c. To be present for the oral rounds at the stipulated date and time is the responsibility of each candidate. Travel, health and climate and other impediments are not our consideration, these are to be taken care of by the contestants themselves.
- d. The **SCHEDULE** announced separately is deemed to be a part of Rules & Regulations of NASCENT 2020.

***** ALL THE BEST! *****