



MOOT COURT SOCIETY | SYMBIOSIS LAW SCHOOL, NOIDA **Symbiosis International University**

NASCENT MOOT COURT COMPETITION, 2017

Rules & Regulations

INTRODUCTION

Moot Court Society of Symbiosis Law School, NOIDA (hereinafter MCS-SLSN) announces its 7th Annual Edition of NASCENT Moot Court Competition - Session 2016-17 (hereinafter NASCENT) for selections (internal elimination) of learners for Academic Year 2017-18 as pleaders and researchers to its Mooting Contingent-XI (hereinafter C-XI) for representing Symbiosis Law School, NOIDA in the External Moot Court Competitions (hereinafter EMCC) during the Academic Year 2017-18.

This is sixth 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 14-18 members** (or less as may deem fit) for C-XI.

Ideology

Aspirants must see themselves in;

- Ability to manage internal, 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 their health, maximum class attendance and deliver work within time.
- Ability to manage internships during and post academic year.
- 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 on Sunday, February 26, 2017 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/ trial advocacy/ judgement writing competitions, both at national and international level 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-XI' or C-XI includes group of learners selected out of all the candidates / participants / contestants of NMCC.
- E. MCS-SLSN will form new teams from 'C-XI' for sending the teams for national/international MCCs. Learners should be willing to gain exposure through EMCC throughout India, and abroad, if deemed fit for the opportunity.

- 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-XI' without prior notice and further clarifications.

III. ELIGIBILITY AND TEAM COMPOSITION

- a. NASCENT is open to all learners of Batch 2016-21 enrolled in B.A./B.B.A. LL.B. Programme at SLS, NOIDA.
- b. Each eligible learner is to form a team of two pleaders with another eligible learner and register as per Rule VI herein.

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 2017 in accordance with the following procedure:

- a. Download and print the 'Nascent Moot 2017 Registration Form' (hereinafter 'registration form'), and correctly and completely fill **all** the columns therein.
- b. Each member of a team must personally sign on the registration form in the space designated for the same.
- c. Scan the duly filled in registration form in .pdf format. Re-name the scanned file '(names of team members)', eg.: 'Greg-John'.
- d. Attach your final registration form in an email to nascentmoot@symlaw.edu.in with the Email Subject being 'Nascent 2017 Registration Form - (names of team members)'. Only one team member is to email the registration form on behalf of the team keeping the other member in CC. The body of the email should necessarily mention the following details in respect of both team members:
 - Full Names
 - Programme

- Batch
 - PRN
 - Contact Numbers
 - Two objective (impersonal) reasons for participation in the moot exercise
- e. Please check your inbox/sent/draft email item for email delivery confirmation; MCS shall not be liable for the bounced or undelivered email.
- f. Registration must necessarily be done either on or before the last date and time as per the schedule announced herein. 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 2017.
- g. Candidates are also required to submit hard copy of their Registration Form as per schedule.
- h. The registration shall be confirmed by MCS to the participants by sending the team code as per the schedule mentioned and announced herein.
- i. Candidates are advised to write an email to MCS at the aforementioned email address in case they don't receive their team codes on or before the last date for such allotment.
- j. Candidates are advised to strictly adhere to the rules for confirmation of registration.**
- k. **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 the last date of registration.
- l. 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 2017.
- m. **Absence:** Team/team member who fails to turn-up for the pleading round as 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.
- n. Under no circumstances, an absentee will be allowed to participate in any EMCC for that Academic Year.**

- o. No team is allowed to seek assistance for conducting research, writing, editing, formulation or development of its oral arguments or written submissions from any faculty member of SLSN.

VII. MEMORIALS

a. Submission

- i. Each team is required to prepare and submit memorials from both sides (prosecution/petitioner and defendant/ respondent).
- 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.

v. Hard Copy Submission

- Each team must submit to the MCS **02 copies** of the memorial each for the Prosecution/Petitioner and the Respondent in adherence to the schedule mentioned and announced herewith.
- Delay of every hour in submitting the memorials will invite deduction of 5 marks from both sides of the memorials of the team.
- The 'Team Code' is to be mentioned on top-right corner of the cover-page and on every page of both memorials.
- Names of the team members shall not be mentioned anywhere in the memorial. If the said rule is violated, the memorials shall not be accepted.
- MCS will not take into account, even on credible evidences, rush or queue at the campus photocopy shop, non-availability of coloured paper or spiral binding facility, insufficient print-out facility at campus reprographic centre, computer lab, 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.

vi. Soft Copy Submission

- Soft copy of the memorials from both sides must be sent strictly as per scheduled time and date announced and

mentioned, as e-mail attachments 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 in CC.

- The subject of the email should be 'Memorials – Nascent 2017 – Team (team code)'. The memorials shall be attached as 'Prosecution – Team (team code)' and 'Respondent – Team (team code)'.
 - Please check your inbox/sent/draft email item for email delivery confirmation; MCS shall not be liable for the bounced or undelivered email.
 - Once the soft copy of the memorials has been submitted as per schedule, 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.
- vii. 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.
- viii. 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 48 hours of their submission.
- ix. Submission of memorials, both soft and hard copy, can be made either before or on the last date as per Schedule announced herein.

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 prosecution/petitioner, in both soft as well as hard copy, must be **BLUE**, and that for the defendant/respondent must be **RED**.

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 20 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 Font Style of the contents of the memorial should be Times New Roman, Font Size should be 12 and spacing 1.5.
- v. The footnotes should be in Times New Roman style, size – 10, spacing 1.
- vi. Memorial must have at least 1.2 inch **margin** on all sides of the each page.
- vii. Citations shall be in conformity of **BLUEBOOK 20th Edition** which has been made available in the Library, SLS-N.
- viii. Relevant annexures, 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. prosecution/petitioner and respondent) 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	07
2.	Issues Raised	08
3.	Grammar & Style of Presentation	10
4.	Application of Law to Facts	25
5.	Use of Authorities	20
6.	Proper Citation & Correct Format	10
7.	Originality in Presentation	10
8.	General Impression & Clarity of Thought	10

VIII. ORAL ROUNDS

- a. **DRAW OF LOTS:** There will be pairs of teams available to contest oral rounds in each designated court room, each team shall be arguing only once in the oral pleading round from either side i.e. Prosecution or Respondent based on the draw of lots, which shall take place 45 minutes prior to the pleading rounds in the respective court rooms. 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. 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 the purpose of 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.	Knowledge & Application of Law	20
3.	Framing of Issues (Logical and Reasoned) & Clarity of Thought	15
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.

XI. SELECTION

- Members for C-XI will be selected individually on the basis of the combined score of memorial and marks obtained individually in pleading/oral rounds.
- Upon selection, if a member opts to withdraw from C-XI, an email for the same, stating appropriate reasons for withdrawal, must be sent to mootcourt@symlaw.edu.in on or before March 27, 2016.

- c. No person who has not participated in NASCENT 2017, both in submission of memorial and oral rounds, shall be selected for any EMCC and shall also not be a part of Mooting Contingent-XI, for the Academic Year 2017-18.

XII. DEEMED ATTENDANCE

- a. No exemption in attendance from classes/tutorials/ examinations internal 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 'C-XI' and should not raise the issue of exemption further during their preparation for the '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.

XIV. MISCELLANEOUS

- a. 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.
- b. 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.
- c. MCS-SLSN will form new teams from 'C-XI' for sending the teams for national/international MCCs. Learners should be willing to gain exposure through EMCC throughout India, and abroad, if deemed fit for the opportunity.

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



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OFFICIAL SCHEDULE

SYMBIOSIS LAW SCHOOL, NOIDA	
MOOT COURT SOCIETY	
7th NASCENT MOOT COURT COMPETITION, 2017	
SCHEDULE	
<u>Particulars</u>	<u>Dates & Deadlines</u>
Release of Notification and Schedule	December 2, 2016
Release of Moot Problem and Rules	December 2, 2016
Team Registration (via email)	January 12, 2017, 23:59 hrs IST
Clarification of Doubts (Only by email)	January 15, 2017, 23:59 hrs IST
Submission of Hard Copy of Registration Form	January 17, 2017
Allotment of Team Codes (via email)	January 18, 2017
Submission of Memorials (Soft Copy)	February 1, 2017, 23:59 hrs IST
Submission of Memorials (Hard Copy)	February 8, 2017, 16:00 hrs IST
Moot Pleading Rounds	February 26, 2017, 9:00 hrs IST
Declaration of Result	March 10, 2017
Submission of Undertaking (of Selected Members for C-XI)	March 28, 2017

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