

# 8<sup>th</sup> SURANA & SURANA INTERNATIONAL TECHNOLOGY LAW MOOT COURT COMPETITION

6 – 8 February 2009

Joint  
Organiser



Surana & Surana  
International Attorneys

Host &  
Joint Organiser



Symbiosis Law School  
Pune

Knowledge Partner



## VENUE

Symbiosis Law School  
Senapati Bapat Road  
Pune 411 016



Symbiosis Law School  
Pune

## 8<sup>th</sup> SURANA & SURANA INTERNATIONAL TECHNOLOGY LAW MOOT COURT COMPETITION – 2009

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### RULES AND REGULATIONS

#### I. VENUE, DATE & SUBJECT MATTER:

The 8<sup>th</sup> Surana & Surana International Moot Court Competition shall be held from 6 – 8 February 2009 at Symbiosis Law School, Pune. This year's case is set on **Nuclear Energy** and related issues. Any clarification sought in respect of the case should be addressed by email to mootcourt@lawindia.com **before 10 Jan 2009**. No clarification will be issued after this date.

#### II. THE COMPETITION SHALL BE IN ENGLISH LANGUAGE.

#### III. ELIGIBILITY:

The competition is open only for students who are studying for LLB three year or five year course during the current academic year. To augment technology related research a team have the option of having one student member (must be an undergraduate) from technology / science discipline (other than law), from any institution approved by the HOD or the Head of the Institution.

#### IV. TEAM COMPOSITION:

- a. The team should consist of three members (including the technology science student member) i.e two speakers and one researcher and this number cannot be modified under any circumstances. The teams or their respective sponsoring institution shall meet their traveling expenses.
- b. The researcher cannot be allowed to speak except under special cases and only with the express permission of the Administrator.
- c. Each team will have a code and individual participants will also be given the code numbers.
- d. The identity of the team must not be disclosed to the judges. Any such disclosure will lead to disqualification.
- e. In order to encourage law schools from remote parts of India, Surana & Surana Public Charitable Trust contemplates reimbursing sleeper class – Non A/c train fare (to & fro) to three members of teams participating from remote areas of Arunachal Pradesh, Assam, Bihar, Chattisgarh, Haryana, Himachal Pradesh, Jammu & Kashmir, Jharkhand, Madhya Pradesh, Manipur, Meghalaya, Mizoram, Nagaland, Orissa, Tripura and Uttaranchal. The head of the institutions **must forward applications in advance** to The Administration Officer, Surana & Surana Public Charitable Trust, 224 NSC Bose Road, Chennai 600 001. The teams must first participate and then claim the reimbursement

#### V. REGISTRATION:

The teams must register by **15 January 2009**, and if there are to be any changes in the team composition in terms of the members participating then the organizers must be informed by **25<sup>th</sup> January 2009** at the latest.

Manupatra, Knowledge Partner to the Moot Court Competition has extended free use of its legal database for research to the members of the team who register for the competition 21 days or earlier. On registration, the teams will be forwarded a User ID and Password.

#### VI. ROUNDS:

There will be two preliminary rounds of arguments, a quarterfinal, a semi-final and one final round.

##### **Preliminary Round**

- a. There will be two preliminary rounds of arguments per team, once for applicant & another for respondent.
- b. No team will face each other more than once in the preliminary rounds.
- c. Each team will face a different bench in their second round of arguments.

- d. Preliminary Rounds and Quarter finals will be held on 7<sup>th</sup> February 2009 (Saturday), in two sessions (Pre-Lunch and Post-Lunch) and the top eight teams, will qualify for the quarterfinals.
- e. Top eight teams will be selected on the basis of rounds won (two wins). Only in case of a tie, the total of preliminary round scores will be taken. (The team with highest scores in preliminary round will advance to quarterfinals). Memorial marks will be added to the scores of both the preliminary rounds only.
- f. Lots will be drawn on 6<sup>th</sup> February 2009 evening at 4.30 p.m. and Team codes and side will be allotted. The Registration and Orientation will also be conducted the same evening.

#### **Quarterfinal / Semi Final Round / Final Round:**

The Quarterfinals/Semifinal are knockout rounds. Lots picked by the teams will decide the side of the arguments in Quarterfinals, Semi finals & Finals. The top four winning teams will qualify for semifinals to be held at 9.30 a.m. on 8 Feb 2009 (Sunday). The Finals will be held post lunch at 2.00 p.m.

#### **Results**

Results will be announced within 30 minutes after the completion of the preliminary / quarter / semifinal rounds. The Final result and the winners of the various categories will be announced only during the valediction / prize distribution ceremony.

#### **VII. BENCHES:**

Preliminary round, quarterfinal and semifinal bench will comprise of two judges and the final round bench will comprise of three judges.

#### **VIII. MEMORIALS:**

The following requirements for memorials must be strictly followed. Non-conformities will be penalized.

- a. Each team must prepare memorials for both parties to the dispute.
- b. One hard copy of both the memorials + one soft copy on CD for each side (both applicant and respondent must be in the same CD) must reach the organizers by **25 January 2009** latest by 5.30 p.m. Memorials / Amendments to the memorials shall not be accepted after. **25 January 2009.** The remaining 5 hard copies may be submitted during registration / orientation.
- c. The memorials have to be submitted on typed A4 size white paper and must contain:
  - The table of contents
  - The index of authorities
  - The statement of jurisdiction
  - The statement of facts (1 page only and submissions of an argumentative statement of facts would attract penalties)
  - The statement of issues
  - The summary of pleadings (not more than one page)
  - The arguments advanced (not more than fifteen pages)
  - The prayer
- d. The soft copy of the memorial for each side shall be a single file and in MS-Word. It shall correspond with paper memorial. There should be only **two word documents** (All parts of each memorial must be in a single document), one for Applicant and the other for the Respondent. (Separate first page / list of abbreviations / appendix / Table of contents etc. are not allowed).
- e. The pleadings must not exceed 15 (fifteen) pages. The font size should be 12 and for footnotes it should be 10. Acceptable font shall be Roman or Times new Roman. Blue Book pattern should be followed.
- f. The memorial must have a margin measuring one inch on all sides of each page. Margin should be left blank i.e., no margin notes, boundaries etc.
- g. The page numbering should be on the top right side of each page.

- h. The applicant / respondent memorials must be differentiated by light blue covers for applicant and light red covers for respondent.
- j. The cover page of the memorial must state the following:
  - Title stating the same is a brief of the applicant or the respondent, as the case may be.
  - The cause title
- k. Identification of any type shall not be revealed anywhere inside the memorial.
- l. This moot is an environment friendly moot hence use of plastic binding is prohibited.. Memorials should be stapled by not more than 3 staples on the left hand side or stitched by cotton thread. Teams are advised not use spiral or comb binding.

#### IX. ORAL ROUND:

##### **Preliminary & Quarter Final**

- a. Each team will get a total of 30 minutes to present their case. This time will include rebuttal and sur-rebuttal
- b. The division of time is at the discretion of the team members, subject to a maximum of 15 minutes per speaker. Division of time shall be informed to the court officer before arguments.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. The researcher shall sit with the speaker at the time of orals.

##### **Semi Final & Final Round:**

- a. Each team will get a total of 45 mts. This time will include rebuttal and sur-rebuttal
- b. The division of time is at the discretion of the team members, subject to a maximum of 25 mts. per speaker.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. The researcher shall sit with the speakers at the time of the orals.

#### X. SCOUTING:

The teams will not be allowed to observe the orals of any other teams. Scouting is strictly prohibited. Scouting by any of the team's members will result in disqualification.

#### XI. SCORING:

##### A. Orals:

The criteria for marking the orals are:

- a. Knowledge of the facts.
- b. Proper and articulate analysis of the issues arising out of the facts.
- c. Understanding of the international / national legal principles directly applicable to the issues.
- d. Ability to explain clearly international / national legal principles in general keeping to the time allotted.
- e. Knowledge and use of legal sources: treaties, custom, general principles of international / national laws.
- f. Ingenuity (ability to argue by analogy from related aspects of international/ national law.
- g. Logic and reasoning.
- h. Organization and clarity.
- i. Persuasiveness.
- j. Deference to the court.

##### B. Written Submissions (Memorials)

The criteria for marking the memorials are:

- a. Presentation - (the categories listed under XI (d) to XI (j) will be marked under this heading)
- b. Quality of arguments.
- c. Formatting and Syntax.

## XII. AWARDS:

- a. Best Team Award is a Rolling Trophy and a cash prize of Rs 18,000/- only
- b. Second Best Team will be given a cash prize of Rs. 9,000/- only
- c. Best Memorial Award- a cash prize of Rs 4,000/- only
- d. Second Best Memorial Award – a cash prize of Rs.2000/- only
- e. Best Speaker Award - a cash prize of Rs. 4,000/- only
- f. Second Best Speaker Award – a cash prize of Rs. 2000/- only

In addition to the above awards plaques and certificates are given to other categories of winners

All participants will be awarded participation certificates.

## XIII. DECISION OF THE JUDGES IS FINAL.

## 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 Symbiosis Law School, Pune and Surana & Surana International Attorneys Chennai, in lieu of waiver of competition registration fees. 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 Symbiosis Law School, Pune and they shall not be responsible for any liability to any person for any loss caused by errors or omissions in this collection of information, or for the accuracy, completeness, or adequacy of the information contained in these materials.
- c. Distribution of these materials on affiliated websites such as [www.mootsite.com](http://www.mootsite.com), does not constitute consent to any use of this material for commercial redistribution either via the Internet or using some other form of hypertext distribution. Links to the collection or individual pages in it are welcome.

## XV. ACCOMMODATION, FOOD AND TRANSPORT

(a) Accommodation (b) food and (c) transport between the guest house / hotel and the competition venue to the participating teams will be provided by SYMBIOSIS LAW SCHOOL **only during the competition**. The address and the phone no of the hotel / guesthouse will be provided in [www.mootsite.com](http://www.mootsite.com) once it is finalized. The name and mobile no of the student volunteer in charge of transport / accommodation will also be provided after finalisation.

## XIV. ANY CLARIFICATIONS FOR THE COMPETITION TO BE SOUGHT FROM:

Regarding Registration / Submission of Memorials /Accommodation / Transport / etc.

### **Prof. Amarjyoti Sarma**

Lecturer, Moot Court in charge

E-mail: [symbiosismoot@yahoo.com](mailto:symbiosismoot@yahoo.com)

Phone: +91-020-2565 5114, 2565 3943, Fax: +91 – 020 – 2567 1711

Postal Address: Symbiosis Law School,  
Senapati Bapat Road, PUNE 411 016, Maharashtra.

Regarding case

### **S. Ravichandran**

Moot Court Coordinator

Email: [mootcourt@lawindia.com](mailto:mootcourt@lawindia.com)

Ph: 91 - 044 - 2539 0121, 2538 1616, Fax: 91 – 44 – 2538 3339



Symbiosis Law School  
Pune

**8<sup>th</sup> SURANA & SURANA INTERNATIONAL TECHNOLOGY  
LAW MOOT COURT COMPETITION – 2009**

6 – 8 February 2009



Surana & Surana  
International Attorneys

Date:

**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.

**(All details must be provided)**

Institution Name:

Current Address:

Head of Institution:

Phone:

Email:

Name (in CAPITALS)	Signature
1.	
2.	
3.	

Seal & signature  
of the Head of  
the Institution

Completed form should reach Administrator by **15 January 2009**

- a. E-mail: [symbiosismoot@yahoo.com](mailto:symbiosismoot@yahoo.com) & [mootcourt@lawindia.com](mailto:mootcourt@lawindia.com)
- b. Fax: +91 – 020 – 2567 1711 + 91 – 044 – 2538 3339
- c. Phone: (Office) +91-020-2565 5114, 2565 3943
- d. Postal Address: Symbiosis Law School, Senapati Bapat Road, PUNE 411 016, Maharashtra.

Marked as SURANA & SURANA INTERNATIONAL TECHNOLOGY LAW MOOT REGISTRATION as the subject.