

SURANA & SURANA NATIONAL CORPORATE LAW MOOT COURT COMPETITION

10 – 12 February 2006

Official Sponsor
& Knowledge Partner



Surana & Surana
International Attorneys

Host &
Joint Organisers



National Law University
Jodhpur

Venue

National Law University, Jodhpur
Nagaur Road, NH 65, Mandore
Jodhpur 342 005



SURANA & SURANA NATIONAL CORPORATE LAW MOOT COURT COMPETITION, 2006

RULES AND REGULATIONS

I. Subject Matter and Date

The Surana & Surana National Corporate Law Moot Court Competition shall be held from **10 - 12 Feb 2006** at National Law University, Jodhpur, Nagaur Road, NH 65, Mandore, Jodhpur 342 005, Rajasthan.

II. The competition shall be in the English language.

III. Eligibility

- a The competition is open for students who are interested in Corporate and Commercial Laws and who belong to institutions that have been invited.
- b The participants should be currently pursuing their bachelors degree in law i.e. 3 Year LL.B. Programme or 5 Year LL.B. Programme. Students of The Institute of Chartered Accounts of India & The Institute of Company Secretaries of India are also eligible to participate. **Students who have completed their law degrees are not eligible.**

IV. Team Composition

- a. Each team should consist of a minimum of 2 and maximum of 3 members. This number cannot be modified under any circumstances.
- b. There shall be 2 speakers and 1 researcher designated for each team. The researcher shall be allowed to argue with prior permission of the court and National Administrator in case of illness of the designated speakers.
- c. Each team will have a code and each participant shall also be given an individual code. Teams should not disclose the identity of their institution; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the National Administrator.
- d. Member Swapping: For the Semi-final and the Final rounds teams shall be permitted to request participants from other teams to plead before the court on their behalf. That participant shall however still retain his/her individual code and shall address the court accordingly. In the event a team, which has exercised such an option, wins the competition that particular participant shall receive 1/4th of the prize money and a winning certificate from the organisers.

V. Registration

The teams must register by **1st Feb 2006**. Communication should be sent on the college letterhead duly signed by the Principal. Registration particulars may also be sent by e-mail to mootcourt@lawindia.com and nlu-jod@raj.nic.in marked as SURANA & SURANA CORPORATE MOOT REGISTRATION as the subject of the mail.

VI. Rounds

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

Preliminary Round

- a. There will be two preliminary rounds of arguments per team, once for applicant & another for respondent.
- b. Each team will face a different bench in their second round of arguments.



- c. Preliminary Rounds will be held on **11th Feb 2006** and the top four teams, will qualify for the semifinals to be held on **12th Feb 2006**.
- d. Lots will be drawn on **10th Feb 2006** evening and separate codes and side will be allotted. The Registration and Orientation will also be conducted the same evening.
- e. The teams will be provided with their opponent's memorial after registration.

Semi Final Round / Final Round

The qualification to the Semi Final Round will be based on win points. In case of a tie in the preliminary rounds, the teams that scored the highest points will move into the Semi Final Rounds. The top four teams will proceed to semifinals on **12th Feb 2006**. The teams shall be provided their opponent's memorials after the declaration of preliminary results on 11th Feb 2006 evening. The **Finals** will be held on **12th Feb 2006 after noon** followed by valedictory / awards function.

VII. Memorials

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

- a. Each team must prepare memorials for both parties to the dispute (Applicant and Respondent).
- b. The briefs shall be consistent with the Company Law Board Rules.
- c. Six (6) copies each of the memorials for Applicant & Respondent + a soft copy on CD for each side must reach the organisers latest by 4:30 pm on **1st Feb 2005**. **Late submission will be penalized by 1 point per category (Applicant & Respondent) per day till 10th Feb 2006.**
- d. Once the memorials have been submitted, no revisions, supplements, or additions will be allowed.
- e. The memorials have to be submitted on typed A 4 size paper printed on one side 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 arguments
 - The arguments advanced (15 pages)
 - The prayer
- f. The arguments must not exceed 15 (fifteen) pages. The font size should be 12 (doubles space) and for footnotes it should be 10 (single space) & double space between two foot notes.
- g. The memorials should be spiral bound. Comb/staple or any other form of binding shall not be accepted.
- h. The memorial must have a margin measuring one inch on all sides of each page
- i. The page numbering should be on the top right side of each page.
- j. Covers must be placed on briefs as follows: **Petitioner: Blue Color** **Defendant: Red Color.**
Cellophane sheets over the covers may be avoided
- k. The cover page of the memorial must state the following
 - The cause title
 - Identify brief as Petitioners / Applicant or Defendants / Respondents.
- l. Identity of the institution shall not be revealed anywhere in the memorial. Violation of this provision shall result in penalties including disqualification. The National Administrator's decision shall be final.



- m. The teams shall have to submit a separate paper book of not more than 25 pages (printed on both sides), which shall carry all the annexures and case laws that have been referred to in the memorial. The paper book shall have a white cover and shall be submitted at the time of registration. Any identifying marks/seal of the college on the paper book shall attract severe penalties including disqualification.

VIII. Oral Round

Preliminary Round

- a. Each team will get a total of 30 minutes to present their case. This time will include rebuttal and sur-rebuttal time.
- 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 begin.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. Passing of notes to the speakers by the researcher during the rounds is allowed.

Semifinal

- a. Each team will get a total of 45 minutes to present their case. This time will include rebuttal and sur-rebuttal time
- b. The division of time is at the discretion of the team members, subject to a maximum of 25 minutes per speaker.
- c. This will be a knockout round.

Final Round

- a. Each team will get a total of 45 minutes to present their case. This time will include rebuttal and sur-rebuttal time.
- b. The division of time is at the discretion of the team members, subject to a maximum of 25 minutes 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.

IX. Scouting

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

X. Scoring

A. Orals

The parameters for judging the oral presentation on a scale of 0 – 100 points are:

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

B. Written Submissions (Memorials)

- a. The memorials shall be marked on a scale of 1-100 points.
- b. Any revisions, supplements or additions to the memorials after submission shall attract severe penalties subject to the discretion of the National Administrator.



- c. Award of the points shall be based on the following parameters:
- Neatness, legibility, no typos or format errors
 - Logical progression of ideas
 - Effective use of headings to outline arguments
 - Understanding essential legal issues presented
 - Focus on essential (not collateral) issues
 - Clear, concise and unambiguous writing style
 - Forceful and persuasive presentation
 - Integration of facts into legal argument
 - Understanding of strengths and weaknesses of case
 - Discussion of viable alternative arguments
 - Understanding and analysis of authority
 - Proper use of citations and citation form
 - Effective use of authority to support arguments
 - Ability to distinguish adverse cases
- d. Non-compliance of the rules mentioned in Clause VII above shall attract severe penalties

XI. Awards

- a. Best Team Award – The Team will receive a Plaque and a cash prize of Rs 18,000/- only
- b. Second Best Team will receive a Plaque and a cash prize of Rs. 9,000/- only
- c. Best Speaker Award – The Best Student Advocate will receive a Plaque and a cash prize of Rs. 4,000/- only
- d. Best Memorial Award – The Team will receive a Plaque and a cash prize of Rs. 4,000/- only
- e. In addition to the above awards plaques and certificates are given to other categories of winners
- f. All participants will be awarded participation certificates

XII. Announcements

- a. The results of the preliminary rounds shall be announced before the draw of Semi Final Rounds.
- b. The results of the Semi Finals Rounds will be announced shortly after the rounds on **12th Feb 2005**.
- c. The winners of the competition will be announced during the **Awards Ceremony**.

XIII. Anonymity

- a. Student counsel may introduce him/herself to the court in the usual manner and may also state their names. However, the team's law-college affiliation may not be mentioned at any time before the awards ceremony.
- b. Further, all team members, coaches, advisors, and observers shall refrain from identifying a team's school at any time and in any manner, including, but not limited to, wearing any identifying items, such as school clothing, ties, patches, or pins or carrying identifying material (such as a books with a college logo, or college seal).

XIV. Use of Technology and Innovative Presentation

- a. Use of technology for presentation, like Power Point, is encouraged and teams shall be scored accordingly.
- b. The teams shall have to submit to the organizing committee a copy of their presentations in the electronic format (CD or e-mail) and six copies in the printed format latest by the **1st Feb 2005**.



- c. Projectors and other equipment shall be provided to the teams in every courtroom. Teams whose presentations carry viruses shall be penalised.

XV. Video Recording

- a. The organisers will arrange for the video recording of the semi-final and final rounds of the competition. Teams that wish to obtain a copy of the recording may do so on payment of Rs. 450/- per copy.
- b. Teams that wish to obtain a video recording of their **own** session shall have to apply in writing to the Organising Committee latest by the **1st Feb 2006**. The recording shall be sent to the college on payment of Rs. 450/- per copy in the form of a Demand Draft (DD only) made out in favour of National Law University, Jodhpur.

XVI. DECISION OF THE JUDGES IS FINAL

XVII. 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 National Law University, Jodhpur 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 National Law University, Jodhpur 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, 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.

XVII. Accommodation, Food & 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 NLU, Jodhpur

XVIII. Any clarifications for the competition can be sought from:

Mr. K Parameswaran

The Faculty in charge, Moot Courts

National Law University, Jodhpur

Nagaur Road, NH 65, Mandore

Jodhpur 342 005

Phone: 0291- 2577530, 2577526, 5121594

E-mail: mootcourt@lawindia.com, nlu-jod@raj.nic.in



SURANA & SURANA NATIONAL CORPORATE LAW MOOT COURT COMPETITION, 2006

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.

Name	Signature
1.	
2.	
3.	

Seal & signature
of the Head of
the Institution

Completed form should reach Administrator by **1 February 2006**

(by mail or by fax)

- a. E-mail: nlu-jod@raj.nic.in & mootcourt@lawindia.com
- b. Fax: + 91 - 0291-2577540 or + 91-044 – 2538 3339
- c. Phone: 0291- 2577530, 2577526, 5121594
- d. Postal Address: The Faculty in charge, Moot Courts, National Law University, Jodhpur, Nagaur Road, NH 65, Mandore, Jodhpur 342 005

Marked as SURANA & SURANA NATIONAL CORPORATE LAW MOOT REGISTRATION as the subject.