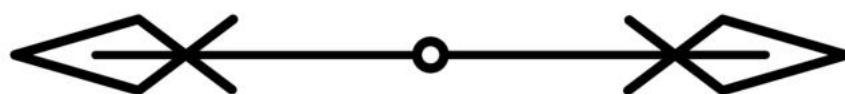




**St. Joseph's College of Law**

Affiliated to Karnataka State Law University  
and Approved by Bar Council of India

# **3RD NATIONAL MOOT COURT COMPETITION**



**BROCHURE AND RULES**

**2023**



## **DATE & VENUE OF THE COMPETITION**

**Date:** The 3<sup>rd</sup> SJCL National Moot Court Competition, 2023 shall be held on the 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> of August 2023.

**Venue:** St. Joseph's College of Law, Residency Road, Shanthala Nagar, Bangalore, 560025.

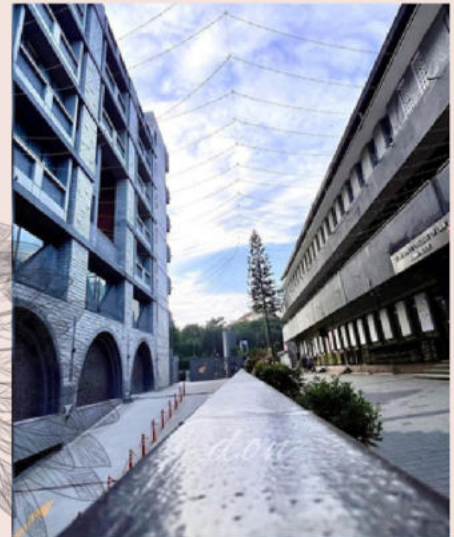
**Google Maps link:** <https://goo.gl/maps/rAvWwBhbUQj1mPfn8>

**Please tap the link for the proposition, rules and other required details**

**<https://drive.google.com/drive/folders/1uPdxoeIr9hqiUBm1ZBn9SoHpca3F6etA>**



# ABOUT THE COLLEGE



Established in the year 2017, St. Joseph's College of Law, Bangalore is the pioneer Jesuit law college in South Asia that is strengthened with a 450-year-old legacy in imparting quality education through the Jesuit mission of molding students into 'people of competence, conscience and compassion dedicated to the service of faith and the promotion of justice'.

In pursuance of the noble Jesuit motto - FIDE ET LABORE, St. Joseph's College of Law was founded on the ideals of practicing law, promoting justice and to transform society. Emboldened with a vision to 'transform the lives of people by bringing about a just an egalitarian society', the College believes in a steadfast focus to bridge law and governance with a human rights approach. The college, though neoteric, has been able to work towards these set ideals.

The Moot Court Society, through its various inter and intra collegiate events, aims to achieve and fulfill the objectives of the institution by encouraging a sound mooting culture, which has at its center, Justice and Equity.





# ABOUT THE COMPETITION

## OBJECTIVE

The 3<sup>rd</sup> St. Joseph's College of Law National Moot Court Competition, 2023 is specifically curated to provide aspiring lawyers with a platform to showcase their research, analytical abilities, and legal expertise in the field of Intellectual Property and Traditional Knowledge. The competition's objective is to explore the dynamic interplay between Intellectual Property Rights and the preservation, protection, and utilization of traditional knowledge in the modern world. Through this competition, we aim to encourage participants to delve into the intricacies of legal frameworks surrounding Traditional Knowledge, Intellectual Property Rights, and the delicate balance between promoting innovation and safeguarding cultural heritage. Ultimately, the competition aims to nurture the "*legisperitus*" within each student, empowering them to navigate the complexities of Intellectual Property Law and Traditional Knowledge in the ever-evolving legal landscape.

## AIM AND PURPOSE

The 3<sup>rd</sup> St. Joseph's College of Law National Moot Court Competition, 2023 has been conceived with the aim of creating opportunities to learn the development of jurisprudence on emerging trends in the domain of Intellectual Property Rights. It has been designed with a vision to enrich the knowledge of aspiring lawyers in keeping with the mission to actively bridge law and governance through legal education while developing cutting edge skills in research, writing and advocacy.



## NOTE BY THE DIRECTOR



At St. Joseph's College of Law (SJCL), administered by the Bangalore Jesuit Education Society (BJES), our aim is to enable socially conscious lawyers who have a fine balance of knowledge, ethics and competence who can contribute to strengthening the judiciary system and practice in India as well as internationally. The core value of our institution is to work for the most vulnerable and marginalized with Constitutional principles of Justice, Equality and Fraternity as the central tenet.

The Moot Court Competition provides an exceptional platform for law students to delve into the intricacies of Intellectual Property law, with a specific focus on the critical area of Traditional Knowledge. It offers a unique opportunity to analyse and debate contemporary legal issues concerning the protection, preservation, and equitable utilisation of traditional knowledge in the context of Intellectual Property Rights. By participating in this competition, you will have the opportunity to engage in thought-provoking legal discourse, develop critical thinking skills, and enhance your research and advocacy abilities.

In pursuance of our aims, it is with immense pleasure that St. Joseph's College of Law, presents the 3<sup>rd</sup> SJCL National Moot Court Competition, 2023. We invite your esteemed institution to participate in our Moot Court Competition. It is our endeavour to create an atmosphere of intellectual exchange and the opportunity to learn court craft through simulated experiences in the competition. We hope to provide a great learning experience to law students across the nation.

Warm regards,  
Rev. Fr. Jerald D'Souza SJ  
Director





## NOTE BY THE PRINCIPAL



Mooting is an attempt to engage the students with the real process of court functioning, this is made possible through the 3<sup>rd</sup> SJCL National Moot Court Competition, 2023. At St. Joseph's College of law, we believe in equipping our students with the key skills of lawyering. We are keen to produce young lawyers who not only cater to the requirements of the corporate world but are committed to the cause of producing lawyers who may be engineers of social change. The mooting process helps the student to engage with and think deeply about interesting legal issues. It also enhances their advocacy, legal research and writing skills. Mooting provides students a platform to demonstrate their interest in advocacy.

The vision statement of St. Joseph's College of Law aptly titled "Practice law, Promote Justice, Transform Society" captures our efforts in this direction. I'm sure that with all our efforts together we can dream of a better world, an equal society that embraces all. I extend a warm welcome to students to participate in the 3<sup>rd</sup> SJCL National Moot Court Competition, 2023.

Warm Regards,  
Ms. Pauline Priya  
Principal





## DEFINITIONS

1. Organizing Committee: The Moot Court Society of St. Joseph's College of Law, Bangalore, members thereof, or any person/persons appointed for the administration of this moot court competition.
2. Petitioner: Petitioner means the side that argues on behalf of Petitioner at any given point in the competition.
3. Respondent: Respondent means the side that argues on behalf of Respondent at any given point in the competition.
4. INR: Indian Rupee.
5. Memorandum: Memorandum means the written arguments submitted by each team.
6. Penalty: Penalty refers to deductions imposed on the memorandum scores of a participating team for non-compliance with the rules mentioned herewith.
7. Rebuttals: Rebuttals refers to the arguments presented by Petitioner in response to Respondent's submissions at the end of the main pleadings of all the speakers.
8. Surrebuttals: Sur-rebuttals refer to the defense presented by the Respondents to the rebuttals.
9. Scouting: Scouting refers to the practice whereby any person observes the Oral Rounds of a team other than the team such person is associated with. Such scouting by the participants shall be invigilated seriously by the organisers and shall attract penalties.
10. Clarifications: Clarifications refer to procedural order(s) and/or any clarification(s) issued by the Organizing Committee and published on the official website.
11. Compendium: A brief compilation of principle heads, general principles, case laws and any other academic resource relevant to the memorandum to be physically submitted by the respective teams in absolute confidentiality.





## PARTICIPATION AND ELIGIBILITY

### Eligibility

Participation is open to all law students (3-years LL.B or 5 years LL.B integrated course) or any equivalent law program from any law college/department/university recognised by the Bar Council of India.

### Team composition

- Team Registration: Only two team per institution may register for the competition.
- Team Dynamics: Teams shall comprise a maximum of three members, wherein two members shall perform the role of a speaker, and one member shall perform the role of a researcher. Under no circumstance, during the course of Oral Rounds, the researcher will be permitted to present the arguments.
- Disclosure of Identity: Teams shall 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 Organizing Committee. The Teams will be given Team codes after completion of the registration process.





# REGISTRATION PROCESS

- The registration fees for the event:  
without accommodation - ₹ 5000  
with accommodation - ₹ 8000

Please note that the option of accommodation is not available for institutions in Bangalore Urban and Bangalore Rural.

- The registration shall be initiated in the following manner:
  1. The link below will direct the participants to the Google folder for details such as Rules, a Registration form with a travel plan, and a Google form to register.
  2. The participants must upload the filled Registration Form, Bona fide letter, and Payment Receipt in the Google Form.  
[NOTE:- Please find the required forms in the link attached below]

3.. The institutions can also provisionally register by emailing to [mca@sjcl.edu.in](mailto:mca@sjcl.edu.in) with the subject "Name of the Institution\_Provisional\_NMCC SJCL". **(Please note that emails without this subject shall not be considered as provisional registration.)**

4. The Institutions provisionally registering must register through the Google Form with the team details and payment within **3 working days**.

Further queries can be addressed to [mca@sjcl.edu.in](mailto:mca@sjcl.edu.in) with the subject "QUERY\_REG/ACCOM/OTHER"

The link below shall direct the participants to the Google Folder.

<https://drive.google.com/drive/folders/1uPdxoeIr9hqiUBm1ZBn9SoHpca3F6etA?usp=sharing>

## PAYMENT FOR REGISTRATION

Inclusive of Accommodation - <https://rzp.io/l/4NWwi7PlAy>

Exclusive of Accommodation- <https://rzp.io/l/LmLFwgaWfl>





## AWARDS

S.No	Category	Prize Money
1	Winners	₹ 50,000/-
2	1st Runner Up	₹ 30,000/-
3	2nd Runners-up	₹ 20,000/-
4	Best Memorandum	₹ 15,000/-
5	Fr. Praveen Hrudayaraj Best Speaker Award	₹ 15,000/-
6	Best Researcher	₹ 15,000/-
Every winning category will get a Trophy and Certificate along with the Prize money.		
Every Participating Team will get a "Certificate of Participation"		



# IMPORTANT DATES



Release of Proposition	July 7th
Last Date of registration and payment of Registration Fee	July 24th
Last date for submission of Moot Memorials (Soft Copy)	Aug 2nd
Last date of receipt of Moot Memorials (Hard Copy through Courier)	Aug 5th
Last date for queries regarding the problem	July 30th
Submission of Itinerary	Aug 5th
Inaugural Ceremony	Aug 11th
Researchers Test	Aug 11th
Prelims Rounds, Octa Round & Quarter Finals	Aug 12th
Semi Final Round, Final Rounds and Valedictory Ceremony	Aug 13th





## SUBMISSION GUIDELINES

- Soft copy of the Petitioner and Respondent Memorandum shall be uploaded via Google form in both .pdf and .doc/.docx format.

[https://docs.google.com/forms/d/13X\\_SDx1z\\_22hfIJLyBXEZ4q4LL6wD6I6ULtZ\\_MdBDRz0/edit](https://docs.google.com/forms/d/13X_SDx1z_22hfIJLyBXEZ4q4LL6wD6I6ULtZ_MdBDRz0/edit)

The Hard copy of the memorandums must reach St Joseph's College of Law, Bengaluru by August 5th 2023.

- Participants can communicate their clarification(s) regarding the proposition via the Google Form:

[https://docs.google.com/forms/d/1tKK8doDKS5Rqz5kD0FFbrncIumkJFVsNhEo8UC98FZU/edit?usp=drive\\_link](https://docs.google.com/forms/d/1tKK8doDKS5Rqz5kD0FFbrncIumkJFVsNhEo8UC98FZU/edit?usp=drive_link)

## MEMORANDUM GUIDELINES

### Contents of Memorandum

- The Memorandum is required to contain the following sections:

1. Cover Page
2. Table of Contents
3. Table of Abbreviations
4. Index of Authorities
5. Statement of Jurisdiction
6. Statement of Facts (Maximum of 2 pages)
7. Issues Raised
8. Summary of Arguments
9. Arguments Advanced
10. Prayer

- The section on Summary of Arguments Advanced, Prayer shall not exceed 30 pages. Non-compliance shall result in a penalty of 1 point for every additional page.
- The memorandum shall not exceed 40 pages, including the cover page.
- Non-compliance shall result in a penalty of 2 points for every additional page.
- The citation format should follow the 21st edition of the Bluebook. Speaking footnotes and endnotes are not allowed. Non-compliance shall result in a penalty of 1 point for each error.
- The Cover page of the memorandum must contain the team registration code in the upper right-hand corner, followed by a 'P' for the Petitioner's Memorandum or a 'R' for Respondent's Memorandum. Non-compliance shall result in a penalty of 1 point.





### **Format of memorandum**

1. All soft copies of the Memorandum submitted must be in Microsoft Word Document format (.doc/.docx) and PDF Format.
2. Each Memorandum should be contained in a single file with the name of the file being the allocated team code followed by the name of the side whose arguments are presented in that Memorandum, i.e., 'Petitioner' or 'Respondent'. For instance, the Petitioner memorandum of team code '25' should be named "Memorandum for Petitioner - TC 25".
3. All pages of the Memorandum must be of A4 size, with a 1-inch margin on each side. The font style and size of the text of all parts of the Memorandum, excluding the Cover Page, shall be Times New Roman, font size 12, with 1.5-line spacing. The Footnotes shall be in Times New Roman, font size 10, single line spacing. The memorandums must be spiral bound.
4. All the memorials need to be printed on one side in A4 size sheets.
5. Participating teams must comply with the clause of anonymity as is mandated. The memorandum must at no stage reveal the name of the participants, institution, or any personal details of the teams.

### **Penalties for non-compliance with memorandum format**

- A penalty of 1 point per hour shall be imposed for any submission made past the deadline specified.
- Non-compliance with rules (1) and (2) shall result in a penalty of 5 points.
- Non-compliance with rule (3) shall result in a penalty of 1 point per error.
- Non-Compliance with rule (4) shall lead to immediate disqualification.

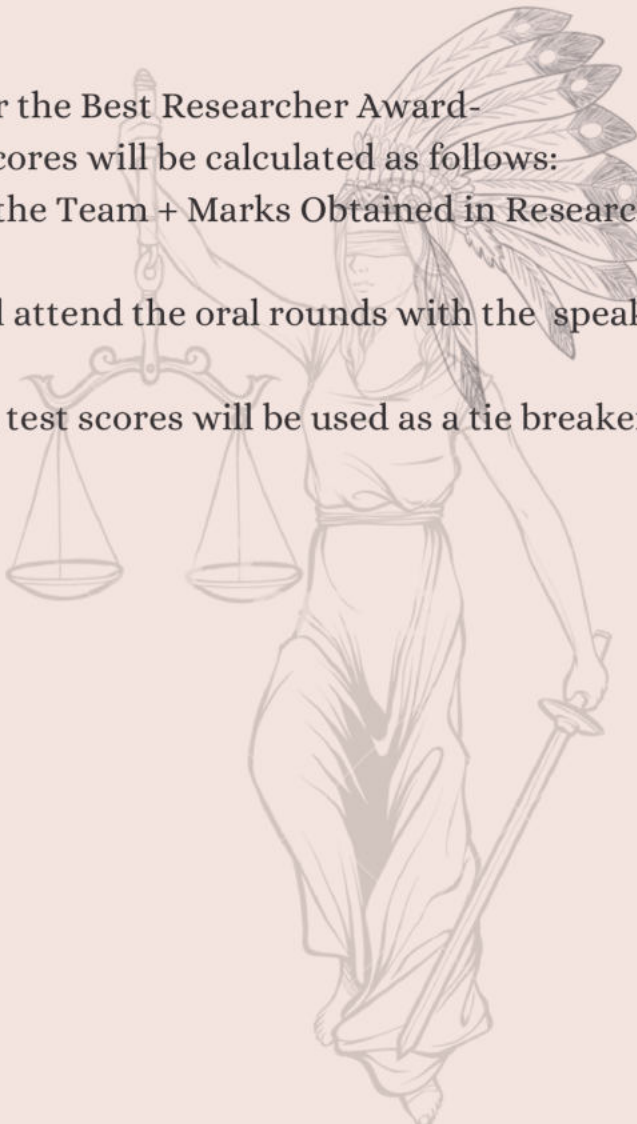


## CRITERIA OF MEMORANDUM EVALUATION

S.No	Parameter	Marks
1.	Logical Progression of Ideas	10
2.	Originality in Analysis and Arguments	10
3	Understanding Essential Legal Issues Presented	10
4	Clear, Concise and Unambiguous Writing Styles	10
5.	Forceful and Persuasive Presentation	10
6	Integration of Facts into Legal Arguments	10
7	Understanding and Analysis of Authority	10
8	Proper Use of Citations and Citation Format	10
9	Effective Use of Authority to Support Arguments	10
10.	Neatness, Legibility and Formatting	10
	Total	100



## RESEARCHER'S TEST

1. Team members who have registered as a Researcher, shall have a Researcher's test.
  2. There shall be 50 objective type questions. The test will be for a duration of 30 minutes.
  3. Researchers are individually assessed, based on their performance in the Researcher's test. The Award for Best Researcher shall be decided by this rank list.
  4. In case of a tie for the Best Researcher Award-  
The Researchers' scores will be calculated as follows:  
$$\text{Memorial Score of the Team} + \text{Marks Obtained in Researcher's Test} = \text{Final Score}$$
  5. Researchers shall attend the oral rounds with the speakers.
  6. The Researcher's test scores will be used as a tie breaker for other awards.
- 



# ORAL ROUNDS

## General procedure

- Number of Rounds: The oral rounds shall be conducted in offline mode at the venue and shall comprise five rounds in total:
  1. Preliminary Rounds (Round 1 and Round 2).
  2. Octa-Round.
  3. Quarter-Final Round.
  4. Semi-Final Round.
  5. Final Round.
- The team representing Petitioner shall submit their arguments first, followed by the team representing Respondent. Upon completion of the arguments, Petitioner shall have the option of submitting rebuttals, followed by Respondent. Sur-rebuttals shall/shall not be permitted, subject to the judges' discretion.
- The student counsels shall not state their names and/or any personal details during the oral rounds. They are also not allowed to reveal their Institution's name and must use the Team Code.
- Dress Code: The Participants must be dressed in formal courtroom attire for all event days. The participants must always wear the Identity card provided during registration.

Girls- White Collar Shirts, Black Trousers, Black Blazers, Black Shoes.  
Boys- White Collar Shirts, Black Trousers, Black Blazers, Black Shoes.

## Procedures for oral submission

- Time Division

The division of time between the two speakers is up to the team's discretion; however, each speaker must speak for a minimum of 7 minutes.

- Communication to the Organising Committee:

Before the Oral Round, teams must inform the organisers about the time division between (i) the first speaker, (ii) the second speaker, and (iii) the rebuttal (for Petitioner) or sur – rebuttal (for Respondent).

## Compendium

It is not mandatory to submit a compendium, but if a team chooses to do so, it is mandatory to do so in a hard copy, and the guidelines for the same are as follows:

- The Compendium can be presented at the discretion of the Judge. If permitted, it must happen 10 minutes before the beginning of the rounds.
- The compendium for the book/case or any other resource shall be cited on the first page of the resource and the relevant pages only. For instance, for citing a paragraph(s) from a case X v. Y, the first page of the case, followed by relevant pages, shall be cited for this part of the compendium.
- The responsibility of making a coherent, accessible compendium folder lies with the teams. Teams are also expected to make an index for their compilation.





## JUDGING CRITERIA

1. **The decision of the judges shall be final and binding.**
2. **The Teams shall be evaluated in the oral rounds based on the criteria mentioned below.**

S. No.	Parameter	Marks
1.	Knowledge of Law and Facts	10
2.	Appreciation and Application of Facts	10
3	Interpretation and Application of Facts	10
4.	Use of Authorities	10
5.	Response to Questions	10
6.	Organisation of Arguments	10
7.	Clarity of Thought and Expression	10
8.	Argumentative Skills and Creativity	10
9	Reference to Written Submissions in the course of Oral Pleadings	10
10.	Court Mannerism	10
	Total	100





## PRELIMINARY ROUNDS

- 1.Details of the Round: There shall be two preliminary rounds: Rounds 1 and 2. Each team shall argue in both rounds from both sides. Teams will argue once as a Petitioner and once as Respondent.
- 2.Determination of Fixtures: The Draw of Lots system shall determine the match-ups.
- 3.Adjudging Bench: No team shall face the same bench more than once in the preliminary rounds.
- 4.Oral Arguments:
  - The oral arguments should not extend beyond the issues in the memorandums.
  - Each team shall be allotted **15 minutes** to present their case; this shall include time allotted for arguments advanced, rebuttals, and surrebuttals
  - The researcher is also required to attend the oral rounds.
- 5.Evaluation of Rounds: The cumulative score for both the rounds; Rounds 1 and 2, shall be tabulated, and the teams that secure the highest scores shall qualify for the Octa-Rounds.

## OCTA-ROUND

- 1.Details of the Round: Top 16 Teams with the highest scores from the Preliminary Rounds, shall qualify for the Octa-Round.
2. Determination of Fixtures: The Draw of Lots system shall determine the match-ups.
- 3.Adjudging Bench: No team shall face the same bench more than once in the rounds.
4. Oral Arguments:
  - The oral arguments should not extend beyond the issues in the memorandums.
  - Each team shall be allotted **20 minutes** to present their case; this shall include time allotted for arguments advanced, rebuttals, and surrebuttals
  - The researcher is also required to attend the oral rounds.
- 5.Evaluation of Rounds: The cumulative score shall be tabulated, and the teams that secure the highest scores shall qualify for the Quarter-Final Rounds.





## QUARTER-FINAL ROUND

1. Details of the Round: Top 8 Teams with the highest scores, on the basis of knock-out, shall qualify for the Semi-Final Rounds.
2. Determination of Fixtures: The Draw of Lots system shall determine the match-ups.
3. Oral Arguments:
  - The oral arguments should not extend beyond the issues in the memorandums.
  - Each team shall be allotted **25 minutes** to present their case; this shall include time allotted for arguments advanced, rebuttals and surrebuttals.
  - The researcher is also required to attend the oral rounds.
4. Evaluation of Rounds: The cumulative score shall be tabulated, and the teams that secure the highest scores shall qualify for the Semi Final Rounds.

## SEMI - FINAL ROUND

1. Details of the Round: Top 4 Teams with the highest scores, on the basis of knock-out, shall qualify for the Semi-Final Rounds. In case of a tie, the scores of the memorandum will be used to evaluate the teams.
2. Determination of Fixtures: The Draw of Lots system shall determine the match-ups.
3. Oral Arguments:
  - The oral arguments should not extend beyond the issues in the memorandums.
  - Each team shall be allotted **30 minutes** to present their case; this shall include time allotted for arguments advanced, rebuttals, and surrebuttals.
  - The researcher is also required to attend the oral rounds.
4. Evaluation of Rounds: The cumulative score shall be tabulated, and the teams that secure the highest scores shall qualify for the Final Rounds.

## FINAL ROUND

1. Details of the Round: Two teams with the highest scores, and basis of knock-out, marks shall qualify for the finals. In case of a tie, the scores of the memorandum will be used to evaluate the teams.
2. Determination of Fixtures: The Draw of Lots system shall determine the match-ups.
3. Oral Arguments:
  - Each team shall be allotted **40 minutes** to present their case, including time allotted for advanced arguments, rebuttals and surrebuttals.
  - The oral arguments should not extend beyond the issues in the memorandums.
  - The researcher is also required to attend the oral rounds.
4. Evaluation of Rounds: The team securing the highest marks in the Final Round shall be declared the competition's winner. In case of a tie, the memorandum scores shall be used to declare the Winner.





## MISCELLANEOUS

- Participants at all times are expected to keep their devices on full charge with adequate network range for instant updates outside the court halls.
- Participants must strictly adhere to the Dress Code rules mentioned under General Procedure.
- The Organising Committee reserves the right to amend, modify, change, or repeal any of the Competition Rules. The Organising Committee shall communicate any changes made in the Competition Rules to the teams.
- The Organising Committee reserves the right to decide on any matter not mentioned in the Competition Rules. Any such decision taken by the OC shall be final and binding.
- The Organising Committee reserves the right to interpret any of the Rules of the Competition. Such interpretation shall be final and binding.
- If any team member is notified or informed of any detail or information concerning the Competition, it shall be deemed as if the said team has been duly notified or informed.
- All participating teams will be provided with a Certificate of participation.

# ORGANISING COMMITTEE

## Faculty Co-ordinators:

Mr. Thomas Chakramakal

Mr. Md Zafar Sadique

## Student Co-ordinators:

### General Queries -

Mamatha Ramapriya: 9513555399

Komal: 6206101684

Kavyayashwini MS: 9148085935

TRG

### Queries related to Accommodation and Transit-

M.Vidya Shree: 9141129553

Abdur Raqeeb : 9901220132

### Queries related to Registration and Payment-

Anjum : 7353074665

Smruthi .P : 6364372933

