

Chapter 1: General Rules

Art. 1 - Object

- a. Competition 2018
organized by Grotius Centre for International Legal Studies - Leiden University in partnership with the International Bar Association (IBA), and the Elisabeth Haub School of Law Pace University

Art. 2 Subject

- a. All teams participating in the Competition are presumed to have knowledge of and shall be subject to these Rules.

Art. 3 - Interpretation of the Rules

- a. The Organization has the authority to interpret and amend the provisions contained in the Rules.
- b. The Organization reserves the right to make changes at any time before the commencement of the Preliminary Round or when necessary. Any changes made will be communicated to the participating teams most likely to be affected.

Art. 4 - Aim of the Competition

The Competition aims to encourage university students to improve their knowledge of international criminal law in practice and in particular of the ICC, its mandate and its jurisprudence, by simulating its proceedings through arguing a hypothetical case. The Competition seeks to enhance the knowledge about the Rome Statute, especially within countries that have yet to ratify it. In addition, the Competition provides participants with the opportunity to become familiar with the Hague based International institutions.

Art. 5 Participation

- a.

- b. Only actively enrolled students in Bachelors, Masters, JD, and LLM Programs are eligible to participate. Exchange students may participate on behalf of their host
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- c. Subject to the exception set forth in Art. 12(a), the results of the written Memorials will not be taken into account in assessing the final scores of the Semi-Final Round.

Art. 12- Final Round

- a. The winner of each Semi-Final round will proceed to the Final Round. Should there be less than nine (9) teams advancing to the Semi-Finals and only two Semi-Final matchups, the third team to advance will be selected from the two Semi-Final runner ups -Final Round score and 50% phase.
- b. The teams are free to choose which of their three speakers will present at the Final Round. They are not bound by the role the speakers presented in the pre-rounds or Semi-Finals.
- c. The Bench of the Final Round will assess the substance of the arguments and the quality of the performance of the three teams. It will deliver its judgment and announce the winner of the Competition (to be picked at the discretion of the Bench, one vote per judge). The team winning the Final Round will be the winner, regardless of the scoring of the Memorials.

Chapter 4: Memorial Provisions

Art. 13 - Submission of the Memorials

- a. All teams participating in the Round of the Americas organized by Elisabeth Haub School of Law must submit their three (3) Memorials for each role *by email* by Monday, February 5, 2018 at 5:00 PM EST.
- b.

Art. 15 - Memorials

- a. Each team must submit its Memorial in Microsoft Word and Pdf format.
- b. Each Memorial must be printed on A4 sized paper or standard letter size paper.
- c. Each team must submit its Memorials in size 12 Times New Roman font style.
- d. Each page shall have a margin of at least 2 cm on every side of the text.
- e. Memorials must be continuously page-numbered, excluding the front-cover.
- f.

9. Written arguments;
 10. Submissions;
 11. Optional: Annex (max two (2) pages); and
 12. Back cover.
- b. Violations of this article are sanctioned by two (2) penalty points per violation.

Art. 19 - Front Cover Requirements

- a. The front cover must contain the following information:
 1. Team number;
 - 2.
 3. Title of the Competition (ICC Moot Court Competition in the English Language);
 4. Year; and
 5. Total word count.
- b. The front cover (page) must be color coded accordingly:
 1. Red for Defense Counsel.
 2. Green for Prosecution Counsel.
 - 3.
- c. A format for the front cover will be provided by the Organization on the Competition website for the international competition at www.iccmoot.com
- d. Violations of this article will be sanctioned with one (1) penalty point per violation, with a maximum of three (3) penalty points.

Art. 20 Footnotes

- a. Footnotes are to be in Times New Roman font style, size 10 font. Footnotes of more than one line in length must be single spaced.
- b. Spacing between each footnote shall be at least 1.5 or 10 points.
- c.

- d . All the sources included in the index of authorities, must be included in the footnotes as well.
- e . Footnotes must be uniform.
- f. Abbreviations of sources within footnotes are allowed. The abbreviation has to be announced in the footnote itself or in the index of authorities.
- g. Violations of this article are sanctioned with two (1) penalty point per violation, with a maximum of ten (5) penalty points. More than one violation of the same item of this Article should be considered as one violation in total.

Art. 21 - Scoring Structure Memorials

- a. Scores are awarded out of a maximum of 100 points.
- b. Scores are awarded for:
 - 1. Organization, structure, and analysis of the issues: 20 points
 - 2. Use of facts and legal principles: 20 points
 - 3. Use of authorities and citations: 20 points
 - 4. Persuasiveness, ingenuity, logic, and reasoning: 20 points
 - 5. Grammar, style, and clarity: 20 points

Art. 22 - Late Delivery Memorials

Late delivery of memorials is sanctioned with twenty (20) penalty points.

Art. 23 - Plagiarism

- a. Rules of Procedure and Evidence and case law, as well as the applicable international criminal law principles.
- b. The Hearings will have a maximum length of two (2) hours per session and shall reflect familiarity with ICC proceedings.

Art. 25 Appearance

- a. Each team scheduled to appear has a maximum of fifteen (15) minutes to appear before the bench from the start of the scheduled time.
- b. The Competition will proceed on an *ex parte* basis at the expiration of the fifteen (15) minutes. The organization may decide to delay the start of the proceedings, or reschedule the session in exceptional circumstances.

Art. 26 Speakers

- a. Each team shall consist of three (3) speakers. Every speaker of a team will take on the discretion of each team to decide which speaker will present the rebuttal. Researchers are not permitted to do the initial presentation or rebuttal.
- b. Only two members of each team, speakers and/or researchers, are allowed to be present before the Bench.
- c. Each speaker will speak according to the time allocated under Articles 29 and 30.
- d. Verbatim reading of the Memorials during the Hearings is strictly prohibited and will be penalized.

Art. 27 Communication

- a. Communication between the speakers and the coaches, team members not presenting, or Competition spectators, is strictly prohibited during the Hearings.
- b. Only those present before the bench are permitted to communicate in writing with each other.
- c. The use of laptops, mobile devices, or any other electronic devices during the Hearings is strictly prohibited. Speakers are permitted the use of a watch only. An exception can

presentation.

Art. 30 Rebuttal

a.

- d. Bench Members are not permitted to give their individual opinion outside the deliberation room regarding the quality of the presentation and results of the participating teams. Furthermore, Bench Members are not allowed to give the participating teams any feedback on the details of the case.
- e. During the oral rounds, the Bench shall ensure the respect for the Rules of Procedure and will assess the quality of the arguments. The Bench members are encouraged to intervene with appropriate questions during the oral pleading to further assess the knowledge and the preparation of the oralists.
- f. The Bench will follow its own Rules of Procedure within the framework of accepted norms of judicial practice, and with regard to questions of doubt or dispute in the procedure or facts. A decision of the Presiding Member of the Bench shall be final.
- g. The Bench Members shall mark the oral arguments in accordance with the scoring criteria provided for in these Rules.
- h. Team objections to a jury panel due to conflict of interest or prior relationship must be disclosed and communicated to the Bench Clerk/Bailiff prior to the commencement of the Hearing.

Art. 33 - Role of the Bench Clerk

- a. The Bench Clerk is nominated by the Organization.
- b. The Bench Clerk is responsible for:
 - 1. The collection of the score sheets and their delivery to the Organization;
 - 2. Briefing and advising the bench members on the Rules of Procedure contained herein;
 - 3. Keeping order during the Hearing;
 - 4.
 - 5. Timekeeping.

Art. 34 - Scores Hearings

- a. Scores are rewarded out of a maximum of 100 points for the Presentation and 100 points for the Rebuttal. 70% of the total score is based on the score the team received

for its initial presentation, and 30% of the total score is based on the score the team received for the rebuttal.

- b. Scores for the initial presentation are allocated as follows:
 - 1. Organization, structure, and analysis of the issues: twenty (20) points
 - 2. Use of facts and legal principles: twenty (20) points
 - 3. Use of authorities and citations: twenty (20) points
 - 4. Persuasiveness, ingenuity, logic, and reasoning: twenty (20) points
 - 5. Presentation: twenty (20) points
- c. When scoring the rebuttal, the criteria mentioned in this Article under section (b) should be considered, but not rewarded separately.
- d. Score sheets will be emailed to each team upon the cessation of the Competition.

Art. 35 - Penalties for Inappropriate Behavior

- a. Every team should maintain the fullest dignity and decorum, not only in the Courtroom, but during the entire Competition.
- b. Inappropriate behavior or blatant disregard for the procedures may result in the disqualification of penalty points and in extreme cases to the disqualification of the team..

Art. 36 Scouting

Chapter 6: The Awards

Art. 37 - Categories of the Awards

- a. The following awards will be given by the ICC after the Final Round:
 1. Winner
 2. First Runner-up
 3. Second Runner-up
 4. Best Oralist
- b. The following awards will be given by the Organization after the Final Rounds:
 1. Best Defense Counsel Memorial
 2. Best Prosecution Counsel Memorial
 - 3.
- c. Each participating team shall receive a certificate of participation.

Chapter 7: The Organization

Art. 38 Organization

- a. The Regional Round for the Americas and Caribbean is held in White Plains, New York, in the United States and is organized by Elisabeth Haub School of Law at Pace University (<http://www.pace.edu/school-of-law/ICC>).
- b. The Pre-Rounds, Semi-Final Rounds and the Final Round of the international competition are organized by the Grotius Centre for International Legal Studies Leiden University (www.iccmoot.com).