Rules of Procedure

Bisabeth Haub School of Law at Pace University

White Plains, New York

March 11-12, 2023 IBA ICC Moot Court Competition Americas Qualifying Round

SUBMISSION DEADLINE February 6, 2023 by 5:00 p.m.

Please note: These rules apply to the Round of the Americas held at Elisabeth Haub School of Law at Pace University. They are for the most part identical to those for the International Final rounds held in The Hague. While we endeavor to synchronize our rules with those for the International Finals, there may on occasion be slight variations between the two. For the purposes of the Round of the Americas, Elisabeth Haub School of Law at Pace University and its organizers shall be the final arbiters of these rules. Should a conflict in the rules exist and should it potentially impact the competition, this should be brought to our attention and Pace will work directly with the Grotius Centre for International Legal Studies Leiden University to eliminate any such discrepancies.

Chapter 3: Team Registration

Art. 8 - Team Registration

- D Registration for the Competition will open on <u>August 31, 2022</u>.
- E Each team can for register online via Pace's Competition website (<u>KWWSV ZZZ SDFH HGX ODZ DFDGHPLFV H[SH</u>ULHQWLDO OH <u>PRRW FRXUW FRPSHWLWLR</u>QV LQWHUQDWLRQDO FULPLQDO
- **F** Each team needs to submit the names of at least three (3) members in order for the registration to be considered complete.

Art. 9 - Team Identification

- **a.** In the interest of fairness and objectivity, each team shall be assigned an anonymous number prior to submission of their memorials. This number will be emailed to each team by the Organization. This number becomes the team's identifier throughout the Competition.
- **b.** Teams must not reveal their identity of their institution or country of origin to the judges at any time during the Competition.
- c. The Organization may disqualify or impose a Penalty against any team that intentionally or inadvertently discloses its school or country of origin to a judge during a competition, whether or not such disclosure occurs during an Oral Round.

Art. 10 - Registration Fee

- **a.** The Organization will issue an invoice for payment of the registration fee to eligible teams.
- **b.** Each team must pay their registration fee within <u>thirty (30) days after</u> the date the invoice was issued.
- **c.** Incomplete payment of registration fee renders that particular registration application invalid.
- **d.** The Organization reserves the right to accept late payment of registration fees for extraordinary circumstances.
- e. The registration fee will not be refunded under any circumstances.

Chapter 4: Competition Structure

Art. 11 - Case Publication

a. Teams will be provided with a fictional case intended to enable the students to familiarize themselves with the law and practice of the ICC. The Competition case (hereinafter: "the Case") will be made publicly available on the Competiti

total score thus far will choose its role. The team in each round with the second highest score will then choose its role out of the two remaining choices.

d. Subject to the exception set forth in Art. 14(a), the results of the written Memorials will not be taken into account in assessing the final scores of the Semi-Final Round.

Art. 14 - Final Round

- **a.** The winner of each Semi-Final round will proceed to the Final Round. Should there be fewer 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 based on a formula giving 50% weight to the team's Semi-Final Round score and 50% weight to the team's combined score from the Preliminary Round oral and written 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

- 2. The members' and/or the university's country of residence;
- 3. Its nationality; and
- 4. The name of its university.
- a. Violations of this article will be sanctioned with up to forty (40) penalty points, with ten (10) penalty points per violation.
- Art. 17 Memorial

4. List of

- **3.** Blue for Government Counsel.
- c. Violations of this article will be sanctioned with **one (1) penalty point** per violation.

Art. 21 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 single.
- c. Consistency in the reference to sources throughout the Memorial is required. <u>One referencing style only</u> may be used throughout the Memorial.
- **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 (2) penalty points** per violation. More than one violation of the same item of this Article should be considered as one violation in total.

Art. 22 - Scoring Memorials

- **a.** Scores are awarded on a scale of 50 to 100 points.
- **b.** The scoring factors to be considered, without regard to their order of importance, shall include, but not limited to: knowledge of the facts and law; proper and articulate analysis; extent and use of research; clarity and organization; evidence of original thought; persuasiveness; grammar and style.

Art. 23 - Plagiarism

Plagiarism in Memorials will be sanctioned with the disqualification of the team. A team's disqualification is final and irrevocable.

Chapter 6: Oral Round Provisions

Art. 24 General Procedures

- **a.** Each team shall participate in three (3) Hearings during the Preliminary Round, representing each role once.
- b. Each Hearing shall take up to two (2) hours, reWips9 TmRup to two (2) hours, reWips94.94 Tm0 G -0.0

Art. 30

- **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 Prosecution Counsel Memorial
 - 2. Best Defense Counsel Memorial
 - 3. Best Government Counsel Memorial
- c. Each participating team shall receive a certificate of participation.

Chapter 8: The Organization

Art. 37 Organization

- **D** 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
 - (<u>KWWSV</u> ZZZ SDFH HGX ODZ DFDGHPLFV H[SHULHQWLDO OH <u>FRXUW FRPSHWLWLRQV</u>)QWHUQDWLRQDO FULPLQDO
- E 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).