

# **UILS MOOT COURT SOCIETY CONSTITUTION**

## **1. PREAMBLE**

This Constitution intends to regulate mooting and its allied activities in the department, in a just and fair manner while facilitating such activities in the best possible way.

## **2. EXTENT AND SCOPE**

The rules shall extend to moots, trial advocacy and judgment deliberation competitions.

## **3. COMPOSITION OF THE CORE COMMITTEE**

- The committee shall comprise of a faculty coordinator of MCS and the Director as the Ex-Officio Chairman.
- The committee shall comprise of a president from 4<sup>th</sup> year.
- The committee shall include one convenor from 3<sup>rd</sup> year.
- The committee shall include one co-convenor from 2<sup>nd</sup> year.
- In case of termination of a member, the Committee shall induct a new member as expeditiously as possible

## **4. TENURE OF THE COMMITTEE**

The tenure of the Committee shall be for one academic year. The reconstitution shall be done in June each year.

## **5. NUMBER OF STUDENT MEMBERS**

8 members from the first year

8 members from the second year

8 members from the third year

8 members from the fourth year

In case, the number of posts is not filled as specified for each year, then the vacant posts may be transferred to any other year on the basis and in proportion to number of applications received from each year by the faculty coordinator(s) in consultation with the office bearers of the previous academic session.

## **6. ELIGIBILITY FOR STUDENT MEMBERS**

The following eligibility criterion is to be adopted to constitute the moot court society:

### **Minimum Qualification to apply for Membership of the MCS:**

1<sup>st</sup> Year Students: 1 National Moot

2<sup>nd</sup> Year Students: 2 National Moots

3<sup>rd</sup> Year Students: 3 National Moots

4<sup>th</sup> Year Students: 4 National Moots

Note:

1. A Judgment Deliberation and Treaty Appreciation Competition (a legal competition) is equivalent to one National Moot.
2. Two Intra Moot/ Trial Advocacy competitions are on an equal footing with one National Moot.

**I. Those who have been qualified will be shortlisted on the basis of Merit (Achievements in their respective Moots):**

Marks have been allotted to each achievement and the same shall be allocated to the applicants as per their achievements. The marks for each achievement are as follows:

Participation	Intra Moot/Trial	National Moot/Trial	International Moot/Trial
<b>1. Participation in a moot</b>	1	2	3
Achievement	Intra	National	International
<b>2. Best Team</b>	6	12	16
<b>3. Best Speaker</b>	6	12	16
<b>4. 2<sup>nd</sup> Best Speaker</b>	4	10	14
<b>5. 2<sup>nd</sup> Best Team</b>	4	10	14
<b>6. Best Memorial</b>	4	8	10
<b>7. Best Researcher</b>	4	8	10
<b>8. 2<sup>nd</sup> Best Memorial</b>	2	4	6
<b>9. Best Judgement</b>	3	6	12
<b>10. 2<sup>nd</sup> Best Judgement</b>	2	4	8
<b>11. 3<sup>rd</sup> Best Judgement</b>	1	2	4

Note:-

1. In case of a tie, the applicant with *more number of moots (giving preference to international, national, intra department respectively)* will be selected as a member.

2. In case of a conflict/ dispute for selection of any applicant, the discretion rests with the committee of Director, MCS Faculty Coordinator(s) and the post bearers.

## **7. SELECTION OF POST HOLDERS**

At least 2 people shall nominate an executive member to make him/her eligible to contest for a post.

For the purpose of selection two processes are to be carried out simultaneously.

1. Interview
2. Voting by the executive members

Interview: An interview has to be conducted by a panel of present and former faculty coordinators of MCS and the Director. The parameters for judging a candidate may be based on leadership qualities, organizational skills and knowledge of mooted and allied activities. The interview shall carry same marks as the number of executive members. The faculty co-ordinator(s) has the ultimate power to decide the parameters for the interview.

Voting: A Voting process has to be carried out. Voting is to be done by the executive members. Each vote shall have a weightage of 1 mark.

A cumulative of scores of both the processes is to be done. The candidate scoring the highest shall be selected for the respective post.

## **8. SUSPENSION, TERMINATION OF MEMBERSHIP AND OTHER PENALTIES**

- The Moot Court Society, after a 2/3rd majority vote of total number of executive members - reserve the right to suspend a member, post the service of a show cause notice on the member.
- Member may be debarred from participating in the competitions mentioned above in clause 6 for a semester.

## **9. GROUNDS FOR SUSPENSION , TERMINATION OF MEMBERSHIP AND IMPOSING PENALTIES**

Membership may be suspended and/or terminated if:

- Any member is found engaging in activities violating the provisions of this Constitution

- Any member fails to perform duties assigned to him.
- Any member does not appear for two consecutive meetings without prior notice to the Office Bearers or valid reasons, in case of an emergency.
- Any member is found to be negligent towards his duties as envisaged under this Constitution.

Suspension and/or termination proceedings may be initiated on the basis of an official complaint by any student or by a decision of the faculty coordinator(s) and the post holders.

## **10. PRIMARY FUNCTIONS OF THE COMMITTEE**

- (a) To conduct meeting once a month where the agendas will be put forth by any member including executive members.
- (b) To maintain the minutes of that meeting and getting signatures of all the attendees.
- (c) To maintain an elimination register where the name of the moot and its dates, selected participants name, date of the elimination, teacher taking the eliminations name and signature and their travelling dates is to be maintained.
- (d) To conduct one Intra Department Moot Competition, one Intra department Trial Advocacy Competition, one Intra Department Judgment Writing Competition and at least one National Trial Advocacy or any other National or International Competition as decided by the committee. (Surana)
- (e) To conduct at least one Mock Moot and one Trial Advocacy Competition.
- (f) To conduct eliminations for various national and international Moots/Mock Trials/Judgment Writing or any such Competitions.
- (g) To mentor the selected teams for various competitions by the executive members or by someone who has specialised knowledge of that subject.
- (h) To form various committees like eliminations committee, mentoring committee etc within the first month of the reconstitution for the smooth functioning of MCS.
- (i) To form an advisory committee whose members will include new inducted office bearers and the office bearers of previous academic session. Office bearers of previous academic session are supposed to guide the post holders regarding the intricacies of organising various competitions and other things.
- (j) To consult their alumni, who are honorary members, in the organising of national events.

## **11. PROCEDURE FOR ALLOCATION OF MOOT**

A team selected by the mode of Eliminations will be eligible to represent the department in national and international Moots/Mock Trials/Judgment Writing or any such Competition.

## **12. RIGHTS OF PARTICIPATING TEAMS**

- (a) The selected team will reserve the right to exclude other students of the department to represent the department in such competition.
- (b) The selected team will be entitled for reimbursement for the expenditure incurred regarding the competition. However, the reimbursement of the expenses will be in accordance with the rules of the department.

## **13. PROCEDURE FOR AMENDMENT OF CONSTITUTION**

The charter can only be amended:

after the committee passes a resolution with  $\frac{2}{3}$ <sup>rd</sup> of executive members present and voting or  $\frac{1}{2}$ (half) of total executive members voting, in the favour of the resolution, whichever is more;

or at the discretion of the Director.

## **13A. QUORUM**

- (a) The quorum for regular meetings of MCS is  $\frac{1}{3}$ <sup>rd</sup> of total number of executive members.
- (b) The quorum for meeting for amendment as per Para 13 is  $\frac{2}{3}$ <sup>rd</sup> of total number of executive members.

## **14. MISCELLANEOUS**

- An executive member of the Moot Court Society cannot be part of the ADR Board in the same academic session.
- The office bearers of the previous academic session are not allowed to campaign for another candidate in the election. However, they may contest for the election.

## **Schedule I**

### **Rule regarding successive participation in National/International Moot Court Competitions:**

*To bring efficacy in the performance of the students of UILS participating in various National/International Moot Court / Trial Advocacy Competitions and also to give fair opportunity of participation to all the students.*

1. No student shall successively participate in 2 National Moot Court Competitions if the difference between the Memorial submission dates for both the Moot Court Competitions is less than 21 days, taking the dates of the memorial submission of both the Moot Court Competitions as inclusive within the time period of 21 days.
2. No student shall successively participate in 2 International Moot Court Competitions if the difference between the Memorial submission dates for both the Moot Court Competitions is less than 30 days, taking the dates of the memorial submission of both the Moot court Competitions as inclusive within the time period of 30 days.
3. No student shall successively participate in any National or International Moot Court Competition if the difference between the Memorial submission dates for both the Moot Court Competitions is less than 30 days, taking the dates of the memorial submission of both the Moot court Competitions as inclusive within the time period of 30 days.
4. No student shall successively participate in 2 National/International Moot Court Competitions if the difference between the Oral rounds for both the Moot Court Competitions is less than 11 days, taking the dates of the Oral rounds of both the Moot court Competitions as inclusive within the time period of 11 days.
5. The above stated rules apply equally to Trial advocacy Competitions.
6. Any Usurpation of the above stated rules or any attempt to do so will debar the offending student(s) to participate in any National/International Moot Competition or any National/International Trial Advocacy Competition for the current and the next semester.
7. No provision of this rule applies to any Intra UILS Moot Court Competition/UILS Trial advocacy Competition.

8. In any special circumstances, the discretion will rest with the Faculty Coordinator(s) of the Moot Court Society, UILS, Panjab University.

**LAST DATE TO APPLY: 17.06.2021**

**SHARE YOUR APPLICATIONS ON: [mootingsocietyuils@gmail.com](mailto:mootingsocietyuils@gmail.com)**