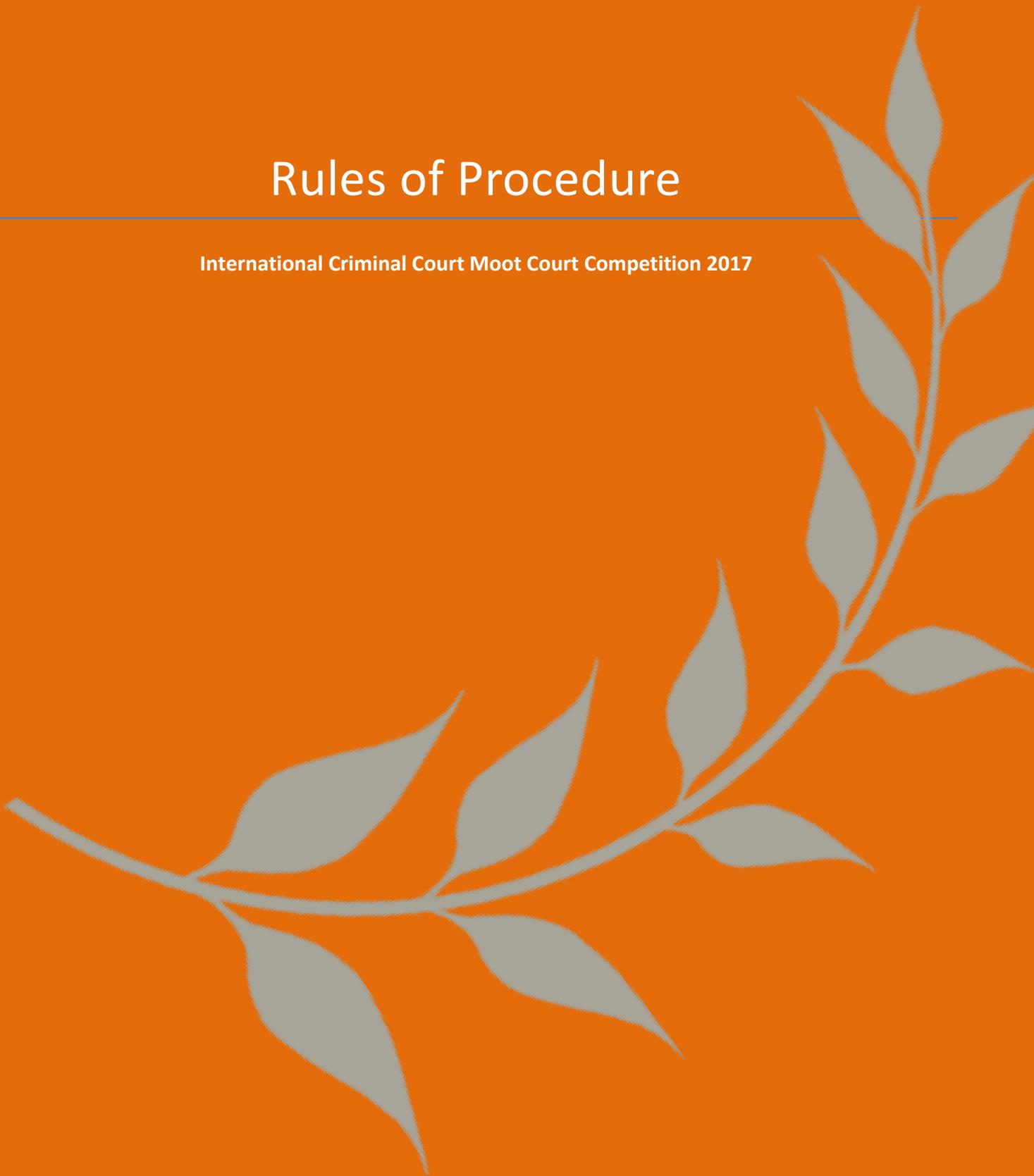


# Rules of Procedure

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International Criminal Court Moot Court Competition 2017



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## **Chapter 1: General Rules**

### **Art. 1 - Object**

- a. The present rules (“Rules”) govern the International Criminal Court (“ICC”) Moot Court Competition 2017 (hereinafter “the Competition”), held in the English language, organized by the Grotius Centre for International Legal Studies – Leiden University (hereinafter “the Organization”), in partnership with the International Bar Association (IBA).

### **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 when necessary. Any changes made will be communicated to the participating teams on the website of the Organization ([www.iccmoot.com](http://www.iccmoot.com)).

### **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 ICC proceedings through arguing a hypothetical case. The Competition seeks to enhance 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. Each country and the Special Administrative Regions of Hong Kong and Macau may be represented by a maximum of three (3) teams, in case twelve (12) or more universities from the same country register for the Competition. If less than twelve (12) universities of the same country register, a maximum of two (2) teams may represent their country at the International Rounds of the Competition.
- b. Only actively enrolled students in Bachelor and Master Programmes are eligible to participate. Exchange students may participate on behalf of their host university.
- c. Non-law students may be considered eligible, provided that they have the requisite legal knowledge. It is each team’s responsibility to ensure that its team members have a level of legal knowledge suitable for the Competition.
- d. Students admitted to practice, including by having taken and passed the bar exam, are prohibited to participate.

### **Art. 6 - Team Composition**

- a. Each team will be comprised of three (3) speakers. Additionally, the team may include two (2) Researchers and two (2) Coaches: one Leading Coach and one Assistant Coach. Article 5 restrictions shall not apply to the leading and assistant coaches.
- b. If the number of Team Representatives participating in the Oral Round of the Competition exceeds five (5) (including Researchers, Coaches, and Assistant Coaches), an extra fee of

€150,00 per person will be charged. The amount of Team Representatives may never exceed seven (7) at any moment in the Competition.

- c. Any changes in the team composition as it was at registration, must be submitted in writing before **1 May 2017**. Any request for changes in the team composition after this timeframe shall be rejected. However, the Organization reserves the right to allow changes in team composition after this deadline in consideration of exceptional circumstances, or in the interests or fairness of the Competition.
- d. Teams that qualified through the Preliminary Question Round are not allowed to change more than one team member after their qualification. Teams are allowed, however, to cancel the participation of team members. In exceptional circumstances the Organization may accept more than one change of team member.
- e. The Coach, or a team member appointed by the team, represents both the university and the team before the Organization.

## **Chapter 2: Administrative Provisions**

### **Art. 7 - Team Registration**

- a. Registration for the Competition will open at **10am Central European Time (CET) on 19 September 2016**.
- b. Each team can register online via the Organization's Competition website ([www.iccmoot.com](http://www.iccmoot.com)). The deadline for registration is at **11am CET on 20 October 2016**.
- c. Each team must email a copy of the flight tickets of at least three participants prior to **1 April 2017, 2pm (CET)** to [ICCMCC@cdh.leidenuniv.nl](mailto:ICCMCC@cdh.leidenuniv.nl). Teams that require a visa to visit the Netherlands must additionally submit a copy of the visas of the same three participants prior to **24 April 2017, 2pm (CET)**. If a team fails to submit a copy of their visa and/or flight tickets before the deadline, its registration will be canceled.

### **Art. 8 - International Panel of Evaluation**

- a. All participating teams shall nominate one (1) duly qualified person to be a member of the International Panel of Evaluation. Each member of the International Panel of Evaluation will evaluate three anonymous memorials (excluding the memorials of the nominating team). The nominated person may in no way be involved with his/her nominating team, or its preparation. No faculty members of the participating universities should be nominated.
- b. Participating teams must submit the details of their nominee by **13 January 2017 at the latest**. The Organization may waive a team's duty to nominate a panel member, or lift the restriction to nominate a faculty member. The authority and discretion to grant waivers lies entirely with the Organization.
- c. Non-compliance with this article will result in 10 penalty points, to be deducted from the nominating team's total memorial score.

### **Art. 9 - Problem-Solving Question**

- a. In the event more teams than allowed from one country are seeking registration for the Competition, a special procedure in the form of a preliminary selection round may take place. Teams from States/regions mentioned in Article 43 are only allowed to participate in the International Rounds, after they qualified through the National/Regional Rounds mentioned in Article 43. If there is no official regional or national round yet, it may be organized by one of the competing universities. However, this national/regional qualifying round, must be approved by the Organization first.

- b. If no preliminary round is organized by any of the participating universities from the concerned State, each team from that country concerned shall receive a problem-solving question from the Organization on **21 October 2016 at 10am CET**.
- c. Each team concerned must submit its answer to the problem-solving question on **28 October 2016, by 10am CET at the latest**.
- d. An answer submitted after the specified deadline renders that team's registration automatically invalid.
- e. Each team will be notified of the result of its performance in this qualifying round and its eligibility in the registration of the Competition on **4 November 2016**.
- f. The registration fee mentioned in Article 10 is only paid by the teams that proceed to the International Rounds.

#### **Art. 10 - Registration Fee**

- a. The Organization will issue an invoice for payment of the registration fee to eligible teams after they receive a confirmation of participation.
- b. Each team must pay their registration fee within thirty (30) days after the date the invoice was issued. The registration fee may be paid by credit card (an extra fee of 5% of the registration fee applies).
- c. Incomplete payment of the registration fee renders that particular registration application invalid.
- d. The registration fee will not be refunded under any circumstances. If a team cancels its participation prior to **1 December 2016**, and registers for the next Competition (2018) in 2017, the payment for the 2017 Competition will be regarded as a payment for the 2018 Competition. The Registration fee will neither be refunded in case of cancellation after non-compliance with Article 7(c).
- e. Registered teams who do not need to participate in a preliminary round, will receive confirmation of registration by **21 October 2016**.
- f. The registration fee for participation in the International Rounds, is based on the World Bank list of economies (July 2016). The registration fee for teams from countries qualified as high income countries is €975. Teams from countries qualified as upper middle income countries, pay €675, and teams from lower, or low income countries €350,00.
- g. The World Bank list of economies (July 2016) is attached to these Rules of Procedure as Annex I.

#### **Art. 11 - Team Identification**

- a. In the interest of fairness and objectivity, each team shall be assigned a team number upon their registration.
- b. This number will be emailed to each team by the Organization.
- c. This number becomes the team's identifier throughout the Competition.

#### **Art. 12 - Case Publication**

- a. The Competition case (hereinafter: "the Case") shall be sent to the registered teams at **3 pm CET on 4 November 2016**.
- b. The deadline for each team to submit any questions or requests for clarifications regarding the Case, is **30 November 2016 at 4pm CET**. Any questions or requests for clarification submitted after this deadline will not be taken into account. Teams are allowed to submit ten (10) questions/requests for clarification per team.

## **Chapter 3: Competition Structure**

### **Art. 13 - Structure**

- a. The International Round of the Competition shall have two (2) consecutive phases, each independently graded: a written round (Memorials) and an oral round (Hearings). After the first oral round (Preliminary Round), a Quarter-Final Round, a Semi-Final Round, and a Final Round will take place consecutively.
- b. Each team shall address the Case in the roles of the Defense Counsel, Counsel for the Prosecution, and Legal Representative for Victims (Victims' Counsel), one Memorial per role.
- c. Each team shall participate in six (6) oral rounds before the Bench in the roles of Defense Counsel, Counsel for the Prosecution, and Victims' Counsel. (Twice per role.)
- d. The Memorials and Hearings shall reflect a deep knowledge of the ICC rules and case law, as well as of International Criminal Law in general.

### **Art. 14 - Quarter-Final Round**

- a. The written and oral phase of the Preliminary-Round are independently assessed. The sum of the scores obtained in both phases after the deduction of any penalty points will qualify the twenty-seven (27) best teams for the nine (9) Quarter-Final Rounds. Both phases, the written and oral round, count for 50% of the total score each. If two or more teams rank number 27, the team with the highest total score in the oral phase of the Preliminary-Round will proceed to the Quarter-Finals.
- b. The Quarter-Final Round will consist of an oral phase only. The teams are free to choose which of their three speakers will represent their team at the Quarter-Final Round. They are not bound by the role the speakers represented in the Preliminary-Round.
- c. The result of the written Memorials and the result of the Hearings of the Preliminary-Round will not be taken into account in assessing the final scores of the Quarter-Final Round. The Bench will assess the substance of the arguments and the quality of the performance of the teams in the Quarter-Final Round only.
- d. The winning team of each of the nine Quarter-Final Rounds will advance to the Semi-Final Round. The winning team is the highest scoring team of the Quarter-Final Round that team participated in, regardless of scores in other rounds. If two or more teams are tied, the Bench Members will decide by majority vote which team will advance to the Semi-Final Round.
- e. Quarter-Final matchups will be predetermined by the Preliminary-Round ranking.
  - a. Quarter-Final Matchup 1: 1, 18, 27<sup>th</sup> place teams
  - b. Quarter-Final Matchup 2: 2, 17, 26<sup>th</sup> place teams.
  - c. Quarter-Final Matchup 3: 3, 16, 25<sup>th</sup> place teams.
  - d. Quarter-Final Matchup 4: 4, 15, 24<sup>th</sup> place teams.
  - e. Quarter-Final Matchup 5: 5, 14, 23<sup>rd</sup> place teams.
  - f. Quarter-Final Matchup 6: 6, 13, 22<sup>nd</sup> place teams.
  - g. Quarter-Final Matchup 7: 7, 12, 21<sup>st</sup> place teams.
  - h. Quarter-Final Matchup 8: 8, 11, 20<sup>th</sup> place teams.
  - i. Quarter-Final Matchup 9: 9, 10, 19<sup>th</sup> place teams.
- f. To decide who will be playing which role, designated team members of the qualified teams will select one envelope out of three envelopes provided by the Organization. Every envelope will contain a different role. The role mentioned in the envelope the designated team member draws, is the role that team will be playing in the Quarter-Final Round.

#### **Art. 15 - Semi-Final Round**

- a. The nine (9) winning teams of the Quarter-Final Rounds will proceed to the three (3) Semi-Final Rounds.
- b. The Semi-Final Round will consist of an oral phase only. The teams are free to choose which of their three speakers will represent their team at the Semi-Final Round. They are not bound by the role the speakers represented in the Preliminary-Round and Quarter-Final Round.
- c. The result of the written Memorials and the result of the Hearings of the Preliminary-Round and Quarter-Final Round, will not be taken into account in assessing the final scores of the Semi-Final Round. The Bench will assess the substance of the arguments and the quality of the performance of the three teams in the Semi-Final Round only.
- d. The winning team of each of the three Semi-Final Rounds will proceed to the Final Round. The winning team is the highest scoring team of the Semi-Final Round that team participated in, regardless of scores in other rounds. If two or more teams are tied, the Bench Members will decide by majority vote which team will advance to the Final Round.
- e. Semi-Final matchups will be predetermined by the order of the advancing teams in the Preliminary-Round ranking.
  - a. Semi-Final Matchup: 1, 6, 9<sup>th</sup> place teams.
  - b. Semi-Final Matchup: 2, 5, 8<sup>th</sup> place teams.
  - c. Semi-Final Matchup: 3, 4, 7<sup>th</sup> place teams.
- f. To decide who will be playing which role, designated team members of the qualified teams will select one envelope out of three envelopes provided by the Organization. Every envelope will contain a different role. The role mentioned in the envelope the designated team member draws, is the role that team will be playing in the Semi-Final Round.

#### **Art. 16 - Final Round**

- a. The winner of each Semi-Final Round will proceed to the Final Round.
- b. The Final Round of the Competition will, if possible, be held at the seat of the ICC in The Hague. It will consist of an oral phase only.
- c. The teams are free to choose which of their three speakers will represent their team at the Final Round. They are not bound by the role the speakers represented in the Preliminary-Round, Quarter-Final Round, or Semi-Final Round.
- d. To decide who will be playing which role, designated team members of the qualified teams will select one envelope out of three envelopes provided by the Organization. Every envelope will contain a different role. The role mentioned in the envelope the designated team member draws, is the role that team will be playing in the Final Round.
- e. The Bench of the Final Round will announce the winner of the Competition (to be picked at the discretion of the Bench). The team winning the Final Round will be the winner of the Competition, regardless of the scoring of the Memorials and the results of the team in the Preliminary-Round, Quarter-Final Round and Semi-Final Round.

### **Chapter 4: Memorial Provisions**

#### **Art. 17 - Submission of the Memorials**

- a. All teams, excluding the teams participating in National or Regional Rounds, must submit their three (3) Memorials for each role by email prior to 25 February 2017, 10am CET.
- b. Late delivery of Memorials is sanctioned with twenty (20) penalty points.

- c. The organizers of the National and Regional Rounds will submit the Memorials of the participating teams to the Organization, **without giving the qualified teams the opportunity to change the memorials after their participation in the National or Regional Round.**

#### **Art. 18 - Identification in Memorials**

- a. Each team must **omit** the following references in their Memorials:
  - 1. The names of team members;
  - 2. The members' and/or the university's country of residence;
  - 3. Its nationality; and
  - 4. The name of its university.
- b. Violations of this article will be sanctioned with up to fifty (50) penalty points.

#### **Art. 19 - Memorial Format**

- a. Each team must submit its Memorials in both Microsoft Word and Pdf format.
- b. Each team must submit its Memorials in size 12 Times New Roman font style.
- c. Each page must have a margin of at least 2 cm on every side of the text.
- d. Memorials must be continuously page-numbered.
- e. Violations of this article are sanctioned with one (1) penalty point per violation, with a maximum of four (4) penalty points.

#### **Art. 20 - Spacing**

- a. The text of the Memorial must be 1.5 spaced.
- b. Headings and subheadings of more than one line in length must be single spaced.
- c. Violations of this article are sanctioned with one (1) penalty point per violation, with a maximum of four (4) penalty points.

#### **Art. 21 - Word Limit**

Each Memorial must not exceed 10.000 words (**including footnotes**). Violations of this article are sanctioned by five (5) penalty points per 400 words. The 10.000 words include the statement of facts, issues, summary of arguments, written arguments, submissions and (optional) annexes, and exclude the front cover, title page, table of contents, list of abbreviations and index of authorities.

#### **Art. 22 - Order of Content**

- a. Each Memorial shall be presented in the following order:
  - 1. Front cover;
  - 2. Title page;
  - 3. Table of contents;
  - 4. List of abbreviations;
  - 5. Index of authorities (list of sources);
  - 6. Statement of facts;
  - 7. Issues;
  - 8. Summary of arguments;
  - 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. 23 - Front Cover Requirements**

- a. The front cover (page) must contain the following information:
  1. Team number;
  2. Role (Defense Counsel, Counsel for the Prosecution, and Victims' Counsel);
  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 colour coded accordingly:
  1. Red for Defense Counsel.
  2. Green for Counsel for the Prosecution.
  3. Blue for Victims' Counsel.
- c. A format for the front cover will be provided by the Organization on the Competition website.
- d. Violations of this article will be sanctioned with one (1) penalty point per violation, with a maximum of three (3) penalty points.

#### **Art. 24 - Footnotes**

- a. Footnotes have 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. Consistency in the reference to sources throughout the Memorial is required. A referred-to document should be easy to find using the footnote.
- 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 one (1) penalty point per violation, with a maximum of five (5) penalty points. More than one violation of the same item of this Article should be considered as one violation in total.

#### **Art. 25 - 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.
- d. Score sheets will be emailed to each team upon the cessation of the Competition.

#### **Art. 26 - Plagiarism**

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

#### **Art. 27 - Memorial Penalties**

- a. Memorial Penalties shall be deducted from each of the individual evaluators' scores of a team's Memorial.

- b. The Organization shall notify all teams on 1 May 2017 at the latest about their penalty points. Any written appeals against the decision to impose penalties should be submitted **prior to 8 May 2017**.

## **Chapter 5: Oral Round Provisions**

### **Art. 28 - Content**

- a. Each team's oral pleadings must demonstrate an outstanding knowledge of the ICC Rules and case law, as well as of 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. 29 - Appearance**

- a. Each team scheduled to appear has a maximum of fifteen (15) minutes from the start of the scheduled time to appear before the bench.
- 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. 30 - Speakers**

- a. Each team will have three (3) individual speakers. Every individual speaker of a team will represent in their pleadings the Defense Counsel, or the Counsel for the Prosecution or the Victims' Counsel. It is within the discretion of each team to decide which speaker will present the rebuttal. Researchers are not allowed to present the initial presentation or rebuttal.
- b. Only two members of each team, two speakers, or one speaker and one researcher, are allowed to be present before the Bench.
- c. Each speaker will present in accordance with the time allocated under Articles 33 and 34.
- d. Verbatim reading of the Memorials during the Hearings is strictly prohibited.

### **Art. 31 - 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 with each other, as long as they do not hinder the person presenting at that moment.
- c. The use of laptops, mobile phones, or any other electric device is strictly prohibited during the Hearings, also when these items are solely used for measuring time. Speakers are allowed to use a watch **ONLY**. An exception can be made by the Organization for exceptional circumstances.
- d. Violations of this article are sanctioned with a maximum of 50 points. It is up to the discretion of the Bench Members, taking into account the seriousness and consequences of the violation, how many penalty points (with a maximum of 50 points) will be deducted.

### **Art 32 - Recording of the Hearing**

- a. Members of the presenting team, may (voice) record their own team members during their presentation and/or rebuttal. However, it is strictly forbidden to (voice) record the opposing teams during their presentation and/or rebuttal.
- b. Violations of this article are sanctioned with 50 penalty points.

### **Art. 33 - Raising Objections**

- a. The speakers are allowed to raise a maximum of one objection per session to the exposition of the oralist of the other teams, as long as it is of an utmost importance for the procedure before the Bench and refers to the immediate argument of the pleading oralist.
- b. An objection is only permissible in the following situations:
  1. When any speaker refers to events that are not mentioned in the case; or
  2. When there are radical differences between oral arguments and arguments in the written Memorial; or
  3. For any other ground deemed appropriate by the Bench.
- c. Once the reasons for the filed objection are expressed, the Bench Members are obliged to hear the arguments of the counterpart before deciding on the admissibility or inadmissibility of the objection.
- d. The Bench will decide by unanimous vote on the admissibility or inadmissibility of the objection. In case of misusing the objection, (only) the speaker that objects will be sanctioned by a deduction of up to ten (10) discretionary penalty points. If the objecting team is correct, a deduction of up to ten (10) discretionary penalty points may be deducted from the score of the speaker who violated the Rules.
- e. The objection is not included in the speaking time mentioned in Articles 34 and 35.

### **Art. 34 - Presentation**

- a. Presentation by Defense Counsel: up to 20 minutes.
- b. Presentation by Counsel for the Prosecution: up to 20 minutes.
- c. Presentation by Victims' Counsel: up to 20 minutes.
- d. Questions posed by the Bench Members are included in the speaking time of the Presentation.

### **Art. 35 - Rebuttal**

- a. Rebuttal by Defense Counsel: up to 10 minutes.
- b. Rebuttal by Counsel for the Prosecution: up to 10 minutes.
- c. Rebuttal by Victims' Counsel: up to 10 minutes.
- d. Questions posed by the Bench Members are included in the speaking time of the Rebuttal.
- e. Speakers are not allowed to introduce new issues in their rebuttal.
- f. All arguments and issues raised by opposing counsels during both presentation and rebuttal may be discussed during the rebuttal.

### **Art. 36 - Bench Composition**

- a. Each Bench will be composed of one (1) or two (2) Member(s) and one (1) Presiding Member (appointed by the Organization or by consensus by the Bench Members participating in the Hearing) and shall be assisted by a Bench Clerk. If only two Bench Members score a given hearing, the Organization shall create a third score by averaging the scores of the two Bench Members. The organization may appoint a fourth Bench Member. In the event four (4) Bench Members score a given hearing, the score that is furthest from the average of all four (4) scores, and the scoresheet on which it appears, will be disregarded.
- b. A(n) (Assistant) Coach of a participating team can under no circumstance be appointed as a Bench Member.
- c. Bench Members for the Hearings can be different from the Bench evaluating the Memorials. All Bench Members must read the Case, as well as other explanatory documents. Though not compulsory, Bench Members may wear a judicial robe.

- d. Bench Members are not permitted to give their individual opinion outside the deliberation room regarding the quality of the presentations and results of the participating teams. Furthermore, Bench Members are not allowed to give the participating teams any feedback on details of the Case.
- e. During the oral rounds, the Bench shall ensure 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 prior to the commencement of the Hearing.

#### **Art. 37 - 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. facilitating the sessions' development;
  5. timekeeping.

#### **Art. 38 - 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: 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. Presentation: 20 points.
- c. When scoring **the rebuttal**, the criteria mentioned in this Article under b should be considered, but not rewarded separately.
- d. Score sheets will be emailed to each team upon the cessation of the Competition.

#### **Art. 39 - Penalties for Inappropriate Behaviour**

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

#### **Art. 40 - Scouting**

- a. Scouting is forbidden at all times during the Competition.

- b. Scouting is defined as:
  - 1. when a team or one or more of its members attend a Hearing in which they are not participants;
  - 2. instances where students, coaches or spectators discuss with or pose questions of substantive issues of international (criminal) law to the Bench Members.
- c. Violations of this article will result in disqualification. A team's disqualification is final and irrevocable

#### **Art. 41 - Competition Program Visits**

- a. Participants will have the opportunity to attend (a) hearing(s) at the international courts and tribunals in The Hague, if these hearings take place during the ICC Moot Court Competition. The Organization will provide the participants with a schedule of the hearings prior to the start of the preliminary rounds in The Hague.
- b. A visit to the ICC, if possible, will be included in the Competition programme, and will be arranged by the Organization.

### **Chapter 6: The Awards**

#### **Art. 42 - Categories of the Awards**

- c. The following awards will be given by the ICC after the Final Round:
  - i. Winner;
  - ii. First Runner-up;
  - iii. Second Runner-up;
  - iv. Best Oralist.
- d. The following awards will be given by the Organization:
  - i. Best Defense Counsel Memorial;
  - ii. Best Prosecution Memorial;
  - iii. Best Victims' Counsel Memorial;
  - iv. Best Government Counsel Team (The team with the highest total score awarded in the written and oral round of the Preliminary-Rounds to the Government Counsel);
  - v. Best Prosecutor Team (The team with the highest total score awarded in the written and oral round of the Preliminary-Rounds to the Prosecution);
  - vi. Best Victims' Counsel Team (The team with the highest total score awarded in the written and oral round of the Preliminary-Rounds to the Victims' Counsel);
  - vii. Winner Best Defense Counsel (The speaker with the highest average score awarded to the Government Counsel in the oral rounds of the Preliminary-Rounds);
  - viii. First Runner-up Best Defense Counsel (The speaker with the second highest average score awarded to the Defense Counsel in the oral rounds of the Preliminary-Rounds);
  - ix. Second Runner-up Best Defense Counsel (The speaker with the third highest average score awarded to the Defense Counsel in the oral rounds of the Preliminary-Rounds);
  - x. Winner Best Prosecutor (The speaker with the highest average score awarded to the Prosecution in the oral rounds of the Preliminary-Rounds);
  - xi. First Runner-up Best Prosecutor (The speaker with the second highest average score awarded to the Prosecution in the oral rounds of the Preliminary-Rounds);
  - xii. Second Runner-up Best Prosecutor (The speaker with the third highest average score awarded to the Prosecution in the oral rounds of the Preliminary-Rounds);

- xiii. Winner Best Victims' Counsel (The speaker with the highest average score awarded to the Victims' Counsel in the oral rounds of the Preliminary-Rounds);
  - xiv. First Runner-up Best Victims' Counsel (The speaker with the second highest average score awarded to the Victims' Counsel in the oral rounds of the Preliminary-Rounds);
  - xv. Second Runner-up Best Victims' Counsel (The speaker with the third highest average score awarded to the Victims' Counsel in the oral rounds of the Preliminary-Rounds);
  - xvi. Best Oralist of the Preliminary Rounds (Speakers are only eligible to win the Best Oralist award if they did at least two presentations and two rebuttals);
  - xvii. Best Non-Native English Speaking Team (A team is considered 'non-native' if at least two out of the three participating speakers are nationals of a non-English speaking country); and
  - xviii. Honorable Mention: For those who have demonstrated perseverance in the face of challenge. The winner of the Honorable Mention award is selected by the participants.
- e. Upon completion of the entire program, each participant shall receive a certificate of participation.

## **Chapter 7: The Organization**

### **Art. 43 - Organization**

- a. The Preliminary-Round, Quarter-Final Rounds, Semi-Final Rounds and Final Round are organized by the Grotius Centre for International Legal Studies – Leiden University, in partnership with the International Bar Association (IBA) ([www.iccmoot.com](http://www.iccmoot.com)).
- b. The Regional Round for the Americas and Caribbean is held in White Plains, New York, in the United States of America and is organized by Pace University Law School ([www.pace.edu/school-of-law/ICC](http://www.pace.edu/school-of-law/ICC)).
- c. The National Round for Brazil is organized by the Universidade Federal do Paraná and Unicuitiba - Centro Universitário Curitiba
- d. The National Round for China is organized by the China University of Political Science and Law ([www.icc-trialcompetition.com](http://www.icc-trialcompetition.com)).
- e. The National Round for Germany is organized by the Grotius Centre for International Legal Studies, in cooperation with the German participating universities.
- f. The National Round for India is organized by National Law University, Delhi ([www.nludelhi.ac.in](http://www.nludelhi.ac.in))
- g. The National Round for Israel is organized by ALMA ([www.alma-ihl.org/icc-competition](http://www.alma-ihl.org/icc-competition)).

## **Annex I - World Bank list of economies (July 2016)**

	<i>Economy</i>	<i>Income group</i>
1	Afghanistan	Low income
2	Albania	Upper middle income
3	Algeria	Upper middle income
4	American Samoa	Upper middle income
5	Andorra	High income
6	Angola	Upper middle income
7	Antigua and Barbuda	High income
8	Argentina	Not classified
9	Armenia	Lower middle income
10	Aruba	High income
11	Australia	High income
12	Austria	High income
13	Azerbaijan	Upper middle income
14	Bahamas, The	High income
15	Bahrain	High income
16	Bangladesh	Lower middle income
17	Barbados	High income
18	Belarus	Upper middle income
19	Belgium	High income
20	Belize	Upper middle income
21	Benin	Low income
22	Bermuda	High income
23	Bhutan	Lower middle income
24	Bolivia	Lower middle income
25	Bosnia and Herzegovina	Upper middle income
26	Botswana	Upper middle income
27	Brazil	Upper middle income
28	British Virgin Islands	High income
29	Brunei Darussalam	High income
30	Bulgaria	Upper middle income
31	Burkina Faso	Low income
32	Burundi	Low income
33	Cabo Verde	Lower middle income
34	Cambodia	Lower middle income
35	Cameroon	Lower middle income
36	Canada	High income
37	Cayman Islands	High income
38	Central African Republic	Low income
39	Chad	Low income
40	Channel Islands	High income
41	Chile	High income

42	China	Upper middle income
43	Colombia	Upper middle income
44	Comoros	Low income
45	Congo, Dem. Rep.	Low income
46	Congo, Rep.	Lower middle income
47	Costa Rica	Upper middle income
48	Côte d'Ivoire	Lower middle income
49	Croatia	High income
50	Cuba	Upper middle income
51	Curaçao	High income
52	Cyprus	High income
53	Czech Republic	High income
54	Denmark	High income
55	Djibouti	Lower middle income
56	Dominica	Upper middle income
57	Dominican Republic	Upper middle income
58	Ecuador	Upper middle income
59	Egypt, Arab Rep.	Lower middle income
60	El Salvador	Lower middle income
61	Equatorial Guinea	Upper middle income
62	Eritrea	Low income
63	Estonia	High income
64	Ethiopia	Low income
65	Faroe Islands	High income
66	Fiji	Upper middle income
67	Finland	High income
68	France	High income
69	French Polynesia	High income
70	Gabon	Upper middle income
71	Gambia, The	Low income
72	Georgia	Upper middle income
73	Germany	High income
74	Ghana	Lower middle income
75	Gibraltar	High income
76	Greece	High income
77	Greenland	High income
78	Grenada	Upper middle income
79	Guam	High income
80	Guatemala	Lower middle income
81	Guinea	Low income
82	Guinea-Bissau	Low income
83	Guyana	Upper middle income
84	Haiti	Low income
85	Honduras	Lower middle income
86	Hong Kong SAR, China	High income
87	Hungary	High income
88	Iceland	High income

89	India	Lower middle income
90	Indonesia	Lower middle income
91	Iran, Islamic Rep.	Upper middle income
92	Iraq	Upper middle income
93	Ireland	High income
94	Isle of Man	High income
95	Israel	High income
96	Italy	High income
97	Jamaica	Upper middle income
98	Japan	High income
99	Jordan	Upper middle income
100	Kazakhstan	Upper middle income
101	Kenya	Lower middle income
102	Kiribati	Lower middle income
103	Korea, Dem. People's Rep.	Low income
104	Korea, Rep.	High income
105	Kosovo	Lower middle income
106	Kuwait	High income
107	Kyrgyz Republic	Lower middle income
108	Lao PDR	Lower middle income
109	Latvia	High income
110	Lebanon	Upper middle income
111	Lesotho	Lower middle income
112	Liberia	Low income
113	Libya	Upper middle income
114	Liechtenstein	High income
115	Lithuania	High income
116	Luxembourg	High income
117	Macao SAR, China	High income
118	Macedonia, FYR	Upper middle income
119	Madagascar	Low income
120	Malawi	Low income
121	Malaysia	Upper middle income
122	Maldives	Upper middle income
123	Mali	Low income
124	Malta	High income
125	Marshall Islands	Upper middle income
126	Mauritania	Lower middle income
127	Mauritius	Upper middle income
128	Mexico	Upper middle income
129	Micronesia, Fed. Sts.	Lower middle income
130	Moldova	Lower middle income
131	Monaco	High income
132	Mongolia	Lower middle income
133	Montenegro	Upper middle income
134	Morocco	Lower middle income

135	Mozambique	Low income
136	Myanmar	Lower middle income
137	Namibia	Upper middle income
138	Nauru	High income
139	Nepal	Low income
140	Netherlands	High income
141	New Caledonia	High income
142	New Zealand	High income
143	Nicaragua	Lower middle income
144	Niger	Low income
145	Nigeria	Lower middle income
146	Northern Mariana Islands	High income
147	Norway	High income
148	Oman	High income
149	Pakistan	Lower middle income
150	Palau	Upper middle income
151	Panama	Upper middle income
152	Papua New Guinea	Lower middle income
153	Paraguay	Upper middle income
154	Peru	Upper middle income
155	Philippines	Lower middle income
156	Poland	High income
157	Portugal	High income
158	Puerto Rico	High income
159	Qatar	High income
160	Romania	Upper middle income
161	Russian Federation	Upper middle income
162	Rwanda	Low income
163	Samoa	Lower middle income
164	San Marino	High income
165	São Tomé and Príncipe	Lower middle income
166	Saudi Arabia	High income
167	Senegal	Low income
168	Serbia	Upper middle income
169	Seychelles	High income
170	Sierra Leone	Low income
171	Singapore	High income
172	Sint Maarten (Dutch part)	High income
173	Slovak Republic	High income
174	Slovenia	High income
175	Solomon Islands	Lower middle income
176	Somalia	Low income
177	South Africa	Upper middle income
178	South Sudan	Low income
179	Spain	High income
180	Sri Lanka	Lower middle income
181	St. Kitts and Nevis	High income

182	St. Lucia	Upper middle income
183	St. Martin (French part)	High income
184	St. Vincent and the Grenadines	Upper middle income
185	Sudan	Lower middle income
186	Suriname	Upper middle income
187	Swaziland	Lower middle income
188	Sweden	High income
189	Switzerland	High income
190	Syrian Arab Republic	Lower middle income
191	Taiwan, China	High income
192	Tajikistan	Lower middle income
193	Tanzania	Low income
194	Thailand	Upper middle income
195	Timor-Leste	Lower middle income
196	Togo	Low income
197	Tonga	Lower middle income
198	Trinidad and Tobago	High income
199	Tunisia	Lower middle income
200	Turkey	Upper middle income
201	Turkmenistan	Upper middle income
202	Turks and Caicos Islands	High income
203	Tuvalu	Upper middle income
204	Uganda	Low income
205	Ukraine	Lower middle income
206	United Arab Emirates	High income
207	United Kingdom	High income
208	United States	High income
209	Uruguay	High income
210	Uzbekistan	Lower middle income
211	Vanuatu	Lower middle income
212	Venezuela, RB	Upper middle income
213	Vietnam	Lower middle income
214	Virgin Islands (U.S.)	High income
215	West Bank and Gaza	Lower middle income
216	Yemen, Rep.	Lower middle income
217	Zambia	Lower middle income
218	Zimbabwe	Low income

Note: The term *country*, used interchangeably with *economy*, does not imply political independence but refers to any territory for which authorities report separate social or economic statistics. Income classifications set on 1 July 2016 remain in effect until 1 July 2017. Argentina, which was classified as high income in FY16, is temporarily unclassified pending the expected release of revised national accounts statistics.