

INFORMATION BOOKLET

INTERNATIONAL CRIMINAL COURT MOOT COURT COMPETITION

THE HAGUE
18 - 23
MAY 2014



INTERNATIONAL CRIMINAL COURT
MOOT COURT COMPETITION

With the support of



**Cour
Pénale
Internationale**
**International
Criminal
Court**



**Grotius Centre
for International
Legal Studies**



Universiteit Leiden
Campus Den Haag



INTERNATIONAL CRIMINAL COURT
MOOT COURT COMPETITION

Grotius Centre for International Legal Studies, Leiden University

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Prof. Michael P. Scharf
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The Hague, May 2014

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LETTER FROM THE ICC PRESIDENT



Cour
Pénale
Internationale
International
Criminal
Court

Le Président
The President

11 October 2013


To Whom It May Concern:

On behalf of the International Criminal Court (ICC), I am pleased to introduce the ICC Moot Court Competition in the English language, which will be organised by the Grotius Centre for International Legal Studies of Leiden University in The Hague in May 2014. As in previous years, the final is expected to take place at the premises of the ICC, judged by a bench consisting of ICC judges.

The ICC was established in 2002 to help end impunity for the gravest crimes of concern to humankind – genocide, crimes against humanity, war crimes and the crime of aggression. To date, 122 sovereign states have acceded to or ratified the ICC's founding treaty, the Rome Statute. As the first and only permanent international criminal court, the ICC presents an exciting and challenging forum for an international trial competition, offering both established precedents and new judicial possibilities for the participants to explore.

One of the most effective ways to ensure the ICC has the support it requires is to promote global awareness about its role, jurisdiction and activities. Knowledge of the ICC in the legal community is of particular relevance, and the ICC Moot Court Competition will provide an ideal opportunity for law students around the world to develop an in-depth understanding of the complex issues the ICC faces in carrying out its judicial mandate, applying its procedural rules and addressing matters that pertain to the crimes under its jurisdiction.

Supporting the ICC Moot Court Competition will help ensure the success of an event of major significance for a new generation of lawyers that will one day serve the growing system of international criminal justice.


Sang-Hyun Song
President

WORD OF WELCOME

The Hague, May 2014

Dear ICC Moot Court Competition Participants,

The ICC Moot Court Competition Organizing Committee would like to welcome you to the City of Peace and Justice for the 2014 edition of the ICC Moot Court Competition! This booklet will provide you with practical information about the Competition, along with other important information for your stay in The Hague. Please read it through carefully as it will answer most of your questions.

We would like to take this time to thank our sponsors: The Planethood Foundation, The Ministries of Foreign Affairs of Switzerland and the Netherlands, the Embassy of Ireland, The City of The Hague, the Ministry of Security and Justice of the Netherlands, the Government of Luxembourg, The Hague Institute for Global Justice, the Luftia Rabbani Foundation, the Grotius Centre for International Legal Studies, Leiden University, and Centre for Innovation The Hague. It is through their generous support that we are able to organize this Competition.

Additionally, we would like to express our gratitude for the encouraging support and cooperation from the International Criminal Court (ICC). We would also like to thank them for graciously hosting the finals of the Competition.

Furthermore, we would like to take the opportunity to thank the ICTY, STL, ICJ, ICTR and the several universities and law firms, who have allowed their staff to take part as judges in the Competition. We would also like to give a special thanks to our judges who have donated their time and efforts in scoring memorials or judging the oral rounds of the Competition. It is a tremendous honor to have so many esteemed judges, academics and practitioners commit their time to this Competition, as it would not be possible without them.

Finally, we encourage everyone involved or participating in the Competition to voice all suggestions or comments to us to help improve your experience.

We hope this week will be unforgettable and wish you all best of luck!

Sincerely,

The ICC Moot Court Competition Organizing Committee

Prof. Carsten Stahn, Grotius Centre for International Legal Studies, Leiden University, Chair ICC Moot Court Organizing Committee

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The Organization would like to thank all above mentioned sponsors and the **Ministry of Security and Justice of the Netherlands**, for supporting the Competition.

Additionally, the Organization would like to express its gratitude to the following organizations for sponsoring the teams of:

University of Freiburg

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International Committee of the Red Cross (ICRC), Nairobi Regional Delegation

United Arab Emirates University

WHITE & CASE LLP. Law Firm, Abu Dhabi, UAE

PROGRAMME

SUNDAY 18 MAY

4:00PM - 6:00PM Welcome Reception @ The Hague Institute for Global Justice

MONDAY 19 MAY

9:00PM - 12:00PM Session I

10:00AM - 11:30AM Special Tribunal for Lebanon lecture @ the Auditorium
Briefing by Chambers, OTP and Defense Office

12:00PM - 1.00PM Lunch @ the Cafeteria

1.15PM - 4.15PM Session II

2.00PM - 3.30PM Special Tribunal for Lebanon lecture @ the Auditorium
Briefing by Chambers, OTP and Defense Office

TUESDAY 20 MAY

9:00PM - 12:00PM Session I

10:00AM - 12:30AM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 9:45 at the entrance of the ICTY (Bring ID!)

12:00PM - 1.00PM Lunch @ the Cafeteria

1.00PM - 3.30PM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 12.20 at the Organization Desk (1st floor) (Bring ID!)

1.15PM - 4.15PM Session II

WEDNESDAY 21 MAY

9:00PM - 12:00PM Session I

10:00AM - 12:30AM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 9:45 at the entrance of the ICTY (Bring ID!)

12:00PM - 1.00PM Lunch @ the Cafeteria

1.00PM - 3.30PM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 12.20 at the Organization Desk (1st floor) (Bring ID!)

1.15PM - 4.15PM Session II

THURSDAY 22 MAY

- 9:00PM - 12:00PM Semi-Finals
- 10:00AM - 12:30AM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 9:45 at the entrance of the ICTY (Bring ID!)
- 1.00PM - 3.30PM Visit to the International Criminal Tribunal for the Former Yugoslavia
Meet your guide at 12.20 at the Organization Desk (1st floor) (Bring ID!)
- 7:00PM - 12:00AM Award Ceremony Preliminary Rounds and Announcement Finalists
@ Oscar's (Take tram 1 or 9 in the direction Scheveningen to the last stop)
-

FRIDAY 23 MAY

- 1:00PM - 5:00PM Finals @ ICC and Campus Stichthage
- 8:00PM - LATE Unofficial The Hague Pub Crawl
Meet at 8 @ Leopold at 't Plein
-



THE GROTIUS CENTRE FOR INTERNATIONAL LEGAL STUDIES WELCOMES APPLICATIONS FOR THE

LEIDEN UNIVERSITY

INTERNATIONAL LAW SUMMER SCHOOLS

International Children's Rights (7 - 11 July 2014, Leiden/The Hague)

Frontiers of Children's Rights

Deadline for application: 1 June 2014.

Human Rights and Transitional Justice (14 - 18 July 2014, The Hague)

Transitional Justice and Regional Responses to Conflict

Deadline for application: 1 June 2014.

More information and registration: www.grotiuscentre.org

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RULES OF PROCEDURE 2014

* The complete Rules of the 2014 Rules of Procedure can be found at www.iccmoot.com

Art. 27 - 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.

Art. 28 - 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 Counsel for the Prosecution or the Government 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 presentations or the 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 speak according the time allocated under Articles 31 and 32.
- d. Verbatim reading of the Memorials during the Hearings is strictly prohibited.

Art. 29 - 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 trouble the person speaking at that moment.
- c. The use of laptops or mobile phones during the Hearings is strictly prohibited. An exception can be made by the Organization for exceptional circumstances.
- d. Violations of this article are sanctioned with 50 points.

Art. 30 - Raising Objections

- a. The speakers are allowed to make 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 ICC and refers to the immediate argument of the pleading oralist.
- b. An objection is only permissible in the following situations:
 1. When any of the speakers refer to events that are not mentioned in the case;
 2. Radical differences between oral arguments and arguments in the written Memorial;
 3. If the Bench Members deem it appropriate.
- c. Once the reasons for the filed objection are expressed, the Bench Members are obliged to hear the arguments of the counterpart to decide on the legality or illegality 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, the speaker that objects will be sanctioned by a deduction of up to ten (10) discretionary penalty points.
- e. The objection will not be included in the time mentioned in Articles 31 and 32.

Art. 31 - Speaking Time

- a. Presentation by: Defense Counsel: 20 minutes.
- b. Presentation by Counsel for the Prosecution: 20 minutes.
- c. Presentation by Government Counsel: 20 minutes.
- d. Questions posed by the Bench Members are included in the Speaking Time of the Presentations.

Art. 32 - Rebuttal

- a. Rebuttal by Defense Counsel: up to 10 minutes.
- b. Rebuttal by Counsel for the Prosecution: up to 10 minutes.
- c. Rebuttal by Government Counsel: up to 10 minutes.
- d. Questions posed by the Bench Members are included in the Speaking Time of the Rebuttal. Speakers are not allowed to introduce new issues in their rebuttal.
- f. Speakers may discuss in their rebuttal all arguments and issues raised by the opposing counsels during both their presentation and rebuttal.

Art. 33 - Judgment

- a. Bench deliberation: 30 minutes.
- b. Delivery of judgment by the Bench: 15 minutes

Art. 36 - Scores Oral Pleadings

- a. Scores are rewarded out of a maximum of 100 points.
- b. Scores 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. Score sheets will be emailed to each team upon the cessation of the Competition.

Art. 14 - Semi-Final Round

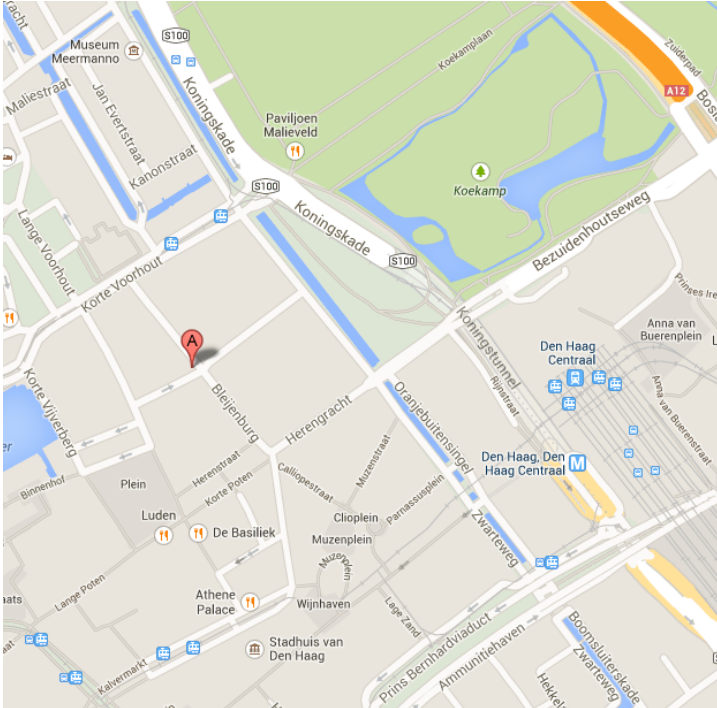
- a. The written and oral stages of the Main-Round are independently assessed. The sum of the scores obtained in both stages after the deduction of any penalty points will qualify the nine (9) best teams for the Semi-Final Round.
- b. The Semi-Final Round will consist only of an oral phase. The teams are free to choose which of their three speakers will present at the Semi-Final Round. They are not bound by the role the speakers represented in the Main-Round.
- c. The results of the written Memorials and the result of the oral pleadings of the Main-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.
- d. Each round is independent, thus, Semi-Final Round winners are the highest scoring teams in that round, regardless of scores in other rounds, and will advance to the Final Round.
- e. Semi-Final matchups will be predetermined by Main-Round ranking.
 1. Semi-Final Matchup: 1, 6, 9th place teams.
 2. Semi-Final Matchup: 2, 5, 8th place teams.
 3. Semi-Final Matchup: 3, 4, 7th place teams.

Art. 15 - Final Round

- a. The winner of each Semi-Final Round will proceed to the Final Round.
- 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 represented in the Main-Round or Semi-Final Rounds.
- c. 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 Main-Round and Semi-Final Round

VENUE

Leiden University, Campus Schouwburgstraat, The Hague



The Main and Semi-Final Round of the ICC Moot Court Competition will take place at Leiden University, Campus Schouwburgstraat. **This Campus is in The Hague, NOT in Leiden!**

Address:

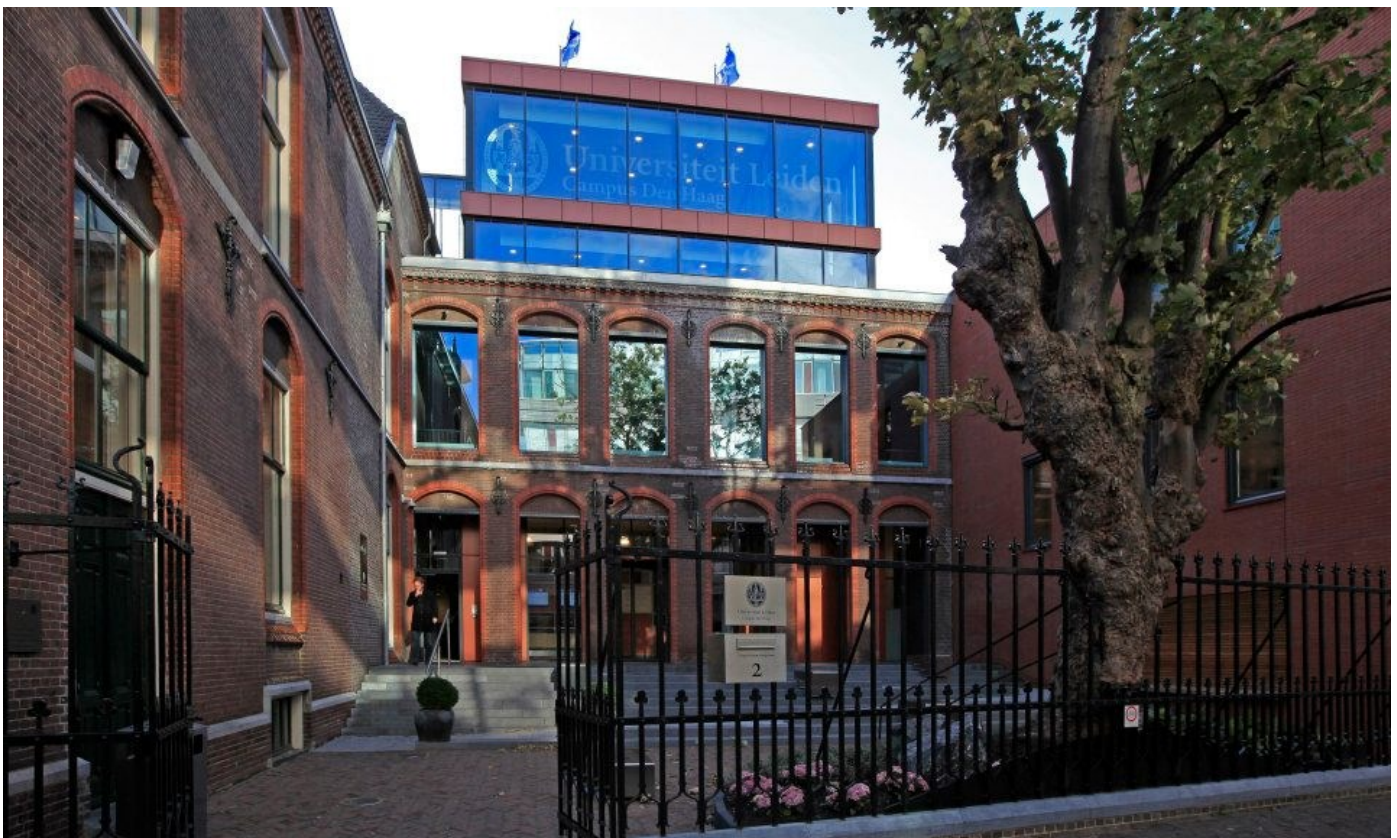
Schouwburgstraat 2
2511 VA Den Haag
T: +31 (0)70 3021070

Public Transport:

From the front of Central Station you will see a crossing on your left hand side (Bezuidehoutseweg / Rijnstraat). Cross the street here and walk onto the Herengracht (this is where the ROI is located).

You follow the Herengracht and take a right onto the Bleijenburg. Walk to the end of the street until it crosses the Casuaristraat. You cross the street and are now on the Schouwburgstraat. The university building is on your left.

Tram 10, 16, 17: tramstop Korte Voorhout



ROUTE DESCRIPTIONS

The International Criminal Court (ICC)

Address:

Public entrance

Regulusweg
2516 AB, The Hague

Employee/Main entrance

Maanweg 174
2516 AB, The Hague

From The Hague CS

Train:

Take the train to **Voorburg Station**. From the platform at Voorburg Station, if you look back towards The Hague, you can see the large white ICC building to the left. From the platform, take the steps down and walk back in the direction of The Hague, keeping the railway track on your right. Cross the main road and follow a path through a small park. You will come out on the other side onto another main road. The Court is the white building on the opposite side of this road. The entrance for visitors is located on the side of the building.



Bus:

Take **bus 28** (direction Voorburg) to the Regulusweg stop.

From The Hague HS

There are no direct trains from Hollands Spoor to Voorburg. If you want to travel by train to the ICC, you have to change trains at The Hague CS

Bus:

Take **bus 26** in the direction Voorburg to the Regulusweg stop.



International Criminal Tribunal for the former Yugoslavia (ICTY)

Address:

Churchillplein 1
2517 JW
The Hague

From The Hague CS**Tram:**

Take **tram 17** in the direction of Statenkwartier and exit at the stop named Johan de Wittlaan.

From The Hague HS**Tram:**

Take **tram 17** in the direction of Statenkwartier and exit at the stop named Johan de Wittlaan; or take **tram 1** in the direction of Noorderstrand and exit at the stop named World Forum.

Special Tribunal for Lebanon (STL)

Address:

Dokter van der Stamstraat 1
2265 BC
Leidschendam

From The Hague CS**Tram:**

Take **tram 3 or 4** in the direction of Zoetermeer Centrum-West and exit at the Leidschendam-Voorburg stop. Follow Oosteinde to your right, and after a few minutes walk, right before Oosteinde turns in Oude Trambaan, you will see the STL on your right hand side.

International Court of Justice (ICJ) and the Peace Palace

Address:

Carnegieplein 2
2517 KJ
The Hague

From The Hague CS**Bus:**

Take **bus 24** in the direction of Kijkduin (from the bus platform upstairs) to the Vredespaleis stop.

From The Hague HS**Tram:**

Take **tram 1** in the direction of Scheveningen Noorderstrand and exit at the Vredespaleis stop

Located next to the ICJ, is the **Peace Palace Library**. You can access the library by showing your passport to the security in front of the Peace Palace, and informing them you will be visiting the library. Please note, the library is not based in the Peace Palace. Entrance and use of the extensive facilities of the library are free.

For more information, visit: <http://www.peacepalacelibrary.nl/>

HIGHLIGHTS OF THE HAGUE

Het Binnenhof (*the Inner Court*)

The Binnenhof has been the meeting place of the parliament of the Netherlands since 1446. The buildings originally functioned as residence of the Counts of Holland, when it was built in the 13th century.

The Ridderzaal (the Knights Hall), is the room where the Dutch King (Willem-Alexander) holds his annual speech at Prinsjesdag. The little tower on the left is known as het Torentje (the Little Tower) and has been the office of the Prime Minister of the Netherlands since 1982.

The Binnenhof is in the city centre of The Hague.

Noordeinde Palace

There are several palaces in The Hague and 'Paleis Noordeinde' is one of them. It has been a palace of the Royal House since 1609 when the state presented it to William of Orange's widow as a gift. Today, the Dutch monarch uses it as a working palace.

Paleis Noordeinde is located in the center of The Hague along the street Noordeinde. You can take pictures from the street, but the palace itself is not open to the public. You can combine a visit with a walk through the street, which is well-known for having the highest 'density of art' in the whole of Holland. On the other side of Paleis Noordeinde you can enjoy some peace and quiet in the Palace Garden. It's a small park and admission is free. Just next to the park you'll see the Royal Stables where the horses and coaches of the Royal House are kept.

To get here, take **tram 1** (direction Scheveningen Noorderstrand) or **tram 17** (direction Statenkwartier) to the Kneuterdijk stop.

Scheveningen Beach

The beaches in Scheveningen are one of the most popular ones amongst the Dutch coast. There is lots to explore and to do in Scheveningen. Relax on the beach, go horse riding in the dunes or shopping at the mall. The beach can be divided into four main parts: boulevard, harbor, Northern beach and nude beach. All four beach parts have their own unique characteristics and visitors.

To get to Scheveningen, take **tram 1** (direction Scheveningen Noorderstrand) from HS, or **tram 9** from CS (direction Scheveningen Noorderstrand) to one of the many stops along the beach.

Other Cities

There are many cities worth visiting close to The Hague. Both Amsterdam and Rotterdam are only a short train ride (30 minutes) away. Delft and Leiden are even closer and are also great places to explore. Most cities can be reached from both HS and CS.

MUSEUMS

Gemeentemuseum

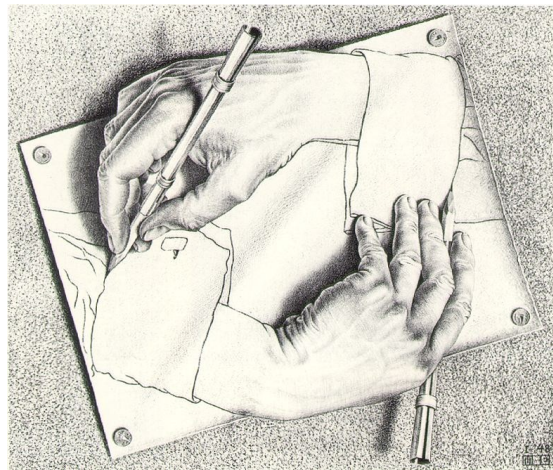
Municipal Museum The Hague is an authority in the field of art and fashion. The museum has the world's biggest Mondrian collection, which includes the famous work Victory Boogie Woogie. Just as spectacular as the collection of Gemeentemuseum Den Haag is Berlage's dazzling Art Deco building which has been home to the museum since it was completed in 1935.



Address: Stadhouderslaan 41
Entrance fee: €14,50
<http://www.gemeentemuseum.nl/en>

Escher in the Palace

Maurits Cornelis Escher was a graphic artist, who lived between 1898 and 1972. He was an absolute master in drawing impossible situations and optical illusions. 'Escher in the Palace' (Escher in het Paleis) is a permanent exhibition in a former palace of the Royal Family in the historical heart of The Hague.



Address: Lange Voorhout 74
Entrance fee: €9,00
<http://www.escherinhetpaleis.nl/?lang=en>

The Hague Historical Museum

The museum is housed in the former archery house of St. Sebastian's guild and dates from 1636. It is built on the spot of a gatehouse that was used by the civic guard. Nowadays, the Historical Museum of The Hague tells you the story of The Hague, its government, and inhabitants.



Address: Korte Vijverberg 7
Entrance fee: €7,50
<http://www.haagshistorischmuseum.nl/page/english>

Madurodam

Madurodam is divided into three theme areas. In 'The City' you will find the most beautiful buildings of the old cities of Holland. 'Waterland' tells the story of 'water as friend and foe' and 'Innovation Island' represents Holland as a source of inspiration for the world.



Address: George Maduroplein 1
Entrance fee: €15,00
<http://www.madurodam.nl/en/#/>

GOING OUT IN THE HAGUE

While you will be provided with lunch on Monday, Tuesday and Wednesday and a BBQ on Thursday, all other breakfasts/dinners/snacks will have to be arranged by the teams themselves. There are plenty of supermarkets in The Hague (Albert Heijn, Spar, Jumbo, Bas van der Heijden etc.) and, like in every other big city, there are many places you can buy fast-food (McDonalds, Pizzahut, KFC, Burger King etc.). You will also find many little restaurants selling more exotic food.

The list below provides you with some of the restaurants in The Hague, but don't let it stop you going somewhere else!

Vapiano (Italian)

Buitenhof 45

www.vapiano.com

Very Italian Pizza (Italian)

Kettingstraat 13

www.veryitalianpizza.nl

Restaurant Rootz

Grote Marktstraat 14

www.rootz.nl

The Penthouse

Rijswijkseplein 786

www.haagsetoren.nl

Shabu Shabu (sushi)

Torenstraat 138

www.shabushabu.nl

Bodega la Riojana (tapas)

Torenstraat 82

tapasdenhaag.weebly.com/

Danzig

Lange Houtstraat 9

www.danzig.nl

Garoeda (Indonesian)

Kneuterdijk 18A

<http://www.garoeda.nl/>

Popocatepetl (Mexican)

Buitenhof 5

<http://www.popo.nl/>

Little V (Vietnamese)

Rabbijn Maarsenplein 21

<http://www.littlev.nl/>

Warung Mini (Suriname)

Amsterdamse Veerkade 57A

www.warungminidenhaag.com/

3Stones (Kenyan)

Laan van Meerdervoort 46A

<http://www.3stones.info/>

Zanzibar

Strandweg 33

www.zanzibarbeachclub.nl

Grand Cafe De Boterwaag

Grote Markt 8a

www.grotemarktdenhaag.nl

Bars and Clubs

Millers

Plein 10

www.millersdenhaag.nl

Havana

Buitenhof 19

[Www.havanadenhaag.nl](http://www.havanadenhaag.nl)

The Fiddler

Riviermarkt 1

www.fiddler.nl/

Leopold

Plein 17

www.caferestaurantleopold.nl/#

Crazy Piano's

Strandweg 21-29

www.crazypianos.nl

Het Paard van Troje

Prinsegracht 12

www.paard.nl

IMPORTANT (CONTACT) INFORMATION

Useful Links

Transportation

Train (NS)

www.ns.nl/en/travellers/home

Buses and Trams

www.htm.net/Pages/DEF/245.HTML

Ov-Chipkaart

www.ov-chipkaart.nl/?taal=en

Taxi

Taxi Centrale Haaglanden

www.tch.nl/

T: +31 (0)703906262

Information about The Hague

Information about the city

www.denhaag.nl/en.htm

Embassies and Consulates

www.rijksoverheid.nl/onderwerpen/ambassades-consulaten-en-overige-vertegenwoordigingen

Emergencies

Emergency number is 112

Hospitals and Medical Services

www.denhaag.nl/en/residents/to/Hospitals-and-clinics-1.htm

Contact

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Prof. Michael P. Scharf, Case Western Reserve University, Chair Board of Advisors

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www.iccmoot.com