MacKay Cup Canadian Law Mooting Competition 2018

Rules
1. Entry to the competition
1.1 Each participating institution may enter up to two teams into the competition.
1.2 Each team must consist of law students who must be registered as such with the institution that they are representing. Only undergraduate law students, those registered on an LLM/MA law course, and GDL students are eligible to participate in the competition. The competition is not open to students registered on a practice course (e.g. BPTC, LPC), including a practice course that may lead to the award of an LLM degree.
1.3 To enter the competition, an institution must email the competition convenor, Tracey Elliott, at te41@le.ac.uk, by 31st March 2018, notifying her that your institution intends to compete in the competition and providing her with details of a student and staff contact to whom competition information may be sent. The entry fee of £30.00 must also be paid via the shop@le website (http://shop.le.ac.uk/). Payment must be received by the date of the first round of the competition.

2. Competition Format
2.1 The competition will take place over 2 rounds (first round and final).
2.2 The moot problem:
   (i) There will be one moot problem, which will be determined by the competition convenor.
   (ii) Any queries or objections about the moot problem shall be brought to the attention of the competition convenor within three days of receipt of the problem by the participating institution and will be resolved by the competition convenor.
2.3 Teams who progress beyond the first round should be prepared to moot on either side of the problem.
2.4 The first round of the competition will take place in early April 2018 at times and places to be notified once the draw for the first round has been completed. The first round will be judged on a points basis: the top two teams will progress to the final.
2.5 The final will take place on a date to be confirmed at Canada House or other suitable location, at a time to be notified and will proceed on a knock-out basis.
2.6 Two students from each institution will compete in each round as oral advocates.

3. Factums and bundles
3.1 Each team must submit a written factum, setting out their argument in relation to the moot.
   (i) The factum must be not more than 12 sides of A4 in length in a 12 point font.
   (ii) The factum must contain all authorities on which a team intends to rely.
   (iii) No team may rely on more than EIGHT legal authorities:
       a. this does not include authorities referred to in the moot problem.
       b. ‘authorities’ includes all legal material, including cases, statutes, treaties, texts, articles etc.
       c. An authority cited in a factum by one party may be used by either party to that moot for any purpose.
       d. A single case which been determined by a number of domestic courts (i.e. a case which has been decided in a provincial or federal court, appealed to a court of appeal and thereafter to the Supreme Court) counts as one authority, but a party must cite all references that it intends to use in its factum.
   (iv) Factums must be served upon the opposing team, the moot judge and Dr. Tracey Elliott (te41@le.ac.uk) by email not less than 48 hours before the moot. The times for service are as follows:
3.2 Teams must serve with their factums an e-bundle in PDF format, containing the authorities upon which they intend to rely, upon the opposing team, the moot judge and Dr. Tracey Elliott (te41@le.ac.uk), by email. Teams do not need to provide hard-copy bundles.
3.3 The time for service of factums and e-bundles may be abridged, but only if both competing teams, the moot judge and the competition convenor agree.

4. **Timing of moots**
4.1 The format and timing for the first round will be as follows:

- Lead Appellant 15 minutes
- Lead Respondent 15 minutes
- Junior Appellant 15 minutes
- Junior Respondent 15 minutes
There will be no right of reply.

4.2 The format and timing for the final will be as follows:

- Lead Appellant 20 minutes
- Junior Appellant 15 minutes
- Lead Respondent 20 minutes
- Junior Respondent 20 minutes
- Appellant’s Reply 5 minutes

4.3 The clock will not be stopped during interventions.
4.4 Time will be kept by a clerk, who will warn counsel when:

(i) they have five minutes left  
(ii) they have one minute left  
(iii) time has elapsed.

5. **Judging the moots**
5.1 Each moot will be judged by one or more judges with suitable experience and/or knowledge of the law relating to the moot problem. The judge should not have attended or be currently employed  
5.2 Judges shall ask any questions of mooters that he or she feels to be appropriate.
5.3 Judges will mark each mooter according to the following mark scheme:
   - Content of argument (including factum) 40
   - Presentation (of factum and oral argument) 40
   - Ability to respond to interventions 20
5.4 **The decision of the judge (or judges) is final.**

6. **Queries, Disputes etc**
6.1 The competition convenor shall have absolute discretion to resolve any question or determine any objection concerning the rules or application of these rules.
6.2 The competition convenor may, in her absolute discretion alter, supplement or amend these rules if that is necessary to ensure the smooth and timely running of the competition.
6.3 The competition convenor reserves the right to disqualify any participating team that fails to comply with these rules in a material respect or acts contrary to the spirit of the competition.