

9<sup>th</sup> K.R. Ramamani Memorial Taxation National Moot Court Competition, 2019

9<sup>th</sup> K.R.RAMAMANI MEMORIAL NATIONAL  
TAXATION MOOT COURT COMPETITION 2019

FEBRUARY 08<sup>th</sup> to 10<sup>th</sup> 2019

**MOOT PROPOSITION, RULES AND SCHEDULE**

*Organised by:*

THE TAMILNADU DR. AMBEDKAR LAW UNIVERSITY  
SCHOOL OF EXCELLENCE IN LAW, CHENNAI

*Along With*

SAPR ADVOCATES

(Subbaraya Aiyar, Padmanabhan & K.R.Ramamani Advocates)



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**THE 9<sup>th</sup> K.R. RAMAMANI MEMORIAL NATIONAL TAXATION MOOT COURT COMPETITION**

In a fitting tribute to Late Shri.K.R. Ramamani, the TNDALU, School of Excellence in Law in association with S.A.P.R. Advocates started a national level taxation moot court, the aim of which is to be a high-quality event focused on taxation.

The 9<sup>th</sup> K.R. Ramamani Memorial National Taxation Moot Court Competition is going to take place **in the School of Excellence campus of the TNDALU in Chennai on February 08<sup>th</sup>, 09<sup>th</sup> & 10<sup>th</sup>, 2019**. This event will be graced by sitting and retired Justices of the Madras High Court, President & Members of the Income Tax Appellate Tribunal (ITAT), leading legal luminaries, chartered accountants, law students and faculty.

We have provided for a **Moot Court Competition and a Research Paper submission** - both of which have large **cash prizes and trophies**. We also give out awards for Best Memorial and Best Speaker, Best Researcher and the Moot Court Winners are offered an internship at S.A.P.R Advocates, Chennai.

The field of taxation is highly complicated and needs considerable expertise. In recent years, with the opening up of our economy, there is a huge demand for expertise in the area of International Taxation especially in issues related to transfer pricing, DTAA's and cross-border tax planning schemes. There is enormous potential for law students in the field of taxation and we hope that this Moot Court Competition would go towards crystallizing interest in taxation in the minds of budding lawyers.

Our aim is to create a Moot Court competition which stands the test of time and becomes an integral part of the calendar year for law colleges. With your support and co-operation, we intend to expand the scope of the K.R.Ramamani Memorial Taxation Moot Court Competition in the coming years.

## **RULES AND REGULATIONS**

### **1. GENERAL RULES**

#### **1.1 DATE & VENUE OF THE COMPETITION:**

The 9<sup>th</sup> K.R. Ramamani Memorial Taxation National Moot Court Competition 2019 will be held from 8<sup>th</sup> to 10<sup>th</sup> February, 2019 at the School of Excellence in Law, The Tamil Nadu Dr. Ambedkar Law University, Taramani, Chennai - 600113.

#### **1.2 TEAM ELIGIBILITY & TEAM COMPOSITION:**

- a. Participation is strictly restricted to *bona fide* law students enrolled in the three-year or five-year LL.B. or B.L. degree course in any institution recognized by the Bar Council of India.
- b. Only one team is permitted to participate from each registered institution.
- c. Each team shall comprise of a minimum of two and a maximum of three members. In a team consisting of two members, each of the members shall be designated as 'Speaker'. In a team consisting of three members, two of the members shall be designated as 'Speaker' and the third member shall be designated as 'Researcher'.

#### **1.3 REGISTRATION PROCEDURE:**

**The Registration Formalities shall be done in two steps:**

- a. Provisional Registration of the participating institutions shall be sent to **2019krr@gmail.com** on or before **05<sup>th</sup> January 2019**.
- b. Upon receipt of an e-mail confirming provisional registration from the Organizing Committee, participants shall complete the Registration Formalities-
  - i. Participants shall duly fill the Registration form available as Annexure 1 in this information booklet and scan the Demand Draft and send a soft copy of the same to **2019krr@gmail.com** on or before **12<sup>th</sup> January 2019**.
  - ii. Upon receipt of the Soft Copy of the Registration form and the Demand Draft, an online Travel form will be sent to the teams which must be duly filled in by the participating teams.

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- iii. The Hard Copy of the duly filled in Registration Form along with the Demand Draft of **Rs.4000/-** drawn in favor of “**The Registrar, The Tamil Nadu Dr. Ambedkar Law University, Chennai**”, payable at Chennai shall reach the Organizing Committee on or before **23<sup>rd</sup> January 2019**. via Speed Post or Courier. The address for correspondence is as specified in Rule 9.1.
- iv. Government Law Colleges of Tamil Nadu affiliated to the Tamil Nadu Dr. Ambedkar Law University shall send the Registration Form along with a Demand Draft of **Rs.1000/-**.
- v. Teams that have completed Registration in accordance with the above shall be assigned a Team Code. All correspondence to the Organizing Committee shall specify only the Team Code.
- vi. No alteration in the Team Composition shall be permitted after the receipt of the Registration Form, except at the sole discretion of the Organizing Committee.

**1.4 DRESS CODE:**

- a. Participants shall be appropriately attired for the rounds of the competition. Robes and collar bands are not permitted.
- b. The Dress Code for the **Inauguration, Researcher’s Test, Oral Rounds, Valedictory & Prize Distribution** shall strictly be:
  - i. For **Gentlemen** - Western Formals (White formal shirt with black formal pants and a black blazer with black tie); and
  - ii. For **Ladies** - Western Formals (White formal shirt with black formal pants/black formal skirt and a black blazer) or Indian Formals (white kurta with black pants and either a black waistcoat or black blazer).

## 2. CLARIFICATIONS

Clarifications to the Moot Proposition shall be sought by sending an e-mail to [2019krr@gmail.com](mailto:2019krr@gmail.com) on or before **16<sup>th</sup> January 2019**. A set of Final Clarifications will tentatively be released on **20<sup>th</sup> January 2019**.

## 3. MEMORANDUM/WITTEN SUBMISSIONS

### 3.1 SUBMISSION OF MEMORANDUM:

- a. Participants are required to submit Memorandum or Written Submissions for both the Petitioner and the Respondent.
- b. Teams shall e-mail two Soft Copies each of the Memorandums, in PDF and Microsoft Word formats, i.e. four (4) separate file attachments, on or before **03<sup>rd</sup> February 2019** to [2019krr@gmail.com](mailto:2019krr@gmail.com). *For example*, if the assigned team code is 52, the team shall title the Petitioner and Respondent Memorandums as “52P” and “52R” respectively. The Soft Copy should be compatible with at least Microsoft Word 2007. Late submission shall attract penalties in accordance with Rule 3.3.
- c. Only the Team Code shall be specified on the Memorandum. Any reference to the participating institution/college/university shall result in immediate disqualification.
- d. Teams shall carry with themselves **seven (7) Hard Copies each of the Petitioner and Respondent Memorandums** and hand it over at the time of Desk Registration on **8<sup>th</sup> February 2019**.
- e. No amendment to the memorandum shall be permitted after submission of the soft copies. Variation found in the Hard Copy shall be penalized in accordance with Rule 3.3.
- f. Participants are advised to carry additional copies of their Memorandum for their own use. Copies submitted to the Organizing Committee shall be used for the evaluation of the Memorandum, for the Exchange of Memorandum and for the Judges Bench for each of the Oral Rounds.
- g. The Organizing Committee reserves the right to use the memorandum submitted by the participating teams, as it deems appropriate. The memorandum submitted shall not be returned to the participants.

**3.2 CONTENTS OF THE MEMORANDUM:**

- a. Each Memorandum shall not exceed 30 pages, inclusive of cover page, and shall contain the following sections:
  - i. Cover Page (shall include Year of the Competition, Cause Title, Forum/Court, designation as Petitioner or Respondent Memo, Team Code on the top right corner - e.g. 52P or 52R)
  - ii. Table of Contents
  - iii. Index of Authorities
  - iv. Statement of Jurisdiction (strictly restrict to 1 page)
  - v. Summary/Statement of Facts (strictly restrict to 1 page; argumentative Statement of Facts shall be penalized)
  - vi. Issues Raised/Questions Presented
  - vii. Summary of Arguments/Pleadings
  - viii. Arguments Advanced/Written Pleadings
  - ix. Prayer

- b. The following content specifications shall be strictly adhered to:

Language: English

Body Font & Size: Times New Roman, 12; Line Spacing: 1.5

[The spacing need not be followed for the Cover Page, any Tabular Column, Header or Footer]

Footnotes Font & Size: Times New Roman, 10; Line Spacing: 1.0; Paragraph Spacing: None; No additional space between footnotes

Substantive Footnoting is strictly prohibited.

Alignment (Body & Footnotes): Justified

Margin: 1 inch on all 4 sides

Citation Method: *The Bluebook, A Uniform System of Citation*, Harvard Law Review, 19<sup>th</sup> edition

- c. The following printing specifications shall be strictly adhered to:

- i. The Cover Page shall be:

Blue for Petitioner Memorandum

Red for Respondent Memorandum

- ii. Only white A4 sized paper shall be used for all other pages. Use of recycled papers is encouraged.

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- iii. The Memorandums shall be **printed on both sides**. Each side shall be counted as one page.
- iv. The Memorandums shall be staple bound and no other form of binding shall be accepted. **The use of plastic/cellophane sheets or films shall attract strict penalties.**
- v. The Memorandums shall not contain any Annexure/Appendices, Photographs, Sketches, Exhibits, Affidavits, etc.

**3.3 EVALUATION OF THE MEMORANDUM:**

- a. The Memorandum will be evaluated by a separate panel of judges who will not Judge the Oral Rounds.

- b. The following shall be the judging criteria:

Knowledge of law & depth of research	20
Use of authority/precedents	20
Incorporation of facts into the arguments	10
Interpretation of applicable law	10
Clarity of thought and organization of arguments	15
Style of Presentation	10
Originality	10
Relief sought	5

- c. Penalties shall be attracted in the following manner:

<b>VIOLATION</b>	<b>PENALTY</b>
Late Submission - Soft Copy	2 point per day per Memo
Any violation under Rule 3.2 (a.)	1 point for each violation under the Rule
Any violation under Rule 3.2 (b.)	1 point for each violation under the Rule
Any violation under Rule 3.2 (c.)	2 point for each violation under the Rule
Variation in content between Soft Copy and Hard Copy	0.5 point for each variation
Violation of Anonymity	Disqualification



#### 4. ORAL ROUNDS

##### 4.1 GENERAL PROCEDURE:

- a. Teams are requested to bring their respective institution ID cards.
- b. The language to be used during the Rounds is English.
- c. The Competition shall consist of the following rounds:
  - i. Preliminary Rounds; and
  - ii. Advanced Rounds:
    - (i) Quarter-finals,
    - (ii) Semi-finals,
    - (iii) Finals.
- d. During each of the above-mentioned rounds, the order in which the teams shall present their arguments is as follows:
  - i. Petitioner Speaker 1
  - ii. Petitioner Speaker 2
  - iii. Respondent Speaker 1
  - iv. Respondent Speaker 2
  - v. Rebuttal: Petitioner - Any one of the Two Speakers
  - vi. Sur-rebuttal: Respondent - Any one of the Two SpeakersSur-rebuttal may be permitted only at the discretion of the Judges.
- e. The Best Speaker Award shall be determined on the basis of the individual aggregate score of the Speaker taken only from the Preliminary Rounds.
- f. The Researcher shall not be permitted to address the Court during the Oral Rounds. The Researcher may however, be permitted to pass notes to the Speakers at the discretion of the Judges.
- g. Teams are not permitted to raise issues in the Oral Rounds that have not been submitted in the Memorandum.
- h. The use of mobile phones, laptops, or any other electronic gadgets is strictly prohibited during the Oral Rounds.
- i. Participants may use their own Bare Acts, print outs and commentaries provided that anonymity is not violated during the Rounds.
- j. The decision of the Judges as to the marks allotted to each team shall be final.

- k. So as to ensure uniformity in the marking system, all Judges will be provided with a scoring guideline.

**4.2 SPLITTING OF TIME BETWEEN SPEAKERS:**

- a. Teams shall notify the Bench Clerks of the division of time between the 2 Speakers (including time reserved for Rebuttal & Sur-rebuttal) 10 minutes prior to the commencement of the Rounds.
- b. If Speaker 1 exceeds his/her reserved time, the additional time taken shall be deducted from the time reserved by Speaker 2. Similarly, if Speaker 2 exceeds his/her reserved time, the additional time taken shall be deducted from the time reserved for Rebuttals/Sur-Rebuttals as the case may be. However, this rule may not be followed if the additional time is awarded at the discretion of the Judges to not be deducted from the time of the subsequent Speaker.
- c. The finality of the decision as to the time structure and the right to Rebut or Sur-rebut shall vest with the Judges.

**4.3 COMPENDIUM:**

- a. All relevant case laws and statutory material to be passed on to the Judges during the Oral Rounds may be submitted in the form of a Compendium **10 minutes prior** to the commencement of the Rounds to the Bench Clerks.
- b. **The Compendium shall not exceed 50 pages.** The compendium **shall be printed on both sides.** Each side shall be considered as one page.
- c. The Compendium shall be returned to the participants after the completion of each Round.
- d. Participants shall ensure that anonymity is not violated while passing on any material to the Judges. If any mark, name, seal, symbol or logo of the institution/college/university is present, participants must ensure that the same is rendered unrecognizable. Violation of anonymity shall result in immediate disqualification.

**4.4 EXCHANGE OF MEMORANDUM:**

- a. The exchange of memorandums will take place on the day of Orientation **i.e. 8<sup>th</sup> February 2018**, post the inauguration ceremony.
- b. Teams are prohibited from making any marks on the memorandums thus exchanged. Teams are also prohibited from taking photocopies of such memorandums.

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- c. The opponent's memorandum shall be returned to the Bench Clerks after the completion of each Round.

**4.5 PRELIMINARY ROUNDS:**

- a. Every team shall argue twice in the Preliminary Rounds, once for the Petitioner and once for the Respondent.
- b. No two teams shall face each other more than once in the Preliminary Rounds.
- c. Each side shall get a maximum time of **30 minutes** to present their arguments of which no Speaker shall be permitted to address the Court for more than 18 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 2 minutes and the maximum time for Sur-rebuttal is 1 minute.
- d. The Total Score of the Preliminary Rounds of a team shall be only the Oral Rounds Score.
- e. The top eight (8) teams from the Preliminary Rounds shall advance to the Quarter-finals.
- f. The top eight teams shall qualify on the basis of the maximum number of wins per team. In the event there are less than 8 teams with 2 wins, the aggregate score shall be considered. In the event of a tie, the memorandum score of the team shall be considered.

**4.5.1 SCORING CRITERIA:**

- a) The following shall be the judging criteria for **all the oral rounds:**

Knowledge of Facts	20
Knowledge of Law	20
Application and Interpretation of the Law	10
Ability to Answer Questions	15
Forensic Performance	10
Courtroom Conduct	10
Prayer	5
Total	100

- b) Each Judge will score each Speaker for 100 Marks.

**4.6 ADVANCED ROUNDS:**

- a. Every team shall argue once in each of the Advanced Rounds.
- b. The qualification of teams to subsequent rounds shall be on a **knock-out** basis for each of the Advanced Rounds.
- c. The Memorandum Score shall not be considered for any of the Advanced Rounds.

**4.6.1 QUARTER-FINALS**

- i. The maximum time for arguments per side shall be the **same as in the Preliminary Rounds.**
- ii. Four (4) teams from the Quarter-finals shall advance to the Semi-finals.

**4.6.2 SEMI-FINALS**

- i. Each side shall get a maximum time of **45 minutes** to present their arguments of which no Speaker shall be permitted to address the Court for more than 25 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 5 minutes and the maximum time for Sur-rebuttal is 2 minutes.
- ii. Two (2) teams from the Semi-finals shall advance to the Finals.

**4.6.3 FINALS**

- i. The maximum time for arguments per side shall be the **same as in the Semi-finals.**
- ii. The winner of the Final Round shall be declared the Winner of the Competition.

**4.7 SCOUTING:**

- a. Scouting is strictly prohibited.
- b. Any person may submit a complaint regarding Scouting to the Organizing Committee.
- c. Teams found scouting shall be disqualified immediately.

**5. RESEARCHER'S TEST**

- a. The Researcher's Test shall be conducted on **8<sup>th</sup> February 2019**, as per the Schedule.

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- b. In a team consisting of three members, the member designated as Researcher shall take part in the test. In a team consisting of two members, one of the two Speakers shall take part in the test.
- c. Participants are requested to write only the Team Code on the answer sheet.
- d. The Researcher's Test shall be in the format of Multiple Choice Questions with the questions based on the applicable law, precedents and facts pertaining to the Moot Proposition.
- e. No additional material such as the bare text of Acts, Memorandum, etc. apart from stationery may be brought by the participant to the test and no such material shall be provided by the Organizing Committee.
- f. There will be No Negative Marking.

### 6. AWARDS

The following Awards shall be given away during the Valedictory & Prize Distribution:

*Winner of the Competition:* Cash Prize Rs.50,000 and Trophy

*Runner-up of the Competition:* Cash Prize Rs.25,000 and Trophy

*Best Memorandum:* Cash prize Rs.5,000 and Trophy

*Best Speaker:* Cash prize Rs.5,000 and Trophy

*Best Researcher:* Cash Prize Rs.5,000 and Trophy

- a. All participants of the Competition will be given Participation Certificates.
- b. All teams shall be present during the Valedictory & Prize Distribution in formals. Certificates will only be given to the teams present during the Valedictory & Prize Distribution.

### 7. ACCOMMODATION, TRANSPORT & FOOD:

- a. Accommodation shall be provided to the participating teams from the **morning of 8<sup>th</sup> February, 2019**, till the **morning of 11<sup>th</sup> February, 2018** and food will be provided from dinner on 8<sup>th</sup> February until breakfast on 11<sup>th</sup> February, 2018.

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- b. Transportation between the Accommodation and the Venue of the Competition shall be provided.
- c. All facilities shall be provided only to the registered members of a team and no additional members, parents, observers, coaches or faculty advisors shall be accommodated at any cost.

**8. MISCELLANEOUS**

**8.1 GENERAL ETIQUETTE:**

- a. Participants are expected to behave in a dignified manner and not to cause any inconvenience to the Organizing Committee, the Judges of the Competition or any of the other participants.
- b. The Organizing Committee reserves the right to take appropriate action for any unethical, unprofessional or immoral conduct.

**8.2 INTERPRETATION OF RULES & REGULATIONS:**

- a. All interpretations, as well as any waivers, consents or other decisions in the administration of the Competition are at the complete discretion of the Host Institution and the Organizing Committee.
- b. Any decision made by the Host Institution or the Organizing Committee shall be final and binding on all participating teams.

**9. CORRESPONDENCE/CONTACT DETAILS**

**9.1 REGISTRATION FORMALITIES & MEMORANDUM SUBMISSIONS:**

The physical address for correspondence for all Registration Formalities and Memorandum Submissions is:

**Organizing Committee**

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**Moot Court Association, School of Excellence in Law**

**The Tamil Nadu Dr. Ambedkar Law University**

**M.G.R Main Road, Perungudi, (Near Taramani Railway Station)**

**Chennai – 600096**

**Tamil Nadu, India.**

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Participants may keep themselves updated by following:

**Facebook:** <https://www.facebook.com/Moot-Court-Association-School-of-Excellence-in-Law-201136933274208/timeline/>

**Website:** [mca.soel@gmail.com](mailto:mca.soel@gmail.com) and [info@saprlaw.com](mailto:info@saprlaw.com)

**Instagram:** @mootcourt.soel

**e-mail ID:** [2019krr@gmail.com](mailto:2019krr@gmail.com)

**9.2 QUERIES:**

Any queries may be directed to Ms. Vinodharani Rajagopal at +91 73737 53915.

**ANNEXURE - I**  
**REGISTRATION FORM**  
(Please fill in Capital Letters)

**INSTITUTION DETAILS**

**NAME OF THE INSTITUTION/COLLEGE/UNIVERSITY:**

\_\_\_\_\_

\_\_\_\_\_

**ADDRESS OF THE INSTITUTION/COLLEGE/UNIVERSITY:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**CONTACT NO.:** \_\_\_\_\_ **E-MAIL ID:** \_\_\_\_\_

**PARTICIPATING TEAM DETAILS**

**1. SPEAKER 1**

**NAME:** \_\_\_\_\_

**GENDER:** \_\_\_\_\_ **YEAR & COURSE OF STUDY:** \_\_\_\_\_

**CONTACT NO.:** \_\_\_\_\_ **E-MAIL ID:** \_\_\_\_\_

**2. SPEAKER 2**

**NAME:** \_\_\_\_\_

**GENDER:** \_\_\_\_\_ **YEAR & COURSE OF STUDY:** \_\_\_\_\_

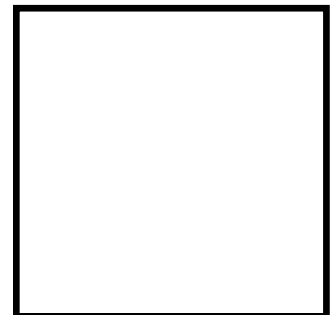
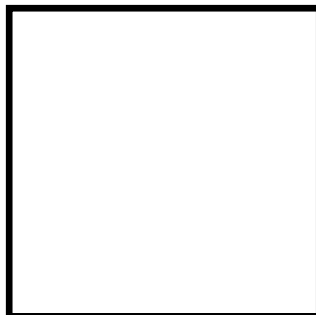
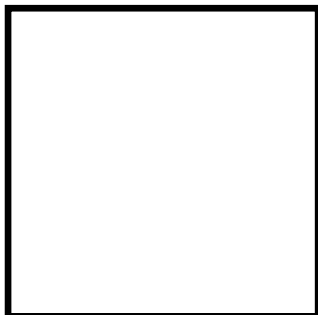
**CONTACT NO.:** \_\_\_\_\_ **E-MAIL ID:** \_\_\_\_\_

**3. RESEARCHER NAME:**

\_\_\_\_\_

**GENDER:** \_\_\_\_\_ **YEAR & COURSE OF STUDY:** \_\_\_\_\_

**CONTACT NO.:** \_\_\_\_\_ **E-MAIL ID:** \_\_\_\_\_





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**OFFICIAL TEAM CONTACT PERSON (TICK THE APPROPRIATE):**

**SPEAKER 1/SPEAKER 2/RESEARCHER**

**DEMAND DRAFT DETAILS**

**BANK:** \_\_\_\_\_ **BRANCH:** \_\_\_\_\_

**DEMAND DRAFT NO.:** \_\_\_\_\_ **DRAWN ON:** \_\_\_\_\_

**PLACE:**

**DATE:**

**SIGNATURE & SEAL OF THE HEAD OF THE INSTITUTION**

**ANNEXURE - II**

**SCHEDULE**

DATE & TIME	EVENT
23:59, 05.01.2019	Deadline for Provisional Registration
23:59, 16.01.2019	Deadline to submit Requests for Corrections & Clarifications
23:59, 12.01.2019	Deadline for Soft Copy of Registration Form & Demand Draft
23:59, 23.01.2019	Deadline for Hard Copy of Registration Form & Demand Draft
23:59, 03.02.2019	Memorial Submission Deadline, <b>Soft Copy</b>
16:30, 08.02.2019	Memorial Submission Deadline, <b>Hard Copy</b>
08.02.2019	Inauguration Ceremony and Team registration & Researcher's Test
09.02.2019	Preliminary Rounds & Quarter-Finals
10.02.2019	Semi-Finals, Finals & Valedictory Ceremony

**TENTATIVE SCHEDULE FOR ORAL ROUNDS**

<b>DATE</b>	<b>TIME</b>	<b>EVENT</b>
<b>FRIDAY 08.02.2018</b>	15:30	Formal Registration
	17:00	Inauguration of the Competition
	18:00	Researcher's Test
	18:00	Exchange of Memorials
	19:30	Dinner
<b>SATURDAY 09.02.2019</b>	07:00 - 08:30	Breakfast
	09:30 - 11:00	Preliminary Round I
	11:00 - 12:00	Tea Break
	12:00 - 13:30	Preliminary Round II
	13:30	Lunch
	16:00 - 18:00	Quarter-final Rounds
	19:30	Dinner
<b>SUNDAY 10.02.2019</b>	7:30 - 8:30	Breakfast
	10:00 - 12:30	Semi-final Rounds
	12:45 - 14:00	Lunch
	14:00 - 17:00	Final Round
	17:00	Valedictory & Prize Distribution
	19:30	Dinner

The above schedule is subject to change by the Organizing Committee. Participants will be duly informed if any such changes are made.