

**INTERNATIONAL INSOLVENCY & BANKRUPTCY MOOT COURT COMPETITION
FOURTH EDITION: January (08 – 10), 2021**

**CENTRE FOR TRANSNATIONAL COMMERCIAL LAW
NATIONAL LAW UNIVERSITY DELHI**

FORMAT & GUIDELINES FOR MEMORANDUM

NOTE: As a common concern arises through multiple clarifications by the teams, we would like to acknowledge a slight error on our part. While the rules, on page 6, go on to state that only one written memorandum would be required, we wish to clarify that this is not the case. Page 11 of the moot proposition goes on to state that a memorandum on part of both parties is a requirement that must be met by all participating teams, and the same shall be adhered to. Hereby clarifying that 2 memorandums are required to be made as submissions for each team, firstly on behalf of Mr Ravi Shankar and Mr Deepak Dev, and secondly on behalf of Mr James McNulty, SPL, and HSBC on the other side.

COVER PAGE

This part must include team code (Each team will be assigned an identification number. This has to appear in the uppermost right-hand corner of its front memorial cover), the title of the matter and the name of competition and year. The sample is attached at the end.

TABLE OF CONTENTS

LIST OF ABBREVIATIONS

TABLE OF AUTHORITIES

STATEMENT OF FACTS

Briefly point out the relevant facts from the moot proposition. The page limit for this section is **2 pages**.

ISSUES RAISED

Enumerate the identified issues on behalf of all the parties. As per the directions of the Hon'ble NCLT, *vide* its order dated 25.10.2020, the Hon'ble Tribunal has specified the order in which parties are to appear, accordingly, two memos of arguments / written submissions covering the arguments of respective parties as follows shall be prepared:

<ol style="list-style-type: none"> 1. Issues on behalf of Mr Ravi Shankar (enumerate the issues) 2. Issues on behalf of Mr Deepak Dev (enumerate the issues) 	<ol style="list-style-type: none"> 1. Issues on behalf of Mr James McNulty (enumerate the issues) 2. Issues on behalf of SPL (enumerate the issues) 3. Issues on behalf of HSBC (enumerate the issues)
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ANALYSIS OF ISSUES

In **15 pages** participants are required to include a thorough analysis of all issues taking in consideration all the parties as per the moot proposition.

OTHER CLARIFICATIONS

1. To facilitate anonymous grading, names of the team members and the institution they represent must not appear on the memorial.
2. The teams may add other issues in addition to the 'key issues identified' if they think it is necessary.
3. Each participating side (corporate debtor, operational creditors and so on) may raise different issues.
4. The page limit for '*Analysis of issues*' mentioned is for all the parties combined and not each party individually.
5. Plagiarism in the analysis of the issues will lead to immediate disqualification. Plagiarism refers to (but may not be limited to) cases of using another person's words without attributing credit to that person, such as copying or paraphrasing text and/or using the same string of views laid down in the works of another person without proper attribution and citation to the author of the source. This is left to the determination of the memo judges who may make use of Turnitin apart from their judgement. A passage in the answer may be deemed plagiarized regardless of intent of the team, whether it was just overlooked, whether someone forgot to check, or whether it was done with complete innocence.

FORMATTING GUIDELINES

1. It is the responsibility of each participating team to ensure that the electronic copies of the memoranda:
 - a. Can be opened with Microsoft Office 2013 or Microsoft Office 2010 (.docx format) and Adobe Acrobat Reader 9 (.pdf format).
 - b. The attachments shall be named according to the team code and the party for which the memorial is proposed.
2. The memorial also includes the headers, footers, page numbers and headings.
3. All parts of the memorial shall be typed on A4 sized paper/format, with the following mandatory formatting specifications:
 - a. Font Type: Times New Roman
 - b. Font Size: 12
 - c. Line Spacing: 1.5
 - d. Margins: 1 inch on each side
4. For footnotes, the formatting specifications are:
 - a. Font Type: Times New Roman
 - b. Font Size: 10
 - c. Single Spacing between lines; double spacing between two footnotes (6 points before and after)
 - d. Citation Style: **BLUEBOOK**
5. The memoranda shall not contain any annexure, photographs, graphs, diagrams or any other representation of like nature.
6. Footnotes should be limited to only citations or any other information relevant to the arguments. In no event shall footnotes contain extra or irrelevant information and in no case shall footnotes contain arguments

PENALTIES

7. Any memorandum violating any of the specifications mentioned above will be penalized according to the following scheme:
- a. Late submission of the memorials after the last date of submission as prescribed:
(-) **1 mark** each exceeding hour.
 - b. Exceeding page limit of any section with a prescribed word limit as mentioned:
(-) **3 marks** per page.
 - c. Not following the proper font size, font type, line spacing [memoranda and/or footnotes] as mentioned: (-) 1 mark per page.
 - d. Not compliance with prescribed page margin, page size etc: (-3) one-time penalty.
 - e. Omitting to include the stipulated parts in the cover page as mentioned in Rule (iv):
(-) 1 mark per part included extra/not included.
 - f. Failure to include a specified part in the memorial as mentioned: (-) 2 marks per specification.

Provided that that the total **formatting** penalties levied on a memorial shall not exceed 20 points.

NOTE - The Organizing Committee reserves the right to interpret/amend/modify the rules and the format with due notice. Decision of the committee shall be final and binding for any issue arising.

TEAM CODE: XXX

INSOLVENCY AND BANKRUPTCY MOOT COURT COMPETITION 2020

IN THE MATTER OF

XXXXXX, CORPORATE DEBTOR

[CASE NUMBERS, as applicable]

WRITTEN SUBMISSIONS ON BEHALF OF THE XXXX, YYYY, ZZZZ (as applicable)