

FINAL REPORT

European Human Rights Moot Court Competition

ELSA International 2017/2018

1. Foreword by Michelle Goossens

Vice President for ELSA Moot Court Competitions ELSA International 2017/2018

Dear Reader,

The International Board of ELSA for the 2017/2018 term hereby presents to you the Final Report concluding the 6th edition of the European Human Rights Moot Court Competition.

The European Human Rights Moot Court Competition works as a unique contribution to university curricula in helping students understand the principles and implementation of Human Rights. Through the European Human Rights Moot Court Competition ELSA wishes to answer to the need for an English language moot court competition on Human Rights voiced by students across Europe. We wish to enable law students to deepen their understanding of law and practice their skills outside of the lecture halls of their universities and in an international environment. Participation in a competition such as the Human Rights Moot Court will help them build a professional profile already during their studies and prove their skills immediately upon entering professional life. The trend concerning the functioning of the European Human Rights system is to increase the role of national courts in these matters and to reduce the case burden of the European Court of Human Rights. As a consequence, Council of Europe member states will need lawyers with a strong command of the European Convention on Human Rights and its implementation on national level. The European Human Rights Moot Court Competition is a project with a significant impact on the way future lawyers understand and apply the European Convention on Human Rights.

I could not imagine a more rewarding moment for the head of the organization of this Competition than standing in the middle of the Salle d'Audience while addressing Judges, Ambassadors, Lawyers and other distinguished guests and, most importantly, the students that participated in the Competition. We could observe their development from the first day of the Preliminary Rounds until their Grand Final performances. You can see with your own eyes the impact that the Competition has in real life, how we are accomplishing all our goals and providing them with a platform to future develop their legal and practical skills in an international environment. In the Competition, we always have a winner. However, it is not about winning, it is about being brave enough to compete. Therefore, I would like to once again congratulate all the teams for being so brave and dedicated – you are all winners!

The 6th edition of the European Human Rights Moot Court Competition gave us a number of over 100 teams registered for the Competition, from over 30 different countries, from which the best students arrived in February to the home of Human Rights, Strasbourg, to participate in the Final Round. The Competitions Final took place from the 1st to the 5th of May 2018. We are very grateful towards all of the Competition's Judges, who shared their experience and challenged the teams in order for students to reach and cross their limitations. We were honoured for having with us members from the European Court of Human Rights, alongside members of EHRA, lawyers from the Court, Council of Europe and representatives of the Permanent Representations to the Council of Europe.

The Council of Europe has been from the beginning the biggest partner and supporter of the Competition. We are very honoured and proud of our strong partnership. We would like to especially thank Ms Barbara Orkwiszewska and Ms Sophie Lobey for an incredible amount of help, assistance and guidance throughout the whole 6th edition of the Competition.

The European Human Rights Moot Court Competition cannot take place without our sponsors, and we would therefore like to express our gratitude towards the Danish and the Ukrainian Permanent Representations. I would also like to thank the European Human Rights Association for their help and guidance throughout the competition.

Lastly, I would like to thank the ELSA International Team, namely Konrad Korzeniowski and Gertrud Metsa for their tremendously hard work and dedication, the volunteers from ELSA Strasbourg and the International Board of ELSA – all in all, the whole Organizing Committee. I appreciate all your efforts during the Final Round in Strasbourg. Thank you for making this Competition another success.

I would like to thank once again everyone involved in the Competition and all the teams participating in it. It was a pleasure together with all of you to strengthen the understanding in Human Rights and to educate young lawyers in this particular field of law. Thank all of you for being a part of this journey.

Warm wishes,

Michelle Goossens

A handwritten signature in black ink, appearing to be 'MG' or similar initials, written in a cursive style.

Vice President for ELSA Moot Court Competitions
ELSA International 2017/2018

2. Overview of the competition

The sixth edition of the European Human Rights Moot Court was launched in the first week of August 2017. The clarification questions from the teams regarding the case were sent in and published during October, and the team registration was open until the first week of November 2017. The competition is twofold – firstly, there is a Europe-wide written phase in which the teams send in Written Submissions for the Applicant and the Respondent. The Final Round is the last stage of the Competition, where the best twenty teams selected through the written part compete against each other.

The Final Round of the 6th EHRMCC took place between the 1st to the 5th of May 2018. The Final Oral Round commenced with an Opening Ceremony at the residence of the Ambassador of the Permanent Representation of Ukraine to the Council of Europe in Strasbourg. All pleadings took place at the Council of Europe and the European Court of Human Rights venues. The Competition is a unique opportunity for students to gain practical experience comparable to real pleading in front of the European Court of Human Rights, while they are presenting their arguments for both sides of the case in front of the best human rights experts. 20 teams were competing with each other in 6th edition Finals. The Grand Final between two teams took place in the Salle d'Audience, the biggest court room in the European Court of Human Rights building. The winners were announced by Simon Palmer, the Chairman of the EHRMCC Jury, and awarded prizes together with the Secretary General of the Council of Europe, Thorbjørn Jagland. An Award Reception was hosted by the Danish Permanent Representation to conclude the Final Round.

The case and all other important documents of the sixth edition can be found and downloaded on the new website www.ehrmcc.elsa.org.

3. The Written Round

In order to qualify for the Final Oral Round in Strasbourg held at the European Court of Human Rights, the teams dispatched their Written Submissions both for the Applicant and the Respondent.

The Jury, consisting of Human Rights experts from all over Europe, was assessing Written Submissions from November to December in order to select the 20 best teams, that were announced on January. Each Written Submission has been scored by two different Judges. Out of over 100 teams which completed the registration procedure, 76 sent their Written Submissions.

The Announcement of Finalists took place in February 2018.

The following table indicates the scores and the ranking of each team.

The Overall Score is calculated as follows: (Average Scores Applicant Written Submission + Average Scores Respondent Written Submission – Penalty Points) divided by 2.

Team Number	Applicant	Respondent	Overall
49	39,25	39	39,1250
61	39	39	39,0000
78	38,75	38,5	38,6250
80	38,5	37,5	38,0000
87	36,5	36,5	36,5000
63	36	36	36,0000
66	36	36	36,0000
52	37,25	34	35,6250
22	36,75	34	35,3750
74	34,25	36,25	35,2500
67	38	32	35,0000
47	28,25	39	33,6250
42	35,25	29,56	32,4050
77	36,75	24,75	30,7500
13	32,35	28,75	30,5500
44	31,5	29,5	30,5000
40	33,25	27,5	30,3750
14	29,75	29,75	29,7500
29	27,5	31,75	29,6250
33	28	30,25	29,0125
65	28	30	29,0000
30	28,75	29	28,8750
39	28,5	28,25	28,3750
5	23	33,5	28,2500
31	27	29,25	28,1250
36	28,75	27,5	28,1250
69	24,75	31	27,8750
45	30,5	24,5	27,5000
75	31,25	23	27,1250
34	27	26,75	26,8750
27	19,5	33,75	26,6250
93	38,25	15	26,6250
38	26	26,5	26,2500
43	30	21,25	25,6250
3	31,25	19	25,1250

9	22,5	27,75	25,1250
94	31,25	19	25,1250
25	18,5	30,75	24,6250
37	28,75	20,5	24,6250
10	18,5	29,75	24,1250
32	30	18	24,0000
62	24	23,75	23,8750
11	20,75	25,75	23,2500
53	21,25	25,25	23,2500
28	25	21,25	23,1250
98	23,5	22,25	22,8750
35	16,5	28,5	22,5000
24	24	20,5	22,2500
91	22,5	22	22,2500
18	27,5	16,25	21,8750
57	24	19,5	21,7500
95	27,25	15,25	21,2500
15	24,75	17	20,8750
16	24,75	16,25	20,5000
6	20	20,5	20,2500
12	21,5	18,5	20,0000
50	22	17,5	19,7500
54	18,5	18,5	18,5000
76	15,5	21	18,2500
26	15,75	20	17,8750
58	19	16,75	17,8750
7	16,75	17,5	17,1250
56	10	23	16,5000
85	15	16,25	15,6250
84	12,5	17,5	15,0000
60	12,5	17	14,7500
82	15	11	13,0000
19	9,5	15,25	12,3750
70	11	12	11,5000
64	9	13	11,0000
83	10	11,5	10,7500
92	10,5	11	10,7500
17	10,5	10,5	10,5000
102	12	8	10,0000

- **Best Written Submission: Applicant**
Team 49 - University of Grenoble Alpes, France
- **Best Written Submissions: Respondent**
Team 47 - Democritus University of Thrace, Greece
Team 49 - University of Grenoble Alpes, France
Team 61 - Ukrainian Catholic University, Ukraine

4. The Final Round

The best 20 teams chosen out of over 100 registered teams had the unique opportunity to take part in the Final Round which took place at the Council of Europe and at European Court of Human Rights from the 1st to the 5th of May 2018 in Strasbourg, France.

In the morning of the 4th the four best teams pleaded in the Semi-Finals in front of a Jury of five members. The two chosen Finalists were IE University and King's College London, who competed in the Hearing Room of the European Court of Human Rights in front of the Jury, consisting of nine Judges.

During the Award Ceremony, the Winner, Runner-up, Best Orator and Best Written Submission were awarded by the prizes by the Secretary General of the Council of Europe, Thorbjørn Jagland, and Simon Palmer.

5.1 Team Scores

a) The Preliminary Rounds

In each Oral Pleading, three Judges assessed the teams basing on four individual criteria:

1. **COMMAND OF THE ISSUES:** Recognition, displaying, weighing and proper analysis of legal issues.
2. **ARGUMENTATION:** Logic, reasoning, persuasiveness of arguments; Ability to analogise with legal or general scenarios; Rebuttal/Sur-rebuttal is correctly utilised.
3. **LEGAL ANALYSIS:** Identification, knowledge, understanding, analysis of the applicable treaties/law and jurisprudence.
4. **STYLE:** Organisation and structure of arguments; Response to Panellist questions; Eloquence and clarity of presentation; Teamwork, time management.

In the Preliminary Rounds teams were ranked according to the total score of their OP (90 %) and their WS (10 %)

Team	WS	Prelim. 1 Judge 1	Prelim. 1 Judge 2	Prelim. 1 Judge 3	Prelim. 2 Judge 1	Prelim. 2 Judge 2	Prelim. 2 Judge 3	Average OP	Total
14	29,75	29,75	29,75	29,75	24,75	25,75	27,75	27,91666667	28,1
22	35,375	32,25	30,5	31,375	24,25	26	25,125	28,25	28,9625
29	29,625	31,25	23,25	27,25	19,75	29,25	24,5	25,875	26,25
33	29,0125	31,5	31,5	31,5	17,25	17,25	17,25	24,375	24,83875
40	30,375	30,75	30,75	30,75	33,25	33,25	33,25	32	31,8375
42	32,405	29,5	27,5	28,75	36	33	34,25	31,5	31,5905
44	30,5	25,5	24,5	27,5	24,5	27	32	26,83333333	27,2
47	33,625	13,25	13,25	13,25	25,75	25,75	31,75	20,5	21,8125
49	39,125	30,5	30	30,25	26,5	28,75	27,625	28,9375	29,95625
52	35,625	27,5	33	30,25	24,5	12,25	18,375	24,3125	25,44375
61	39	27	27,5	29,25	22,25	23,75	22,5	25,375	26,7375
63	36	33	31,5	32,25	32	31	35,5	31,95	32,355
65	29	28	28	28	36,75	36,5	34,75	32	31,7
66	36	35,25	35,25	35,25	38,25	37	39,25	36,70833333	36,6375
67	35	36,25	36,25	36,25	36,5	36,5	36,5	36,375	36,2375
74	35,25	19,5	19,5	19,5	24,25	25,25	24,75	22,125	23,4375
77	30,75	20	20	20	25	25	25	22,5	23,325
78	38,625	20	20	20	25,75	20,25	28,25	22,375	24
80	38	35,5	31	33,25	39,25	37	33,75	34,95833333	35,2625

b) Semi-Final

Semi Final 1						
Team	Judge 1	Judge 2	Judge 3	Judge 4	Judge 5	Total
66	31	23,25	24,25	35,5	28,5	142,5
63	36,25	24,5	31,25	25,5	29,375	146,875

Semi Final 2						
Team	Judge 1	Judge 2	Judge 3	Judge 4	Judge 5	Total
67	28,75	32,5	29	29,75	29,25	149,25
80	33,5	35,75	35,5	32,5	32,25	169,5

c) Grand Final

Final									
Team	Judge 1	Judge 2	Judge 3	Judge 4	Judge 5	Judge 6	Judge 7	Judge 8	Total
63	36	26	30	28	32,25	30	29	27	238,25
80	34	34	33	32	33,75	32	26	30	254,75

- **Winner:** Team 080, IE University, Spain
- **Runner-up:** Team 063, King's College London, United Kingdom

5.2 Speakers Scores

A minimum of two team members and a maximum of three team members presented their Oral Pleading. Each orator had to speak for at least seven (7) minutes during the main pleading.

a) Individual Orator Scores - Preliminary Rounds

		Preliminary Rounds						Total
		Preliminary round 1			Preliminary round 2			
Name	Team no.	Judge 1	Judge 2	Judge 3	Judge 1	Judge 2	Judge 3	Total
Harry Johnston	40	35	35	35	34,25	34,25	34,25	207,75
Andreea Iulia Marton	65	33,75	33,75	33,75	33	35,25	34,75	204,25
Andreea Bianca Geangalau	65	27,5	27,5	27,5	40	37,5	38	198
Alice Beech	67	28,75	28,75	28,75	36,75	36,75	36,75	196,5
Norah Alsemari	63	33	32	32,5	29,25	29,5	29,375	185,625
Cassandra Paulet	49	31,5	29,5	30,5	28	25,75	26,875	172,125
Marine Annette	49	27,75	29	28,375	26	29,25	27,625	168
Christian Eriksson	29	30,25	25,75	28	21,5	31	26,25	162,75
Patulea Bianca-Alexandra	52	30,25	38	34,125	25,75	14	19,875	162
Oleksandr Kozhukhar	61	30	30,75	31,5	20	23,5	25,5	161,25
Doriana Treta	65	19,75	19,75	19,75	32,5	31	31,5	154,25
Diana Passinke	40	22,25	22,25	22,25	28,5	28,5	28,5	152,25
Agnes Rydberg	29	32,25	21,5	26,875	18	26,75	22,375	147,75
Sara Zotaj	77	22,5	22,5	22,5	22	22	22	133,5
Selihom Yohannes	52	22,75	29,75	26,25	22,5	12	17,25	130,5
Juna Hicka	77	20	20	20	23,5	23,5	23,5	130,5
Matthew Cobb-Clark	67	40	40	40				120
Wing Sum Chan	66				38,25	39,25	38,75	116,25
Elizabeth Brumby	66	37,25	37,25	37,25				111,75
Marie Trapet Llamas	80				39,5	37	34	110,5
Benjamin Jones	40	36,5	36,5	36,5				109,5
Tadhgh Barwell O'Connor	67				36,25	36,25	36,25	108,75
Harmish Mehta	66				38	32	38	108
Luis Moyano García	80				38,75	36,75	31	106,5
Daniel Staruch	42				36,75	33	34	103,75
Aida Fernández Láez	80	37	32	34,5				103,5
Filip Vlček	42				36,5	33,25	33	102,75
Kevin Roche	66	33,5	33,5	33,5				100,5
Thomas Mackie	40				32,75	32,75	32,75	98,25
Marit Thomasdotter	80	34	29,5	31,75				95,25
Momme Brooks-Petersen	14	31,5	31,5	31,5				94,5
Nedko Radev	22	31,75	31	31,375				94,125

Semyon Valyavskiy	33	30,5	30,5	30,5				91,5
Yanita Dzhunova	22	32,25	27	29,625				88,875
Marek Pivoda	42	30,5	28,75	29,25				88,5
Megi Reçi	77				28,75	28,75	28,75	86,25
Clara Maria Lehner	14	28,5	28,5	28,5				85,5
Evangelia Sakarellou	47				25,25	25,25	34,25	84,75
Rachel Woodward	44				25,75	27,25	30,75	83,75
Alexandra Iordanidu	47				25,25	27,75	30,75	83,75
Baira Bembeeva	33	27,75	27,75	27,75				83,25
Marie Poppeová	42	27,25	26,5	28				81,75
Friederike Schröer	14				23,5	27	30,5	81
Rachel Carroll	44	26,25	27	27				80,25
Anna Rubbi Rovirosa-Madrado	44	24,5	27	28,25				79,75
Lucas Freitag	14				26	26	26,5	78,5
Ayobami Thomas	44				22,75	23,5	32	78,25
Sila Karakoc	78				28,25	25,75	22,75	76,75
Hristina Dincheva	22				23,25	27	25,125	75,375
Emanuil Kolev	22				25	24,5	24,75	74,25
Mariia Hrynyshyn	61	24,25	24,25	24,25				72,75
Marija Ana Brncic	74				23,25	25	24,125	72,375
Mia Petricusic	74				23,75	24,5	24,125	72,375
Olena Kandyia	61				23,5	23,25	22,5	69,25
Jelena Ljubicic	74	23	22,75	22,875				68,625
Hüseyin Furkan Karacam	78				20,25	24,5	20,75	65,5
Alena Gerashchenki	33				20,5	20,5	20,5	61,5
Mualla Betül Özkan	78	20,25	20,5	20,375				61,125
Katarina Sestan	74	19,5	19,75	19,625				58,875
Aybüke Akdag	78	19,25	20	19,625				58,875
Afroditi Maria Arnogiannaki	47	16,5	16,5	16,5				49,5
Olga Ganina	33				15,5	15,5	15,5	46,5
Efthalia Dolka	47	13	13	13				39
George Collecott	63	31,75	30,75	31,25	34,75	32	33,375	36,5
Coline Bouvier	49							0
Lucile Monnier	49							0
Marta Levytska	52							0
Khrystyna Derkach	61							0
Dan Fox	67							0
Eriona Prençi	77							0

Individual results after Preliminary Rounds:

Best Orator of Preliminary Rounds: Harry Johnston

b) Individual Orator Scores – Semi Finals

		Semi Final						
Name	Team no.	Judge 1	Judge 2	Judge 3	Judge 4	Judge 5	Total	
Marie Trapet Llamas	80	35	36,5	35,75	33,25	35,75	176,25	
Luis Moyano García	80	32,5	34,75	33,25	32,25	30,75	163,5	
Tadhgh Barwell O'Connor	67	29,5	32,5	33,25	29	30,25	154,5	
George Collecott	63	36,5	26,75	33	26,5	30,6875	153,4375	
Elizabeth Brumby	66	30,5	23,5	23,75	37	28,6875	143,4375	
Kevin Roche	66	31,5	24,25	24	34,75	28,625	143,125	
Alice Beech	67	28,25	31,25	25	30,25	27,75	142,5	
Norah Alsemari	63	34,25	24	30,5	24,5	28,3125	141,5625	

Best Orator of the Semi-Finals: Marie Trapet Llamas

c) Individual Orator Scores – Grand Final

		Final								
Name	Team no.	Judge 1	Judge 2	Judge 3	Judge 4	Judge 5	Judge 6	Judge 7	Judge 8	Total
George Collecott	63	38	33	30,25	31	35	31,75	32,5	31	262,5
Marie Trapet Llamas	80	34	32,25	31,75	32	33,5	33,25	23	31,25	251
Luis Moyano García	80	30,25	31,5	29	26	30,5	32,25	25,5	20	225
Norah Alsemari	63	30,75	32,5	21,25	26	31,25	26,5	27	28,75	224

Best Orator of the Grand Final: George Collecott

5. The Jury

The Jury of the Final Oral Round consisted of experts in the field of Human Rights from various areas. I would like to thank the Jury for their passion, enthusiasm, time and mostly for sharing their experience and knowledge.

- Agnieszka Szklanna
- Alexandra Dubova
- Ana Medarska Lazova
- Anna Maralyan
- Cameron-Wong McDermott
- Caoimhe Tierney
- Clare Brown
- David Milner
- Depheny Frost
- Emil Ruffer
- Evgueni Boev
- Gergo Kocsis
- Guenter de Schepper
- Guenter Schirmer
- Jan Kratochvil
- Kirill Belogubets
- Kresimir Kamber
- Lucie Nesporova
- Lucja Miara
- Marina Makarova
- Michelle Lafferty
- Nina Kaitmazova
- Rosita Pettinato
- Simon Palmer
- Thibaut Larrouturou
- Zoe Bryanston Cross

We also would like to thank the Members of the Jury who could not attend the Final Oral Round but who have served as Judges for the Written Submissions scoring. Without their dedicated time, the quality of the competition would not be where it is today.

6. The Organising Committee

Without the hard work of the Organising Committee before and at the competition itself, the Final Round would not have taken place. Thank you for all the hard work you put in organizing and running the 6th edition of the EHRMCC. I would like to express my extreme gratitude towards the following Members of ELSA and my Board Members from the International Board of ELSA:

- Konrad Korzeniowski – Director for the EHRMCC
- Gertrud Metsa – Assistant for Teams for the EHRMCC
- Anastasia Kalinina – President of ELSA
- Elena Maglio – Treasurer of ELSA
- Krzysztof Rumpel – Vice President for Marketing of ELSA
- Aneta Korcova – Vice President for Student Trainee Exchange Programme
- Dagmara Gawronska – IOC
- Karolina Fras – IOC
- Margot Rumpel – IOC
- Emma Stearns – ELSA Strasbourg
- Alexane Vialle – ELSA Strasbourg
- Ezgi Erol – ELSA Strasbourg