

APPENDIX A:

GUIDELINES FOR WRITTEN SUBMISSIONS AND ORAL PLEADINGS

These guidelines shall assist the teams while preparing their Written Submissions and Oral Pleadings. They form an integral part of the Rules and thus must be followed.

1 Written Submissions

- 1.1 Please read Section 4.1 of the Rules for the general instructions.
- 1.2 The title of the word documents shall include: team number, applicant or respondent submission.
- 1.3 The scoring of the written submissions can be up to 40 points in total. The Jury has to consider the following points: weighing of legal issues, argumentation (logic, reasoning), legal analysis (law, treaties, analysis and application), style (grammar, organisation of arguments).

2 Footnotes and referencing

- 2.1 Pleading is not allowed in the footnotes. The footnotes shall only include references to books, articles et cetera, and shall not include explanations to the main text (sentences).
- 2.2 Style of referencing should be unified and give clear indication of the used source.
- 2.3 Endnotes are not allowed.
- 2.4 Correct footnote:
Janis, Kay and Bradley (2008), p. 19.
- 2.5 Correct referencing:

Books:

Janis, Mark W./ Kay, Richard S./ Bradley, Anthony W., European Human Rights Law: Text and Materials, 3rd edition, Oxford University Press, 2008.

Articles:

Battjes, Hemme, The European Court of Human Rights and immigration: limits and possibilities, European journal of migration and law; vol. 11, nr. 3, 2009.

Case law:

Axel Springer AG v Germany, app. no. 39954/08

3 Oral pleading

- 3.1 Please read Section 4.2 of the Rules for the general instructions.
- 3.2 ELSA International will inform the teams about their pleading times the night before the Final begins.
- 3.3 Before the main oral pleading, the teams shall introduce themselves and their team members (this time will not be included in the main oral pleading time).
- 3.4 The team introduction shall include: the names of the team members, their order of speaking (including the team members that will just assist the speakers), the issues which will be dealt with and the team member that will be responsible for rebuttal/sur-rebuttal.
- 3.5 The Jury will give the floor first to the applicant and then to the respondent. After their main oral pleadings (35 minutes each team, 70 minutes for both sides in total), the applicant may present their rebuttal and the respondent their sur -rebuttal (5 minutes each, a total of 10 minutes for both sides).
- 3.6 Questions and clarifications from the Jury are allowed at any time and these are included in the main oral pleading time.
- 3.7 Laptops, books, pleading cards or time cards are allowed.
- 3.8 Dress code for the pleadings is strictly business.
- 3.9 Timekeepers will be present during the pleadings to keep track of the time and assist the Jury and the teams with time cards.
- 3.10 The scoring of the oral pleadings can be up to 40 points in total. The Jury has to consider the following points: weighing of legal issues, argumentation (logic, reasoning), legal analysis (law, treaties, analysis and application of it), style (grammar, organisation of arguments), teamwork, and answering to Judges' questions

Best of luck to all participating teams!