

THE  
JOHN H. JACKSON  
MOOT COURT COMPETITION



The European Law Students' Association

# APPENDIX C

GUIDELINES FOR THE WRITTEN SUBMISSIONS 2022/2023

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## THE JOHN H. JACKSON MOOT COURT COMPETITION

2022/2023  
21st Edition

TECHNICAL SUPPORTER



WORLD TRADE  
ORGANIZATION

## Written Submissions Guidelines of the 21<sup>st</sup> edition of the John H. Jackson Moot Court Competition

### 1. General remarks

- 1.1 The Score of each Oral Preliminary Round also includes the Score of the respective Written Submissions.
- 1.2 40% of the Overall Written Submission Scores will count towards the Overall Team Score at the conclusion of the Preliminary Rounds of an Oral Pleading Round.

### 2. Form Requirements

- 2.1 Format your document according to the Form Requirements at the commencement.
- 2.2 Either use *track changes* as this will help you keep a record of changes or use a draft document system (e.g. JHJMCC\_Complainant\_Written Submission\_Draft #21).
- 2.3 Always create a minimum of two back up electronic copies of your work.
- 2.4 Double-check your Written Submissions before dispatch to ensure they comply with the Rules.

### 3. Contents of the Written Submissions

- 3.1 Once you understand the legal claims as presented by the Case Author, you must identify the relevant WTO Law at issue and analyse the facts in that context.
- 3.2 Be sure to review the specific WTO Agreements identified by the Case Author, as well as any other relevant policy (trade, health, intellectual property etc.).
- 3.3 Identify the relevant WTO Agreements and specific articles as well as the elements required to substantiate or reject the legal claims.
- 3.4 Keep your arguments simple and use plain English so that every reader can understand your proposition.
- 3.5 Use simple structures, avoid too many words to express a single concept, and also avoid using double negatives or the passive voice.
- 3.6 Pay attention to the use of correct English grammar and punctuation.
- 3.7 Authorities in footnotes may be referred to in an abbreviated form if the full reference is stated in the List of Reference and List of Abbreviations.
- 3.8 National legislation and cases should be cited as generally done in that particular jurisdiction.
- 3.9 Example of a correct footnote taken from a 2008- 2009 John H. Jackson Moot Court Competition Written Submission:
  - 1. Marceau and Trachtman (2002), 822–3; Tamiotti (2007), 217.
  - 2. Howse and Regan (2000); Hudec (2000), 198; Hudec (1998), 635.
  - 3. ABR, EC–Bananas III, [233]; ABR, Canada–Autos, [140]; VCLT, Art 31(1).
  - 4. PR, Canada—Autos, [10.23]; PR, EC—Biotech, [7.2514]; ABR, DR—Cigarettes, [96].



- 3.10 Example of an incorrect footnote taken from a 2008-2009 John H. Jackson Moot Court Competition Written Submission:  
“The TBT does not contain provisions that exude its compatibility with the GATT. Therefore, if the EA is found to be TBT consistent, said finding, does not exclude the application of the GATT. (Marceau and Trachtman 2002, 875).”

#### 4. Resources

- 4.1 The Case Author has provided a list of relevant primary material at the end of the Case.  
4.2 The best research material may be found on the WTO’s website (WTO Analytical Indexes, general information).  
4.3 World Trade Law is a good site for information on WTO Agreements and Cases [www.worldtradelaw.net](http://www.worldtradelaw.net)  
4.4 Trade Law Guide is also an innovative tool for researching WTO law [www.tradelawguide.com](http://www.tradelawguide.com)  
4.5 For advice in citing materials, please refer to the Oxford University manual titled: Oxford.  
4.6 Standard Citation of Legal Authorities (OSCOLA) at [www.law.ox.ac.uk/oscol](http://www.law.ox.ac.uk/oscol)

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