

## Unified Evaluation Criteria

These Unified Evaluation Criteria (hereinafter UEC) were developed for the International Moot Court and Mediation Competition to ensure objective and efficient assessment of the contestants' performance during Written and Oral Rounds of the Moot.

The main aim of UEC is to provide contesting teams with a set of clear and non-ambiguous criteria of positive and negative assessment concerning memoranda, litigation and mediation stages of the Moot.

<b>UNIFIED EVALUATION CRITERIA</b>						
<b>criteria</b>	<b>explanation</b>	<b>Excellent</b>	<b>Very good</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Poor</b>
<b>memoranda criteria</b>						
facts of the case	understanding substantial facts of the case, how they are determined and interpreted by the team in order to amplify legal standing of the party	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
legal issue	correct identification of the legal issue, or the main question(s) brought before the court for consideration	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
legal opinion	knowledge of law in general including relevant doctrine(s), understanding of applicable precedents and/or recent court practice with respect to the legal issue in question	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
applicable legislation	knowledge and understanding of applicable domestic and international legislation, laws, rules and regulations, both substantial and procedural	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
arguments	relevance of legal arguments used to justify and uphold the party's position	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
cases	number of applicable precedents analyzed by the team	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0

coherence and cohesion	cause and effect linkage of the narration, logical flow of the arguments, logical connection between the sentences, paragraphs and chapters of the text	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
structure	memorandum shall include description of the facts, arguments of the party, reasoning and other elements as set out in the rules and guidelines	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
format	text and footnotes format requirements as set out in the rules and guidelines	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
<b>total score</b>		<b>/100</b>				
<b>litigation criteria</b>						
facts of the case	knowledge of the facts of the case, their objective and exact interpretation	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
applicable law	correct references to all applicable sources of law, doctrines and legal opinions;	<input type="checkbox"/> 20	<input type="checkbox"/> 15	<input type="checkbox"/> 10	<input type="checkbox"/> 5	<input type="checkbox"/> 2
reasoning	arguments are arguments are logically structured, coherent, legally based and appropriately used to justify the team's statements and undermine the opponent's position	<input type="checkbox"/> 25	<input type="checkbox"/> 20	<input type="checkbox"/> 15	<input type="checkbox"/> 10	<input type="checkbox"/> 5
rebuttals	brief and well-directed arguments presented during rebuttals and sur-rebuttals	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
questions and answers	quick and in-depth answers to the Arbitrators' questions, eloquent legal argumentation on the spot, overall strategic approach	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
presentation	presentation skills of the team: professional attitude, appropriate legal vocabulary including knowledge and usage of procedural terms, eye	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0

	contact with Arbitrators and opponents when necessary, body language					
structure	structure of the litigators' speech when addressing facts or questions, logical connection between the arguments, timing and order	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
<b>total score</b>		<b>/100</b>				
<b>mediation criteria: negotiation teams</b>						
Following the mediation procedure	The team follows the mediation procedure and achieves the goals of each stage efficiently applying mediation techniques (caucus, cross-caucus, breaks) to progress in negotiations	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
Team work: client and lawyer	The team shows consensus between the client and the lawyer and effectively communicates with each other, provides mutual back up and supports each other while sharing responsibility appropriately	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
Advancing the team's interests	The team ensures their interests which acknowledging the interests of the other party, demonstrates the flexibility in the negotiation strategy to achieve the win-win solution.	<input type="checkbox"/> 20	<input type="checkbox"/> 15	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5
Information gathering	The team asks relevant open-questions trying to understand the other party perspective and concerns, demonstrates sufficient active listening skills	<input type="checkbox"/> 10	<input type="checkbox"/> 7	<input type="checkbox"/> 5	<input type="checkbox"/> 2	<input type="checkbox"/> 0
Collaborating with the other party	The team creates the collaborative atmosphere to progress in the negotiations, applies the problem-solving approach and makes appropriate use of the confidential information in order to establish mutual	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2

	trust while still advancing the teams interest.					
Developing and evaluating options	The team provides creative options that correspond the both parties' interests, makes the effective use of the brain-storming and other techniques to generate options, separates the process of creating options and	<input type="checkbox"/> 15	<input type="checkbox"/> 12	<input type="checkbox"/> 9	<input type="checkbox"/> 5	<input type="checkbox"/> 2
Use of the mediator's help	the team addresses the mediator when necessary, using his/her interventions to support the team's position during negotiations	<input type="checkbox"/> 20	<input type="checkbox"/> 15	<input type="checkbox"/> 10	<input type="checkbox"/> 5	<input type="checkbox"/> 0
<b>total score</b>		/100				
<b>mediation guidelines: mediator</b>						
Mediator's procedural skills	knowledge of the mediation stages and ability to reach the objectives of each stage	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	flexibility in adapting mediation procedure to the Parties' features and needs	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	appropriate use or non-use of separate meetings / private conversations with the parties (caucus or cross-caucus)	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	appropriate and well-timed interventions in the Parties' negotiations	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	facilitating the Parties in generating options/ creating suggestions. Dividing options generation from their discussion and decision making.	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	guiding the Parties through the Mediation procedure	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0

Mediator's communication skills	precise, informative opening statement helpful for the Parties	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	balanced and accurate use of clarifying skills	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 0
	asking appropriate questions to gather necessary and sufficient information to move negotiations forward	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 0
	appropriate and balanced use of reframing and interpretational skills to move negotiations towards a settlement	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 0
	dealing with emotions in mediation in an appropriate and accurate way / effectively	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	neutral and positive tone of speech	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
The Parties' interests	facilitating the Parties to recognize their own as well as the other Party's interests	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 0
	dealing with the Parties' BATNA in an appropriate and accurate way / constructive way	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	ability to break negotiation deadlock / overcome negotiation deadlock and to assist the Parties to reconcile their interests	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 0
	reality-check of the Parties' arrangements. Ensuring these arrangements are consistent with the interests of both Parties	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
Mediator's workstyle	ability to create a friendly atmosphere giving rise to a constructive dialogue between the Parties	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0

	being involved in a negotiation process and attentive to the Parties without sacrificing impartiality	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
	using visual tools effectively (flip-chart, blackboard, paper sheets)	<input type="checkbox"/> 5	<input type="checkbox"/> 3	<input type="checkbox"/> 2	<input type="checkbox"/> 1	<input type="checkbox"/> 0
<b>total score</b>		<b>/100</b>				
<b>Penalties</b>						
each day of delay in submitting memoranda		3				
misrepresentation of the facts of the Problem		7				
misconduct during Litigation or Mediation rounds		disqualification				
use of electronic devices (smartphone, tablet, smart watch, etc) during Litigation or Mediation		30				
any type of communication with coach and/or academic advisor during Litigation or Mediation		25				
change of team composition after registration without prior consent of the Organizer		10				
font type other than Times New Roman in memoranda		2				
font size other than 12 points in memoranda		2				
page format other than A4 electronic page		2				
incomplete title or sentence in		2				
incorrect footnote(s) or references		2				
additional 5 minutes during Litigation rounds		25				
violation of the Rules of Conduct		disqualification				