The Charter of

Community of International Moot Court

FACULTY OF LAW

UNIVERSITAS GADJAH MADA

PREAMBLE

WE PAST AND PRESENT DELEGATES OF MARITIME, JESSUP, RED CROSS, C.VIS (EAST), C.VIS (WEST), FDI, AND ICC TEAMS OF UNIVERSITAS GADJAH MADA:

**Aware,** that legal reasoning skill is a vital skill for law students and that international moot court competition is an ideal breeding ground to foster such skill;

**Concerned,** that the numerous teams of international moot competition are working independently and thus dispersing attempts to introduce international mooting activities;

**Convinced,** for the foregoing reasons, that a federation of international moot court teams must be established;

**Hereby agree,** to establish a Community of International Moot Court under this Charter.

SECTION 1

GENERAL PROVISIONS

101. This Federation shall be called ‘Community of International Moot Court’, abbreviated as ‘CIMC’, having its domicile and headquarters at Faculty of Law Universitas Gadjah Mada.

102. CIMC shall be established for an indefinite period and commenced as of 24 February 2012.

103. CIMC shall have as its functions:

1. to be the representatives of its Federates in relevant on-campus matters;
2. to maintain positive relationships with other organizations;
3. to coordinate faculty fundings for delegations;
4. to assist its Federates in conducting open recruitment programs with the relevant Federate being the forefront of the taskforce; and
5. to assist its Federates in relevant matters whenever requested.

SECTION 2

POWERS AND SOVEREIGNTY

201. Sovereignty is vested in the Federates.

202. CIMC Federates are former and present delegates of:

1. International Maritime Law Arbitration Moot Competition;
2. Phillip C. Jessup International Law Moot Court Competition;
3. Red Cross International Humanitarian Law Moot;
4. Willem C. Vis (east) International Commercial Arbitration Moot;
5. Willem C. Vist (West) International Commercial Arbitration Moot;
6. Foreign Direct Investment International Arbitration Moot; and
7. The ICC Moot Court Competition.

203. A Federate of CIMC shall be a former and present Universitas Gadjah Mada delegate who regularly participate in – or whom could be reasonably predicted to regularly participate in – an international moot court competition.

204. An international moot court competition under this Charter shall be hereby defined as a competitive court or arbitration simulation, which is conducted fully in English which demands the participants to argue upon a set of given moot facts within the area of international law.

205. Subject to §705 quorum requirement, approval by President and Consuls is needed in order to recognise an Universitas Gadjah Mada international moot court competition as a Federate of CIMC.

206. The authority of CIMC shall be limited only to those explicitly stipulated in §103. Other than the aforementioned, Federates have full soevereignty to manage their activities, as well as to appoint observers if necessary.

207. A Federate may secede from CIMC if the conducts of CIMC harm their interest, after at least one mediation session with other Consuls led by the President

SECTION 3

CONSULS

301. Each Federate shall internally appoint one Consul as a person in charge and as a legitimate representative for that Federate.

302. The Consul must be actively enrolled as a student of Fakultas Hukum Universitas Gadjah Mada, and must have already at least once participated in the competition that her/his Federate manages.

303. Exceptions may apply to §302, provided that there are no past participats of the said competition.

304. The Consuls will hold office for one calendar year and may therafter be eligible for re-election, subject to the discretion of the Federate.

305. The Consuls must not serve as a Secretary or a Treasurer during her/his term of office.

306. Each Federate shall retain the rights to repudiate their Consul, provided that a new one shall be immediately elected.

307. The Consuls duties include:

1. subject to §705 quorumm requirement, to represent the Federates in CIMC affairs, which include but not limited to supervising faculty funding arrangements policies;
2. to assist the President in internal and external relations;
3. to co-ordinate the Federates in participating or conducting CIMC functions and activities as prescribed within this Charter;
4. to be the forefront task force in open recruitment and monthly discussion programs of her/his relevant moot court competition;
5. to endeavor to the furthest extent possible in preserving mutual fraternity spirit within the Federate and CIMC;
6. to manage their Federate’s internatl policies and customs; and
7. to oversee other endeavours not mentioned above but deemed necessary for the conduct of CIMC and the Federates.

SECTION 4

PRESIDENCY

**Powers of the President**

401. The President shall owe the Federates’ good-faith mandate and therefore must act for the best interest of the Federates.

402. The President may participate in any moot court competitions whilst serving office.

403. The President shall serve an office for one calendar year.

404. The duties of the President include:

1. to maintain good relation with the law school bureaucracy;
2. to represent CIMC in internal and external relations, or to delegate an ad-hoc duty to another person on the President’s behalf;
3. to, assisted by the relevant Consul, represent CIMC in alumni relations;
4. subject to §705 quorum requirement, to arrange faculty funding management policies with Consuls;
5. to endeavour to the furthest extent possible in ensuring that all functions and activities of CIMC are conducted well;
6. to mediate – or, provided there be consent of the related parties, to adjudicate – disputes between Federates in matters relevant to delegation managerials;
7. to dispose international moot court competitions invitations to the relevant Federate; and
8. to oversee other endeavours not mentioned above but deemed necessary for the conduct of CIMC and the Federates.

405. If a new unfederated international moot court competition invitation be passed upon the President, the President and the Consuls shall seek for prospective delegates and consider – subject to §705 quorum requirement – to either recruit an ad-hoc delegation or establish a new Federate.

406. Subject to §705 quorum requirement, upon consistent and significant lack of participation, CIMC may no longer recognise a Federate.

**Presidential Election**

407. The President shall be elected by all dully-registered members of every Federate.

408. The candidate for President must be actively enrolled as a student of Fakultas Hukum Univesitas Gadjah Mada, must have at least once participated in an international moot court competition, and must not serve as a Consul at the time of election.

409. Federates shall at least nominate one candidate for President.

410. The Presidential election shall be organised by a committee specially established for that purpose.

411. Presidential Election shall be conducted in two stages.

412. Popular election using one-man, two-votes system shall constitute the first electoral stage.

413. Consuls deliberation for two candidates with the highest number of votes shall constitute the second electoral stage.

414. Upon deliberation that electoral stages as prescribed in §§411-13 would not serve principles of efficiency and expeditiousness, the electoral committee, subject to §705 quorum requirement may bypass redundant electoral stages.

**Dismissal of President and Vacancy of Office**

415. Subject to a unanimous decision, or failing that, a simple majority vote y the Consul meeting, the President can be dismissed from his/her position during the term of office.

416. If the President passes away, resigns, is dismissed, or is prevented to do his/her duties, the office shall be temporarily or jointly held by all Consuls who will, subject to §705 quorum requirement, at the earliest convenience assemble an emergency meeting to elect a new ad-interim President.

417. Provided a Vice President be in office, she/he will automatically assume the vacant office until the expiry of the said office.

**Board of Presidency**

418. To secure the effective administration of CIMC, the offices of Secretary and Treasurer shall always be established.

419. An office of vice president, finance, media, internal affairs, and external affairs or other division deemed necesary, may be established by the President, subject to a unanimous decision, or failing that, a simple majority by the Consul meeting.

420. Without prejudice to §305, the Secretary and Treasurer shall be appointed by the President.

421. The Secretary shall manage all secretarial duties and records of CIMC.

422. The Treasurer shall manage the cash flow of CIMC.

SECTION 5

FACULTY ADVISORY

501. A Faculty Advisor shall be appointed upon request by the President and Consuls.

502. The Faculty Advisor will provide general and technical guidance for the administration of CIMC.

SECTION 6

SCOPE OF WORKS

**Administrative Capacity**

601. CIMC shall be authorised to liaise with the law school bureaucracy and to represent international moot court teams.

602. All Federates undertake to notify CIMC of every matter related to law school bureaucracy.

603. Requests for law school’s fund assistance and pan-federates activities must obtain prior recognizance of CIMC.

604. To the furthest extent possible, CIMC shall represent its Federates in every relevant campus activity.

**Dissemination Programs**

605. At least once a year, each Consul must administer open monthly discussions on international mooting or lawyering/legal reasoning skills, within their relevant mooting area.

606. These discussions shall be open for public.

607. CIMC shall administer in-campus socialisation of international moot courts as early as possible in the academic year.

608. CIMC shall be notified whenever a Federate desires to initiate an open recruitment program for their team formation, to then coordinate the said open recruitment programs.

609. To introduce the existence of CIMC and to dissminate knowledge relevant to international moot courts and international law, CIMC shall have a website, which will be managed by administrators appointed by the President.

610. To accommodate the need of academic writing skills and to disseminate knowledge relevant to international moot courts and international law, CIMC shall manage a publication body.

611. The publication body shall be an online scientific journal covering international and comparative law for undergraduate students.

612. The administrators of CIMC website and member staffs of the publication body may be appointed from non-federate member.

SECTION 7

AMENDMENTS AND QUORUM

**Amendments**

701. Motion to amend this Charter must be proposed by at least fifty percent of the Consuls.

702. Amendment motion shall be submitted in writing to the President and shall clearly point out the parts proposed to be amended along with the reasons thereof.

703. Amendment motion shall be carried out subjec to §705 quorum requirement.

704. Amendments shall be attached to this Charter, signed by the President and Consuls.

**Quorum**

705. Unless expressed otherwise, decisions shall be made by a unanimous decision by the President and Consuls or failing that, a simple majority vote among them.

SECTION 8

INTERPRETATION OF THE CHARTER

801. This Charter shall be interpreted in a manner consistent with the spirit of fostering legal reasoning skills and the spirit of unity.

802. The Preamble of this Charter and the minutes of Plenary Meeting for the Establishment of a Federation of International Moot Court Competition dated 18, 21, and 24 February 2012 shall be given due regard as a guidance to interpret the provisions of this Charter.

SECTION 9

TRANSITIONAL AND CLOSING PROVISIONS

901. All existing customs and conventions shall remain valid as long as no new ones are established in conformity with this Charter.

902. By no later than on emonth after the ratification of this Charter:

1. a notification letter should have been sent to the law school bureaucracy to provide explanation pertaining to the establishment of CIMC;
2. a Faculty Advisor should have been appointed;
3. each Federate should have been appointed their respective consuls;
4. a President should have been elected along with the Consuls;
5. a Coat of Arms should have been made and officiated.

903. This Charter is drawn up in one original copy, signed for the first time by the entire members of CIMC dated 24 February 2012.

RATIFIED IN YOGYAKARTA,

on this day of ---, anno ---,

by the entire members of Community of International Moot Court: