



**PROTOCOL**  
INTERNATIONAL  
COURT OF JUSTICE

# INDEX

WELCOME (At the start of each session) .....	3
ROLL CALL .....	3
OPENING THE SESSION .....	4
MEMORIAL'S OPENING .....	5
ORDINARY SESSION OF QUESTIONS.....	7
EXTRAORDINARY SESSION OF QUESTIONS .....	9
SPEAKER'S LIST .....	10
CLOSING OR POSTPONING THE SESSION .....	13
MODERATED CAUCUS .....	14
PRESENTATION OF EVIDENCE .....	15
WITNESS EXAMINATION.....	17
CROSS-EXAMINATION .....	18
JUDGES EXAMINATION .....	19
MODERATED CAUCUS .....	20
REBUTTAL AND SURREBUTTAL (FINISHING STATEMENTS) .....	21
MODERATED CAUCUS .....	22
SECOND MODERATED CAUCUS .....	22
UNMODERATED CAUCUS.....	23
READING THE WORKING PAPERS/RESOLUTION PAPER .....	25
WORKING PAPERS .....	26
JUDGEMENT PROCESS RESOLUTION PAPER.....	28
RESOLUTION PAPER APPROVAL (HIGH COMMAND) .....	30
OBJECTIONS .....	31
WELCOMING A MEMBER OF THE HIGH OR SUB-HIGH COMMAND..	32

**ICJ**



## WELCOME (At the start of each session)

**President:** Judges, advocates, please all rise. On behalf of the Instituto Oriente, the Academy of English and the Secretariat, we welcome you to the \_\_\_\_ session of the **International Court of Justice** of the fifteenth edition of the Model United Nations Instituto Oriente MUNIO 2024. Judges and advocates, you may be seated. I will now introduce the members of the Chair. To my left stands Mr./Mrs. Moderator, \_\_\_\_ (**Full name**) and to my right stands Mr./Mrs. Secretary, \_\_\_\_ (**Full name**). My name is. \_\_\_\_ (**Full name**) and I will be your President.

*Only in the first session:* Being the \_\_\_\_ hours with \_\_\_\_ minutes of \_\_\_\_\_, I declare our period of sessions officially open.

## ROLL CALL

**President:** Now I yield the word to Mr./Mrs Secretary.

**Secretary:** Thank you, Mr./Mrs. President. I will now proceed to take the roll call. Whenever you listen to your judge's or advocate's name please raise your placard and say "present" or "present and voting" according to the case. Judge \_\_\_\_ (**full name of the judge**). *(And so on until all the judges have passed)*. Advocate number \_\_\_\_ of the \_\_\_\_ party . *(And so on until all the advocates have passed)*.

In case a judge/advocate is absent:

**Secretary:** *(Repeats the advocate/judge's full name 3 times)*. The Judge \_\_\_\_ (**full name**)/advocate number \_\_\_\_ of the \_\_\_\_ party is absent.

In case the judge/advocate is present:

**Secretary:** The judge \_\_\_\_ (**full name**)/advocate number \_\_\_\_ of the \_\_\_\_ party is present and voting.

Once the roll call has finished:

**Secretary:** Thank you, judges and advocates, now I yield the word to Mr./Mrs. Moderator.

**Moderator:** Thank you, Mr./Mrs. Secretary.

## OPENING THE SESSION

**Moderator:** Judges and advocates, the Chair recommends a motion in order to open/reopen the session. The floor is now open, are there any points or motions on the floor? *(Judges and advocates raise their placards)*. Yes, advocate/judge \_\_\_\_\_?

*If it is a judge*

**Judge:** I would like to make a motion in order to open/reopen the session.

*If it is an advocate*

**Advocate:** The advocate number \_\_\_\_ of the \_\_\_\_ party would like to make a motion in order to open/reopen the session.

**Moderator:** Thank you, judge/advocate, you are in order. Judges and advocates, there has been a motion in order to open/reopen the session. Who seconds the motion?

*(Judges and advocates raise their placards)*.

**Moderator:** Thank you, advocate/judge \_\_\_\_\_. Votes in favor? Against? Abstentions? *(Votes are counted)*.

- It is required that **ONLY ONE** advocate/judge seconds the motion. The same happens with motions to open a moderated caucus, speaker's list or to open an ordinary and extraordinary session of questions; in this case that advocate/judge is the second to have the word.

*If the motion does not pass:*

**Moderator:** Sorry, judges and advocates, the motion must pass. Judges and advocates, the Chair recommends a motion in order to open/reopen the session. The floor is now open, are there any points or motions on the floor?

*This process is repeated until the session is opened.*

*If the motion passes:*

**President:** *(Gives a hammer with the Judicial Gavel)*.



**Moderator:** Thank you, judges and advocates, the motion clearly passes, we are now in session.

## MEMORIAL'S OPENING

**Moderator:** Advocates, the Chair recommends a motion in order to read the memorials for the time of 1 minute and 30 seconds per speaker. Advocates, the floor is now open. Are there any points or motions on the floor? *(Advocates raise their placards)* Yes advocate \_\_\_\_?

**Advocate:** The advocate number \_\_\_\_ of the \_\_\_\_ party would like to make a motion in order to read the memorials for the time of 1 minute and 30 seconds per speaker.

*If the advocate does not specify:*

**Moderator:** For how long, advocate? Please reestablish. The Chair recommends 1 minute and 30 seconds per speaker.

- Every time the advocate reestablishes, the advocate has to repeat the whole structure of the motion.

If it is in order:

**Moderator:** Thank you, advocate, you are in order. Advocates and judges, there has been a motion in order to read the memorials for the time of 1 minute and 30 seconds per speaker. Who seconds the motion? *(judges and advocates raise their placards)*. Thank you, advocate/judge \_\_\_\_\_. Votes in favor? Against? Abstentions? *(Votes are counted)*.

*If the motion does not pass:*

**Moderator:** Sorry, advocate, the motion did not pass. *(Repeat the motion)*.

*If the motion passes:*

**Moderator:** The motion clearly passes. We are now reading the memorials.

- The first advocates to read their memorials will be the advocates from the applicant party, and then the advocates from the respondent party will read theirs.

**Moderator:** Judges and advocates, the floor is now open, are there any

points or motions on the floor?

- At this point, there can only be points of personal privilege, order and parliamentary inquiry. For any other, the moderator must say: "advocate/judge, you are out of order."

*If there are no motions:*

**Moderator:** Since not. Advocate \_\_\_\_\_ is recognized to come to the front and read their memorial for the time of 1 minute and 30 seconds. Advocate, you have the word.

*If the advocate starts talking and the moderator has not given the word they must say:*

**Moderator:** Advocate, I have not given you the word, you are out of order. Advocate, you have the word.

*Once the advocate has finished, if there is still time:*

**Moderator:** Advocate, you have \_\_\_ seconds left, what would you like to do with your time?

The advocate has 2 options:

- Give it to the Chair.
  - The protocol proceeds normally.
- Give it to questions:
  - The alternative of not accepting the question is not available, the advocate has to answer all of them. The Moderator does not have to ask the advocate if he/she accepts the questions. The Moderator only says: "Advocate, you have the word". And if the advocate does not answer, the Moderator says: "Advocate, since you gave the time to the questions you must answer all of them".
    - In this case the maximum number of questions would be 4 questions with 2 follow-ups.

*If the advocate ran out of time:*

**Moderator:** Sorry, advocate. Your time has expired. Judges and Advocates, the Chair recommends a motion in order to let advocate \_\_\_\_\_ finish reading their memorial. Judges and advocates, the floor is now open, are there any points or motions on the floor? *(Judges and advocates raise their placards)* Yes, advocate/judge \_\_\_\_\_?

**Judge/advocate:** *(makes the motion)*

**Moderator:** Thank you, advocate/judge \_\_\_\_\_. Judges and advocates, there has been a motion in order to let advocate \_\_\_\_\_ finish reading the memorial. Votes in favor? Against? Abstentions? (*Votes are counted*).

*If the motion does not pass:*

**Moderator:** Sorry, advocate/judge, the motion did not pass.

*If the motion passes:*

**Moderator:** Judges and advocates, the motion clearly passes. Advocate \_\_\_\_\_, please continue.

## ORDINARY SESSION OF QUESTIONS

**Moderator:** Thank you, advocate. Judges and advocates, the Chair recommends a motion in order to open an ordinary session of questions. Judges and advocates, the floor is now open, are there any points or motions on the floor?

**Judge/advocate:** (*Raise placard*)

**Moderator:** Yes advocate/judge \_\_\_\_?

**Judge/advocate:** (*makes the motion*)

- The advocate/judge must specify the number of questions.
- The maximum number of questions is 5 and the minimum is 3, with 2 follow-ups.
  - The follow-ups are optional and are per judge/advocate.
  - They are established after a question and must be related to it. If the question was accepted, the follow-up must be answered as well.

**Moderator:** Judges and advocates, there has been a motion in order to open an ordinary session of questions with \_\_\_\_ questions and \_\_\_\_ follow-ups. Who seconds the motion? (*Judges and advocates raise placards*). Thank you, advocate/judge \_\_\_\_\_. Votes in favor? Against? Abstention? (*Votes are counted*).

*If the majority votes against:*

**Moderator:** Sorry, advocate/judge, the motion did not pass.

*If the majority votes in favor:*

**Moderator:** The motion clearly passes . Advocate/judge \_\_\_\_ since you made the motion, you can start with the questions.

- The first advocate/judge to ask is the one who made the motion, the next will be the one who seconded it. The next advocates/judges will be the ones who raised their placard.
- In order to make a question, a point of information must be established.

*If the judge/advocate does not establish a point of Information:*

**Moderator:** Sorry, judge/advocate, you are out of order, you have to establish a point of information in order to ask a question. Please reestablish.

**Judge/advocate:** Point of information.

**Moderator:** Establish.

**Judge/advocate:** *(Makes their question).*

**Brief preamble:**

- If the advocate/judge wants to give previous information, context, or an argument, a brief preamble must be opened first. In this case, this is the procedure:

*If the judge/advocate gives their explanation without opening brief preamble:*

**Moderator:** *(Interrupts).* Sorry, judge/advocate, you are out of order. If you want to give an argument you must ask: "Permission to open a brief preamble" first. Please reestablish.

**Judge/advocate:** Permission to open a brief preamble.

**Moderator:** Establish

**Judge/advocate:** *(Gives their explanation. At the end, a point of information must be established to ask the continuous question).*

**Moderator:** Advocate \_\_\_\_ *(referring to the advocate who read the position paper),* do you accept the question?

*If the advocate does not accept the question:*

**Moderator:** (*referring to the judge/advocate who asked the question*)  
Sorry judge/advocate, it is not in order.

*If the advocate accepts the question:*

**Moderator:** (*referring to the advocate who read the position paper*)  
Thank you advocate, you have the word.

Once the number of questions has expired:

**Moderator:** Sorry, judges and advocates, the number of questions has expired.

**Moderator:** judges and advocates, the floor is now open. Are there any points or motions on the floor?

## EXTRAORDINARY SESSION OF QUESTIONS

- Judges/advocates can make (or not) a motion to open an extraordinary session of questions.
  - The President can decide whether to accept the motion or not, depending on the time.
  - There cannot be 2 consecutive extraordinary sessions.
  - The maximum and minimum number of questions is the same as the ordinary session. (Maximum 5 and minimum 3), the same with the follow-ups (optional and maximum 2).

*If it is a judge*

**Judge:** I would like to make a motion in order to open an extraordinary session of questions.

*If it is an advocate*

**Advocate:** The advocate number \_\_\_\_ of the \_\_\_\_ party would like to make a motion in order to open an extraordinary session of questions.

**Moderator:** With how many questions and how many follow-ups, judge/advocate? Please reestablish.

**Judge/advocate:** With \_\_\_\_ questions and \_\_\_\_ follow-ups.

**Moderator:** Judges and advocates, there has been a motion in order to open an extraordinary session of questions with \_\_\_\_ questions and



\_\_\_\_ follow-ups. Who seconds the motion?

Judge/advocate: *(Raise placard)*.

Moderator: Thank you, advocate/judge \_\_\_\_\_. Votes in favor? Against? Abstention? *(Votes are counted)*.

*If the majority votes against:*

Moderator: Sorry judge/advocate, the motion did not pass.

*If the majority votes in favor:*

Moderator: The motion clearly passes. advocate/judge \_\_\_\_ you have the word, since you open the motion.

*(From this point on, the procedure is similar to the ordinary session of questions)*

After the extraordinary session of questions:

Moderator: Judges and advocates, the floor is now open, are there any points or motions on it?

*(Only points of personal privilege and parliamentary inquiry are in order at this point).*

Moderator: Since not, the chair recognizes the advocate number \_\_\_\_\_ [\(Next advocate to read the memorial\)](#) to come to the front and read their memorial.

Moderator: Judges and advocates, the Chair recommends a motion in order to close the memorials, the floor is now open. Are there any points or motions on it? Since not, the advocates are recognized to leave the court.

*The President and the advocates leave the room to start preparing their evidence and witnesses.*

## SPEAKER'S LIST

- Given that the advocates left the room with the president, only judges will participate in this part.

Moderator: Judges, the chair recommends a motion in order to open

the speaker's list for the time of 1 minute and 30 seconds per speaker. Judges, the floor is now open, are there any points or motions on the floor? (*Judges raise their placards*). Yes, judge \_\_\_\_?

**Judge:** I would like to make a motion in order to open the speaker's list for the time of 1 minute and 30 seconds per speaker.

*If the judge does not specify:*

**Moderator:** For how long, judge? Please reestablish. The Chair recommends 1 minute and 30 seconds per speaker.

- Every time the judge reestablishes, the whole structure of the motion must be repeated.

If it is in order:

**Moderator:** Thank you, judge, you are in order. Judges, there has been a motion in order to open the speaker's list for the time of 1 minute and 30 seconds per speaker. Judges, who seconds the motion? (*Judges raise their placards*). Thank you judge \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*).

*If the motion does not pass:*

**Moderator:** Sorry, judge, the motion did not pass. (*Repeat the motion*).

*If the motion passes:*

**Moderator:** The motion clearly passes. We are now in the speaker's list.

**President:** Judges that want to be added to the speaker's list please raise your placard. (*The first 5 placards will be added to the list*). Thank you judge \_\_\_\_\_, (*repeat with 5 judges*). Anyone else who wants to be added to the speaker's list please send a diplomatic note to the Chair through a member of the staff.

- Once the president says "thank you judge \_\_\_\_\_", the named judge must lower their placards.
- At this point, there will be 7 judges written in the speaker's list. The first judge to speak will be the one who made the motion, and the second will be the one who seconds the motion. After them, the 5 judges mentioned before will participate. Judges who sent a diplomatic note will participate afterwards.

**Moderator:** Judges, the floor is now open, are there any points or motions on the floor?

- At this point, there can only be points of personal privilege, order

and parliamentary inquiry. For any other, the moderator must say: "judge \_\_\_\_\_, you are out of order."

*If there are no motions:*

**Moderator:** Since not. The judge \_\_\_\_\_ is recognized to come to the front and speak for the time of 1 minute and 30 seconds. Judge, you have the word.

*If the judge starts talking and the moderator has not given the word they must say:*

**Moderator:** Judge, I have not given you the word, you are out of order. Judge, you have the word.

Once the judge has finished, if there is still time:

**Moderator:** Judge \_\_\_\_\_, you have \_\_\_\_\_ seconds left, what would you like to do with your time?

The judge has 2 options, which are the same as the advocates in the memorials.

*If the judge ran out of time:*

**Moderator:** Sorry, judge. Your time has expired. Judges, the Chair recommends a motion in order to let the judge \_\_\_\_\_ finish reading their position paper. Judges, the floor is now open, are there any points or motions on the floor? (*Judges raise their placards*) Yes, Judge \_\_\_\_\_?

**Judge:** I would like to make a motion in order to let the judge \_\_\_\_\_ finish reading their position paper.

**Moderator:** Thank you, judge. Judges, there has been a motion in order to let the judge \_\_\_\_\_ finish reading their position paper. Votes in favor? Against? Abstentions? (*Votes are counted*).

*If the motion does not pass:*

**Moderator:** Sorry, judge, the motion did not pass.

*If the motion passes:*

**Moderator:** Judges, the motion clearly passes. Judge \_\_\_\_\_, please continue.

After all the judges have read their position paper/there is no more time:

**Moderator:** Judges, the Chair recommends a motion in order to close the speaker's list. The floor is now open, are there any points or motions on it? (*Judges raise their placards*). Yes, judge \_\_\_\_?

**Judge:** I would like to make a motion in order to close the speaker's list.

**Moderator:** Thank you, judge, you are in order. Judges, there has been a motion in order to close the speaker's list. Who seconds the motion? Thank you judge \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*).

*If the motion does not pass:*

**Moderator:** Sorry, judge, the motion did not pass. (*Repeat the motion*).

*If the motion passes:*

**Moderator:** The motion clearly passes. The speaker's list is now closed.

## CLOSING OR POSTPONING THE SESSION

- The session must be **POSTPONED** if the time of the Speaker's list/Moderated/Unmoderated Caucus has not expired. The next session moderator will **REOPEN** it.
  - Since the time did not expire, it will be continued when the session is reopened.
- The session must be **CLOSED** whenever the time of the session expires. The next session, the moderator will **OPEN** the session.

**Moderator:** Judges and advocates, the Chair recommends a motion in order to postpone/close the session. The floor is now open, are there any points or motions on the floor?

**Judge/advocate:** (*makes the motion*)

**Moderator:** Thank you judge/advocate, you are in order. Judges and advocates, there has been a motion in order to postpone/close the session. Who seconds the motion? Thank you, advocate/judge \_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? (*Votes are counted*).

*(President gives a hammer with the Judicial Gavel).*

**Moderator:** The motion clearly passes. Judges and advocates, we are now out of session.

## MODERATED CAUCUS

- The maximum time for a moderated caucus is 45 minutes, and the minimum is 5 minutes.
- Only judges will participate in this moderated caucus.
- In a normal moderated caucus, a maximum of two extensions would be in order. However, for this part no extensions are allowed.

**Moderator:** Judges, the Chair recommends a motion in order to open a moderated caucus for the time of \_\_\_\_ minutes, with the purpose of discussing \_\_\_\_\_. Judges, the floor is now open. Are there any points or motions on the floor? (*Judges raise their placards*). Yes, judge \_\_\_\_\_?

**Judge:** I would like to make a motion in order to open a moderated caucus for the time of \_\_\_\_ minutes, with the purpose of discussing \_\_\_\_\_.

*If the judge does not specify:*

**Moderator:** For what purpose and for how long? Judge, please reestablish.

**Judge:** I would like to make a motion in order to open a moderated caucus for the time of \_\_\_\_ minutes, with the purpose of discussing \_\_\_\_\_.

If it is in order:

**Moderator:** Judges, there has been a motion in order to open a moderated caucus for the time of \_\_\_\_ minutes with the purpose of \_\_\_\_\_. Who seconds the motion? Thank you, judge \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes.

*If the motion does not pass:*

**Moderator:** Sorry, judges, the motion does not pass.

*If the motion passes:*

**Moderator:** The motion clearly passes, we are now in a moderated caucus

- The first judge to speak is the one that opens the motion, the next one is the one that seconds it.
- The next judges to speak must raise placards and the moderator, who needs to be impartial, shall give them the word.



When time is up:

**Moderator:** Sorry, judges, the time for the moderated caucus has expired. Judges, the floor is now open, are there any points or motions on the floor? Since not, we will proceed to present the evidence.

## PRESENTATION OF EVIDENCE

- By this time, the advocates must be ready to enter the court.
- Each advocate will have a maximum of 5 minutes to present their evidence.

**Moderator:** The president, the advocates and the witnesses are recognized to enter the court.

*The advocates, president and witnesses enter the court.*

- The first advocates to present their evidence will be the advocates from the applicant party, and then the advocates from the respondent party will present theirs.

**Moderator:** Advocates, the Chair recommends a motion in order to open the presentation of evidence for the time of 5 minutes with 5 questions and 2 follow-ups. The floor is now open, are there any points or motions on it?

**Advocate:** The advocate number \_\_\_ of the \_\_\_ party would like to make a motion in order to open the presentation of evidence for the time of 5 minutes with 5 questions and 2 follow-ups.

**Moderator:** Judges and advocates, the Chair recommends a motion in order to open the presentation of evidence for the time of 5 minutes with 5 questions and 2 follow-ups. Who seconds the motion? Thank you, advocate/judge \_\_\_\_/Thank you multiple seconds. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes.

**Moderator:** Judges and advocates, the floor is now open, are there any points or motions on the floor?

- At this point, there can only be points of personal privilege, order and parliamentary inquiry. For any other, the moderator must say: "advocate/judge \_\_\_\_, you are out of order."

**Moderator:** Since not, advocate number \_\_\_ of the \_\_\_ party is recognized to present their evidence. Advocate, you have the word.

*If the advocate starts talking and the moderator has not given the word they must say:*

**Moderator:** Advocate, I have not given you the word, you are out of order. Advocate, you have the word.

*Once the advocate has finished, if there is still time:*

**Moderator:** Advocate, you have \_\_\_ seconds left, what would you like to do with your time?

The advocate has 2 options, which are the same as in the memorials.

*If the advocate ran out of time:*

**Moderator:** Sorry, advocate. Your time has expired. Judges and Advocates, the Chair recommends a motion in order to let advocate \_\_\_\_\_ finish presenting the evidence. Judges and advocates, the floor is now open, are there any points or motions on the floor? *(Judges and advocates raise their placards)* Yes, advocate/judge \_\_\_\_\_?

**Judge/advocate:** *(makes the motion)*

**Moderator:** Thank you, advocate/judge \_\_\_\_\_. Judges and advocates, there has been a motion in order to let advocate \_\_\_\_\_ finish presenting the evidence. Votes in favor? Against? Abstentions? *(Votes are counted)*.

*If the motion does not pass:*

**Moderator:** Sorry, advocate/judge, the motion did not pass.

*If the motion passes:*

**Moderator:** Judges and advocates, the motion clearly passes. Advocate \_\_\_\_\_, please continue.

- *To ask any questions, the following procedure is the same as in the reading of the memorials.*

**Moderator:** Judges and advocates, the floor is now open, are there any points or motions on the floor?

- At this point, there can only be points of personal privilege, order and parliamentary inquiry. For any other, the moderator must say: "advocate/judge \_\_\_\_\_, you are out of order."

**Moderator:** Since not, advocate number \_\_\_ of the \_\_\_ party (**Next advocate to present the evidence**) is recognized to present their evidence. Advocate, you have the word.

- This process goes on until all the advocates have presented their evidence.

**Moderator:** Judges and advocates, the Chair recommends a motion in order to close the presentation of the evidence, the floor is now open. Are there any points or motions on it?

**Judge/advocate:** *(makes the motion)*

**Moderator:** Thank you, advocate/judge \_\_\_\_\_. Judges and advocates, there has been a motion in order to close the presentation of the evidence. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_ / multiple seconds. Votes in favor? Against? Abstentions? *(Votes are counted)*.

*(President gives a hammer with the Judicial Gavel).*

**Moderator:** The motion clearly passes, the presentation of the evidence has been closed.

## WITNESS EXAMINATION

- In this part, advocates must ask up to 5 questions to their witness, respectively.
- The first advocates to present their witness will be the advocates from the applicant party, and then the advocates from the respondent party will present theirs.

**Moderator:** Advocates, the Chair recommends a motion in order to open the witness examination. The floor is now open. Are there any points or motions on it?

**Advocate:** This advocate would like to make a motion in order to open the witness examination.

**Moderator:** Judges and advocates there has been a motion in order to open the witness examination. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_/Thank you multiple seconds. Votes in favor? Against? Abstentions? *(Votes are counted)*. The motion clearly passes.

**Moderator:** the motion clearly passes. Advocate number \_\_\_ of the \_\_\_

party is recognized to present his/her witness examination.

**Advocate:** This advocate calls \_\_\_\_\_ (the name of the witness).

*The president holds a book for the oath.*

**President:** (referring to the witness) Do you swear to tell the truth, the whole truth, and nothing but the truth?

**Witness:** I do.

**President:** Your witness.

*The witness proceeds to read his/her story and then the advocate can ask the pertinent questions.*

**Moderator:** Judges, advocates, the floor is now open. Are there any points or motions on the floor? Since not, advocate, witness, you are recognized to go to your seats .

*The advocate and witness are recognized to take their seats. And so on until all the advocates and witnesses have passed.*

## CROSS-EXAMINATION

- For this part, any advocate can call any witness, except for their own, to ask them questions.
- The maximum time of the cross-examination is 30 minutes, and the minimum 10 (although it is recommended for it to always be of 30 minutes).
- Objections are allowed in this part of the debate.

**Moderator:** Advocates, the Chair recommends a motion in order to open the cross examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow-ups. The floor is now open, are there any points or motions on the floor?

- The recommended number of questions is a maximum of 5 and a minimum of 3 with 2 follow ups, however, if the advocate wants to ask more questions, the chair can decide if it is in order. If

**Advocate:** This advocate would like to make a motion in order to open the cross examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow-ups.

**Moderator:** Judges and advocates, there has been motion in order to

open the cross examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow-ups. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? (*Votes are counted*).

*If the motion passes:*

**Moderator:** The motion clearly passes. Advocate number \_\_\_\_\_ of the \_\_\_\_\_ party, you are recognized to call a witness.

**Advocate:** This advocate would like to call \_\_\_\_\_ (*name of the witness*) to the stand.

**Moderator:** Witness, you are recognized to answer the advocate's questions.

*The advocate who called the witness may ask the pertinent questions to the witness, who will answer with the truth.*

## JUDGES EXAMINATION

- At this point, all the witnesses will be called to be asked questions by the judges, one by one.
- The maximum time of the judges examination is 30 minutes, and the minimum 10 (although it is recommended for it to always be of 30 minutes).
- Objections are allowed in this part of the debate.

**Moderator:** Judges, the Chair recommends a motion in order to open the judges examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow-ups. The floor is now open, are there any points or motions on the floor? (*Judges raise their placards*) Yes, judge \_\_\_\_\_?

**Judge:** I would like to make a motion in order to open the judge's examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow ups.

**Moderator:** Thank you, judge, you are in order. Judges there has been a motion in order to open the judge's examination with \_\_\_\_\_ questions and \_\_\_\_\_ follow-ups. Who seconds the motion?

Judges raise their placards.

**Moderator:** Thank you, judge \_\_\_\_\_. Who seconds the motion? Thank you, advocate \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes. We are now in the judge's



examination. Judge \_\_\_\_\_ (who made the motion) you have the word. *(The judge who seconded the motion has the word afterwards).*

- To ask any questions, the following procedure is the same as in the reading of the memorials, but only judges may ask questions.

*Once all the witnesses have been asked questions.*

**Moderator:** Judges and advocates, the floor is now open, are there any points or motion on it? Since not the president, advocates and witnesses are recognized to leave the court.

*The President and the advocates leave the room to start preparing their rebuttals/surrebuttals.*

## MODERATED CAUCUS

*In this part, the judges will discuss the evidence and witnesses presented by the advocates.*

- The maximum and minimum times are as in a normal moderated caucus, however, for this part no extensions are allowed.

**Moderator:** Judges, the Chair recommends a motion in order to open a moderated caucus with the purpose of discussing the evidence and the witnesses, for the time of \_\_\_\_\_ minutes. The floor is now open, are there any points or motion on the floor? *(Judges raise their placards)* Yes, judge \_\_\_\_\_?

**Judge:** I would like to make a motion in order to open a moderated caucus with the purpose of discussing the evidence and the witnesses, for the time of \_\_\_\_\_ minutes.

**Moderator:** Thank you judge, you are in order. Judges there has been a motion in order to open a moderated caucus with the purpose of discussing the evidence and the witnesses, for the time of \_\_\_\_\_ minutes. Who seconds the motion? *(judges and advocates raise their placards)*. Thank you advocate/judge \_\_\_\_\_. Votes in favor? Against? Abstentions? *(Votes are counted)*. The motion clearly passes. Judge \_\_\_\_\_ (who made the motion), you have the word. *(The judge who seconded the motion has the word afterwards)*.

*When the time expires:*

**Moderator:** Judges, the time of the moderated caucus has expired. The president and the advocates are recognized to enter the court.

## REBUTTAL AND SURREBUTTAL (FINISHING STATEMENTS)

- The maximum time for the rebuttals/surrebuttals is 30 minutes, and the minimum 10 (although it is recommended for it to always be of 30 minutes).
- The first advocates to participate will be the advocates from the applicant party, and then the advocates from the respondent party will.

**Moderator:** Advocates, the Chair recommends a motion in order to open the rebuttal and surrebuttal with \_\_\_\_\_ questions and \_\_\_\_\_ follow ups. Advocates, the floor is now open, are there any points or motions on the floor?

**Advocate:** This advocate would like to make a motion in order to open the rebuttal and surrebuttal with \_\_\_\_\_ questions and \_\_\_\_\_ follow ups.

**Moderator:** Thank you advocate. Advocates, there has been a motion in order to open the rebuttal and surrebuttal with \_\_\_\_\_ questions and \_\_\_\_\_ follow ups. Who seconds the motion? (*advocates raise their placards*). Thank you advocate \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes. Advocates of the applicant party, the Chair requests two advocates to read the rebuttal, have you decided which advocates are reading it?

*If they have not decided:*

**Moderator:** Advocates who want to read the rebuttal/surrebuttal please raise your placards Thank you, advocate number \_\_\_\_\_. Thank you, advocate number \_\_\_\_\_. Thank you, advocate number \_\_\_\_\_.

**President:** Advocates (of the same party) and judges who vote for the advocate number \_\_\_\_\_, please raise your placards (*president counts*) Thank you. Advocates (of the same party) and judges who vote for the advocate number \_\_\_\_\_, please raise your placards (*president counts*) Thank you. Advocates (of the same party) and judges who vote for the advocate number \_\_\_\_\_, please raise your placard (*president counts*) Thank you.

**President:** Advocates number \_\_\_\_\_ and \_\_\_\_\_ (the advocates who were

selected to read), you are recognized to stand up and read the rebuttal/surrebuttal.

*If they have decided:*

**President:** Advocates number \_\_\_\_\_ and \_\_\_\_\_ (the advocates who were selected to read), you are recognized to stand up and read the rebuttal/surrebuttal.

## MODERATED CAUCUS

- During this moderated caucus, only advocates will debate, however, judges will remain in the court and listen to the debate.
- The maximum and minimum times are as in a normal moderated caucus, however, for this part 30 minutes are recommended and no extensions are allowed.

**Moderator:** Advocates, the Chair recommends a motion in order to open a moderated caucus with the purpose of discussing the rebuttal and surrebuttal for the time of \_\_\_\_\_ minutes. The floor is now open, are there any points or motions on it?

**Advocate:** This advocate would like to make a motion in order to open a moderated caucus with the purpose of discussing the rebuttal and surrebuttal for the time of \_\_\_\_\_ minutes.

**Moderator:** Thank you advocate \_\_\_\_\_, you are in order. Advocates, there has been a motion in order to open a moderated caucus with the purpose of discussing the rebuttal and surrebuttal for the time of \_\_\_\_\_ minutes. Who seconds the motion? Thank you, advocate \_\_\_\_\_. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes. Advocate \_\_\_\_\_ (**who made the motion**) you have the word. (*The advocate who seconded the motion has the word afterwards*).

*When the time expires:*

**Moderator:** The time of the moderated caucus has expired.

## SECOND MODERATED CAUCUS

**Moderator:** The floor is now open, are there any points or motions on the floor?

- At this point, there can only be points of personal privilege, order

and parliamentary inquiry. For any other, the moderator must say: “advocate/judge, you are out of order.”

- During this moderated caucus, both advocates and judges can participate.

**Moderator:** Since not, Judges, advocates, the Chair recommends a motion in order to open a moderated caucus with the purpose of discussing the whole case for the time of \_\_\_\_\_ minutes. The floor is now open, are there any points or motions on the floor?

**Judge/advocate:** *(makes the motion)*

**Moderator:** Thank you advocate/judge \_\_\_\_\_. Judges and advocates, there has been a motion in order to open a moderated caucus with the purpose of discussing the whole case for the time of \_\_\_\_\_ minutes. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? *(Votes are counted)*. Advocate/judge \_\_\_\_\_ **(who made the motion)** you have the word. *(The judge /advocate who seconded the motion has the word afterwards)*.

*When the time expires:*

**Moderator:** The time of the moderated caucus has expired.

## UNMODERATED CAUCUS

- The maximum/minimum time of an unmoderated caucus is the same as in the moderated caucus. The rules for the extensions are the same as well, except that there can be as many extensions as the chair considers appropriate.

**Moderator:** Judges and advocates, the floor is now open, are there any points or motions on the floor?

- At this point, there can only be points of personal privilege, order and parliamentary inquiry. For any other, the moderator must say: “advocate/judge, you are out of order.”

**Moderator:** Since not, Judges, advocates, the Chair recommends a motion in order to open an unmoderated caucus with the purpose of redacting the Working Papers/Resolution Paper for the time of \_\_\_\_\_

minutes. The floor is now open, are there any points or motions on the floor?

*Judge/advocate: (makes the motion)*

**Moderator:** Judges and advocates, there has been motion in order to open an unmoderated caucus with the purpose of redacting the Working Papers/Resolution Paper for the time of \_\_\_\_ minutes. Who seconds the motion? Thank you, advocate/judge \_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? (*Votes are counted*). The motion clearly passes. We are now in an unmoderated caucus. Judges and advocates, you can now talk directly to each other. You may maintain a diplomatic posture and speak in English at all times. Use your time wisely.

- While judges and advocates are in an unmoderated caucus, the Chair has to make sure the judges and advocates are respecting the protocol, which means the Chair needs to be constantly checking what the judges and advocates might be doing. The Secretary has to grade the participation of the judges and advocates at all times during the unmoderated caucus.
- The Working Papers are named according to the party of the advocates (“Working paper of the Applicant/Respondent party”).

*When the time expires:*

**Moderator:** The time of the moderated caucus has expired. Please return to your seats.

*If the judges and advocates have not finished:*

- The chair can decide if it is in order to open an extension of the moderated caucus, depending on the time.
- If there is no time left, the Chair proceeds immediately with the next part. If there is time to finish the document(s), the Chair must recommend the corresponding time, and the protocol is the following:

**Moderator:** Judges and advocates, the Chair recommends a motion in order to extend the time of the unmoderated caucus for \_\_\_\_ minutes with the purpose of finishing with the redaction of the Working Papers/Resolution Paper. The floor is now open, are there any points or motions on it? (*Judges and advocates raise their placards*). Yes, advocate/judge \_\_\_\_?

*Judge/advocate: (makes the motion)*

**Moderator:** Judges and advocates, there has been motion in order to



extend the time of the unmoderated caucus for \_\_\_\_\_ minutes with the purpose of finishing with the redaction of the Working Papers/Resolution Paper. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? *(Votes are counted)*.

*If the motion does not pass:*

**Moderator:** Sorry, advocate/judge, the motion did not pass.

*If the motion passes:*

**Moderator:** Judges and advocates, the motion clearly passes. We are now in an extension of the unmoderated caucus. Use your time wisely.

## READING THE WORKING PAPERS/RESOLUTION PAPER

The Chair recommends a motion in order to read the Working Papers/Resolution Paper. The floor is now open, are there any points or motions on the floor?

**Judge/advocate:** *(makes the motion)*

**Moderator:** Thank you advocate/judge \_\_\_\_\_. Judges and advocates, there has been a motion in order to read the Working Papers/Resolution Paper. Who seconds the motion? Thank you, advocate/judge \_\_\_\_\_ / Thank you multiple seconds. Votes in favor? Against? Abstentions? *(Votes are counted)*.

*If the motion does not pass:*

**Moderator:** Sorry, advocate/judge, the motion did not pass.

*If the motion passes:*

**Moderator:** Judges and advocates, the motion clearly passes.

## WORKING PAPERS

### Example: Working Paper of the Applicant Party:

**Moderator:** Judges and advocates, the Chair requests one advocate and one judge of the **Applicant Party** to read their Possible Resolution Paper. Judges and advocates who want to read the Working Paper of the **Applicant Party**, please raise your placard. Thank you, advocate/judge \_\_\_\_, thank you, advocate/judge \_\_\_\_. *(If only one advocate and one judge raise their placards).*

If more than two judges/advocates want to read the Possible Resolution Paper:

- The Chair must hold a voting process as follows:

**Moderator:** Judges and advocates, please put your placards down. The Chair requests one advocate and one judge of the **Applicant Party** to read their Possible Resolution Paper. Thank you, advocate/judge \_\_\_\_, thank you, advocate/judge \_\_\_\_. *(If only one advocate and one judge raise their placards), (moderator repeats for every judge/advocate that raises their placard).*

**President:** Judges/advocates who vote for the judge/advocate of \_\_\_\_, to read the Working Paper of the **Applicant Party**, please raise your placards *(votes are counted)*. Thank you.

*This process is repeated with every judge/advocate.*

**President:** The judge \_\_\_\_ and the advocate \_\_\_\_ *(names of the judge and the advocate who were selected to read)*, you are recognized to come to the front and read the Working Paper of the **Applicant Party**.

- The judge and the advocate must wait until the moderator gives them the word.

**Moderator:** Judge \_\_\_\_ and advocate \_\_\_\_, you have the word.

*(The judge and the advocate read their working paper).*

**Moderator:** Judges and advocates, the floor is now open, are there any points or motions on the floor?

- It is necessary to establish a point of information to ask questions.
- At this moment questions are unlimited, until the Chair considers

there is no time left.

*If the judges/advocates continue asking questions but the Chair believes it is enough:*

**President:** Judges and advocates, the Chair recommends not to ask more questions since there is no time left.

**Moderator:** Judges and advocates, the floor is now open. Are there any points or motions on the floor? Since not, we will proceed with the Working Paper of the [Respondent Party](#).

*The same process is made for the working paper of the [Respondent Party](#).*

## VOTING PROCESS WORKING PAPER

**Moderator:** We are now going to start the voting process for the Working Papers. I now yield the word to the Mr./Mrs. Secretary to explain and hold the voting process.

**Secretary:** Thank you, Mr./Mrs. Moderator, I will now proceed to hold the voting process. Voting process for the Working Paper of the [Applicant Party](#). Please raise your placard and say how would you like to establish your vote:

- In favor
- Against
- Abstention

Judge/advocate \_\_\_\_\_?

**Judge:** *(Votes).*

*All the judges are named, the same process is repeated for the working paper of the [Respondent Party](#).*

After the voting processes:

**President:** Thank you, judges, please wait while the Chair holds the counting process.

*Votes are carefully counted.*

**President:** Judges and advocates, with \_\_\_ votes in favor and \_\_\_ votes against, the Working Paper \_\_\_ has passed. Congratulations.

*If there is a tie.*

- The secretary must hold the voting process again and suggest the judges reconsider.

*It is recommended to open a Moderated Caucus after a Working Paper is chosen, in order to discuss modifications and that both Paper's proposals are considered for the Resolution Paper, but it depends on the time.*

## JUDGEMENT PROCESS RESOLUTION PAPER

**Moderator:** Judges and advocates, the Chair requests two supporter judges to read the Resolution Paper. Judges who want to read the Resolution Paper please raise your placard. Thank you Judge \_\_\_\_\_, thank you Judge \_\_\_\_\_.

*(Only if two judges raise their placards).*

If more than two judges want to read the Resolution Paper:

- The Chair must hold a voting process as follows:

**Moderator:** Judges, please put your placards down. The Chair requests two supporter judges to read the Resolution Paper. Judges who want to read the Resolution Paper please raise your placard. Thank you Judge \_\_\_\_\_, thank you Judge \_\_\_\_\_. *(the moderator repeats for every judge that raises their placard).*

**President:** Judges who vote for the judge \_\_\_\_\_, please raise your placards. Thank you, judges who vote for the judge \_\_\_\_\_, please raise your placards. Thank you. *the moderator repeats for every judge that raised their placard, votes are counted).*

**President:** The judge \_\_\_\_\_ and the judge \_\_\_\_\_ *(names of the judges who were selected to read)*, are recognized to come to the front and read the Resolution Paper.

- The judges must wait until the moderator gives them the word.

**Moderator:** Judges, you have the word.

*(Judges read resolution paper).*

**Moderator:** Judges, the floor is now open, are there any points or motions on the floor?

- At this point, only judges can ask questions, and the process is the same as in the reading of the Working Papers.

## RESOLUTION PAPER VOTING PROCESS

*During the voting process, it is very important for the Chair to keep a careful record of each round of voting. It is vital for the flow of the committee that this procedure is done properly.*

**Moderator:** Now I yield the word to the Mr./Mrs. Secretary to explain and hold the voting process.

**Secretary:** Thank you, Mr./Mrs. Moderator, I will now proceed to hold the voting process for the Resolution Paper. Voting Process for the Resolution Paper of the [Applicant/Respondent Party](#). Judges, please raise your placard and say how would you like to establish your vote:

- In favor
- Against
- In favor with right of explanation
- Against with right of explanation
- Abstention
- Pass

*If the judge chooses “pass” he/she must be called again at the end and decide to vote “in favor”, “against” or “abstention” or with right of explanation accordingly.*

**Secretary:** Judge \_\_\_\_\_.

**Judge:** *(Vote).*

*For the Judges who voted with right of explanation:*

**President:** Judge \_\_\_\_\_, please raise your placard and give your explanation. Please be brief, you count with 30 seconds.

**Judge:** *(Gives their explanation).*

**President:** Thank you, Judge. *(And so on until all the judges who voted with right of explanation have passed).*

**Secretary:** Having listened to the explanations of the judges, I will now hold the second round of the voting process for the Resolution Paper. Please raise your placard and say how would you like to establish your vote. Only “In favor” or “Against”. Judge \_\_\_\_\_.

Judge: *(Vote)*.

*The final votes are registered.*

President: Thank you, judges. Please wait while the Chair holds the counting process.

President: Judges and advocates, with \_\_\_ votes in favor and \_\_\_ votes against, the [Applicant/Respondent Party](#) has won the trial. *(President gives a hammer with the Judicial Gavel)*. Congratulations, judges and advocates, the [International Court of Justice](#) has reached an internal Resolution.

Moderator: Judges and advocates, please remain in silence while the chosen Resolution Paper is sent to the High Command for its approval.

## RESOLUTION PAPER APPROVAL (HIGH COMMAND)

- For this part, the three members of the High Command will be called to the Session Room and will be the corresponding entity to approve (or not) the Resolution Paper.

Moderator: Judges \_\_\_\_\_ and \_\_\_\_\_, you are recognized to come to the front and read the Resolution Paper.

President: Judges and advocates, please all rise, the High Command \_\_\_\_\_ [\(Names of the three members with positions\)](#) are about to enter the room.

High Command: Thank you, judges and advocates, thank you, Chair, you may be seated/may continue.

- From this moment the process is carried out exactly the same as it was in the previous reading of the Resolution Paper. After the High Command has asked the questions, the Secretary must carry out the voting process:

President: Now I give the word to Mr./Mrs.. Secretary to hold the voting process.

Secretary: I will now proceed to hold the voting process, please raise your placard and say how would you like to establish your vote.

The options are:

- In favor
- Against

Secretary: Secretary General?

Secretary General: *(Vote)*.

Secretary: Secretary for Committees?

Secretary for Committees: *(Vote)*.

Secretary: Secretary for Logistics?

Secretary for Logistics: *(Vote)*.

At the end of the voting process:

**President:** Thank you, High Command, judges and advocates, please wait while the Chair counts the votes.

*The Chair counts the votes carefully*

**President:** Judges and advocates, with \_\_\_ votes in favor and \_\_\_ votes against, Resolution Paper \_\_\_ passes. *(President gives a hammer with the Judicial Gavel)*. Congratulations, judges and advocates, the **International Court of Justice** has reached a Resolution.

## OBJECTIONS

- The objections can be used in the cross-examination and the judge's examination.
- They work like points of order; advocates can interrupt whoever is speaking to use them.

**Advocate:** Objection, \_\_\_\_\_.

- The president decides if the objection is in order.

*If it is in order:*

**Moderator:** Thank you advocate, you are in order. Advocate \_\_\_\_\_, *(referring to the advocate to whom the objection was directed)* please \_\_\_\_\_ *(corrects them)*.



*If it is not in order:*

**Moderator:** Sorry advocate, you are out of order.

The objections are:

- **Hearsay:** When the evidence said is given outside the court.
- **Leading question/speculation:** Question that suggests an answer.
- **Compound question:** Question that asks multiple things.
- **Argumentative:** When the advocate argues with the witness.
- **Asked and answered:** When the advocate asks the same question after being answered.
- **Misleading:** When the question/answer is confusing.
- **Incompetent:** When the witness is not mentally stable or incredibly young.
- **Inflammatory:** A question which is manipulating or irrelevant and could produce a reaction within the jury, or against the witness or defendant.
- **Privilege:** When a witness does not have to give testimony or evidence in certain areas.
- **Immaterial:** Irrelevant questions to the matter in trial. Often made to manipulate the opponent.

## WELCOMING A MEMBER OF THE HIGH OR SUB-HIGH COMMAND.

**President:** Judges and advocates, please all rise. A member of HC/SHC, \_\_\_\_\_ is about to enter/exit the session.

**Secretary General:** Diego Cobos Tanús  
**Secretary for Committees:** Susana Lobato Izcoa  
**Secretary for Logistics:** Andrea Pantoja Rubí

**Member of HC/SHC:** Thank you, judges and advocates, thank you, Chair. You may be seated/may continue.