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Immigration, Refugee
and Citizenship Law Moot

Concours de plaidoirie en
droit de l'immigration,
des réfugiés et de la
citoyenneté

CLARIFICATIONS

ENGLISH
VERSION

1. **To what extent, if any, may we reference commentary on the Revell v. Canada case (e.g., from news stories, blogs, scholarship)?**

Answer: Referencing case commentary and other secondary sources (e.g., law blogs, scholarly journals, etc.) is generally permitted and must be done in accordance with Rule 36. Use of all authorities, including case commentary, will be scored according to the general factors listed in Appendix 'A'. However, mooters may not rely on secondary sources to introduce any facts which are not in the record that was before the Federal Court of Appeal.

2. **Is each team responsible for providing a translation of their one-page summary, or will the committee be providing translation services?**

Answer: Pursuant to Rule 30 groups are responsible for providing a translation of the one-page summary. Please note that Rule 23 permits groups to use translation software so long as they ensure that the translation is of the same quality as the original language.

3. **The moot problem states that only issues raised concerning section 7 of the Charter, as raised in the reasons given by the ID Board Member, Federal Court and Federal Court of Appeal, should be addressed in the submissions. Our team would like clarification on whether to briefly reference the decisions on s.12 in the procedural history.**

The moot instructions state, "Arguments not referenced in the reasons of the ID, FC, or FCA may be advanced by counsel in their submissions, but only if they relate to the section 7 issues identified in the previous decisions. For further clarity, the issue of section 12 of the Charter, stare decisis, and the second certified question is not a matter for argument in this moot". As we are not referencing section 12 or stare decisis in our arguments, we would appreciate clarification as we begin drafting.

Answer: As per the Moot instructions, the issue of section 12 of the Charter, stare decisis and the second certified question is not a matter for argument in this moot. As such, it is unnecessary to reference the decisions on s.12 in the procedural history of your submissions.

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