



**FIFTH SYMBIOSIS LAW SCHOOL, PUNE-
INTERNATIONAL CRIMINAL TRIAL
ADVOCACY COMPETITION - 2020
[SICTA]**

MARCH 13TH 2020 - MARCH 15TH 2020

CLARIFICATIONS

The answers for the clarifications sought from the teams on the Moot Compromis are as follows:

1. What is the structure and role of MZ Capital?

Answer: No clarification required.

2. Who owns MZ Capital?

Answer: No clarification required.

3. Whether Oceanda is a signatory member of the Geneva Convention and Additional Protocol II?

Answer: Yes, Oceanada is a signatory to the Genevan Conventions of 1949 and their Additional Protocols.

4. Is Michael Zouzi in any way related to MZ Capital?

Answer: No clarification required.

5. Was it mandatory that all decisions regarding extraction anywhere near the salt mines were to be initiated only after obtaining a written parchment from the village elders or the Relacion heads? As paragraph 5 of the Compromis states that "the Relacion heads with complete operational authority and independence over the extraction activities of the mill under its control".

Answer: No clarification required.

6. Can you please clarify whether the participants are not allowed to raise any questions pertaining to any kind of jurisdiction?

Answer: No clarification required. Please refer to the "Notes" appended to the Compromis.

7. As per the terms of the "Memorandum of Understanding" mentioned in Para 5 of the Compromis, did the land holding of the plateau change and shift to the Government?

Answer: No clarification required.

8. Para 5 calls Lithensgard/Corporation a "Government owned mill" and a "Joint venture between Sarrakish and the Government" both at the same time, clarification required as to the ownership and form in which the Lithensgard was incorporated.

Answer: No clarification required.

9. What percentage of shares are held by the Sarrakish and/or the relations before and after divestment?

Answer: No clarification required.

10. What percentage of shares are held by the Government before and after divestment?

Answer: No clarification required.

11. As per Para 11, divestment was proposed to occur in 3 tranches, details required as to divestment of the remaining 75% of the shares of Lithensgard.

Answer: No clarification required.

12. As per Eudaimonian Accord, were extraction rights and control also taken away from hands of the Sarrakish?

Answer: No clarification required.

13. Referring to Para 12, the various awards won by World Electronics are won before 2005 or post 2005?

Answer: No clarification required.

14. When did World Electronics start taking lithium or other minerals from middle men at Oceanada?

Answer: No clarification required.

15. Para 24- who are "individuals", "government"?

Answer: "Government" refers to the government of Oceanada, while "individuals" refer to the habitants of Sarrak de Nova.

16. Para 30- who are the remaining 2 individuals who have been charged by the ICC Prosecutor?

Answer: No clarification required.

17. Statement of VW 2- In the second paragraph of his communication, fifth line, the word "Company officials" are to mean company officials of SSB or MZ Capital or ADS or World Electronics?

Answer: "Company officials" is a reference to the management of Lithensgard.

18. Statement of VW1- Main demand of TVF is of collective reparations, however, the description/ purpose of statement of VW1 explicitly states and suggests, he is here to "identify" victims for purpose of reparations.

Answer: No clarification required.

19. Is all mineral land, specifically lithium areas owned by Sarrakish tribals?

Answer: No clarification required.

20. Statement of PW1- para 1, "lastly, unlike SSB.... shares today":

- a. What are these issued share bearers?
- b. Where and when have they been issued?
- c. Are these instruments being issued in Oceanada?
- d. Are they banned in Oceanada?

Answer: No clarification required.

21. Statement of PW 2- second paragraph, first line, since when has World electronics been dealing and taking minerals from Oceanada?

Answer: No clarification required.

22. PW 3- first paragraph, last line, after incorporation of Lithensgard also were these extraction rights granted specifically by the Relations? When did this practice stop?

Answer: No clarification required.

23. Statement of VW1- Exact details as to occupation of VW 1 required. Is it government service or private sector?

Answer: No clarification required.