



HONG KONG INTER-SCHOOL MOCK TRIAL CHAMPIONSHIP

April 29 - 30, 2017





ORGANIZER



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FOREWORDS



THE HONOURABLE
MISS ELSIE LEUNG OI-SIE, GBM, JP

Congratulations to ACO for organizing the Hong Kong Inter-School Mock Trial Championship 2017. The Championship not only provides the opportunity for the Champion to take part in the United States world-class competition, but also to local secondary school students to learn about the legal system in Hong Kong before choosing their future careers.

From the mock trial, they learn about the role of judges, barristers and solicitors, and also citizens who all play a part in the rule of law. It is not only a challenge to their debating skills, but also requires their understanding of the various roles, researches into the law, analyzing and advocacy abilities. It will certainly lead the students through an interesting expedition which I hope they will all enjoy. I wish the event every success.



THE HONOURABLE
MR. JUSTICE JONATHAN HARRIS

It is now 4 years since I first had the opportunity to attend and judge the Hong Kong Inter-School Mock Trial Championship. Since then it has continued to develop and provide an exciting and valuable opportunity for High School students to familiarize themselves with the court process and benefit from the opportunity to develop their presentational skills.

I know from the high standards of the various teams in previous years that you will all have prepared thoroughly and will take the moots very seriously. But do not become obsessed with winning. Enjoy the competition and take the opportunity to watch other competitors. Imagine you are the judge and assess what you think works and what does not. It is in that skill that the most reliable route to developing effective advocacy techniques is to be found. Have fun!



THE HONOURABLE
MRS. JUSTICE AUDREY CAMPBELL-MOFFAT

It is an honour to be invited to judge the final of the Hong Kong Inter-School Mock Trial Championship 2017, which is now in its fourth year. The competition is a fantastic opportunity for all participants to experience what it is like to stand up in court and to advocate on behalf of a client having analysed the pros and cons of their respective cases. The adversarial process is a fundamental part of our common law system of justice of which we are extremely proud. More than this, it is an opportunity to take part in an event which requires many other skills including an analysis of the relevant facts, the application of independent judgment, the ability to think on one's feet and to practice the art of persuasion. I am looking forward to the event, I hope you are too. Good luck.

WELCOME

On behalf of ARCH Community Outreach, we are honoured to welcome you to Hong Kong Inter-School Mock Trial Championship (HKISMTC) 2017! We are excited to organize the annual competition that brings together over 200 students from 24 secondary schools. We hope that all competitors are excited to argue this year's case, "HKSAR v. Cheung", and have the chance to win a sponsored trip to the US to compete in the Empire Mock Trial San Francisco competition in the Fall.

The HKISMTC 2017 is the culmination of a year of hard work. We are proud to announce our official collaboration with Empire Mock Trial this year and for the continued support from The University of Hong Kong. We are grateful for all the time and effort our sponsors and partners have dedicated to help recruit judges and volunteers from all around Hong Kong, without which this competition would not be able to happen. We would also like to offer our sincerest gratitude to the Honourable Miss Elsie Leung Oi Sie, GBM, JP, and the Honourable Mrs. Justice Audrey Campbell-Moffat – two illustrious legal practitioners who have kindly agreed to serve as our Chief Adjudicators for the competition.

Participants in the competition have embraced the rigors of academic and exam preparation, and dedicated months to prepare for the challenging case. Regardless of the competition outcome, we are proud of all the hard work teams have shown through the preparation workshops and hope the competition experience will help further Hong Kong youth's skills in advocacy, critical thinking and public speaking.

In just four years, we have witnessed the incredible growth of this mock trial competition in Hong Kong. We look forward to watching all teams bring to life this year's case. Best of luck to all participants this weekend. Together, let's take mock trial to greater heights!

Best,
Jennifer Ma & Jennifer Yu
ARCH Community Outreach Co-founders

OPPORTUNITY TO COMPETE IN THE U.S.



In 2015, the winning team of HKISMTC, Li Po Chun United World College of Hong Kong, competed in the prestigious Empire Mock Trial New York tournament!

The winning team of the HKISMTC 2016, St. Paul's Convent School, represented Hong Kong and competed at the Empire Mock Trial's New York tournament in November 2016! The team had a great experience in the international competition and learned a lot from competing against the best teams in the world.

This year's winning team will get the opportunity to compete in Empire Mock Trial's San Francisco tournament! It is our mission to broaden students' participation in mock trial across Hong Kong and gain international experiences through this fun debating activity.



PANEL SPEAKERS

THE HONOURABLE MRS. JUSTICE AUDREY CAMPBELL-MOFFAT

Mrs. Campbell-Moffat, SC, was born in England but grew up in Cyprus, Aden and Singapore. Before joining the Bar of England and Wales, she was a Flight Lieutenant in the WRAF. She obtained a Bachelor of Arts Degree in Economics, from the Open University and LL.B. from the University of Reading whilst in the Royal Air Force in 1982 and 1986 respectively. She was called to the Bar of England and Wales in 1987 and acquired an LL.M. in Company Commercial Law from King's College, University of London, United Kingdom, in 1990. She was appointed as Senior Counsel in 2013. She was in private practice as a criminal practitioner in the United Kingdom and then Hong Kong between 1988 and 2015. She served as a Deputy Judge of the Court of First Instance of the High Court since April 2015. She was appointed to the High Court on 25 May 2016.

MR. JOSE MAURELLET

Mr. Jose Maurellet was born in Hong Kong. He studied at French International School until he left for England where he read law at St Edmund Hall, University of Oxford. He obtained the PCLL from the University of Hong Kong in 1999 and was called to the Bar in 2000 and as a senior counsel in 2016. He is present a Vice Chairman of the Hong Kong Bar Association.

MR. HARRY TILIS, ESQ.

Mr. Harry Tilis has practiced law in Suffolk County, Long Island (New York) for over twenty years, after having begun his career in New York City with Proskauer, Rose, Goetz & Mendelsohn. A 1989 magna cum laude graduate of the Cornell Law School, he has served as general counsel to ADI, now a division of Honeywell, and has represented clients in his "real people" practice in the courts of New York and New Jersey and in federal courts. He has considerable experience representing businesses of all sizes and often develops multidisciplinary training programs to create awareness and reduce fear of legal issues that face employees interacting directly with customers and the public. He has contributed as many as 200 hours per year to the American Mock Trial Association which coordinates the world's largest collegiate mock trial program. He has operated an undergraduate moot court tournament for the American Collegiate Moot Court Association.

THE CASE PROBLEM

CASE SUMMARY

HKSAR v. Cheung

On 24 June 2016, after returning home from a night out with the soccer team, Syd Nee Chan was kidnapped from the Chans' home. That evening Syd Nee's parents, Da Vid and Ma Di were having dinner at the residence of Viran and K.C. Cheung. Both couples live in Queen's Landing, in ACO, a fictitious Hong Kong territory. They had left their three children (Syd Nee, Ka Lee, and Ni Kee) with their babysitter, To Bias Wong. After discovering that Syd Nee was missing at around 11:00pm, To Bias called 999 to report a possible kidnapping. The police arrived shortly afterwards and found To Bias, Ka Lee and Ni Kee in the Chan home. Three days later, on 27 June, Syd Nee was found at the Empire Hotel in the neighbouring town of Sea Isle. The child was blindfolded and handcuffed to a pipe in the bathroom. Syd Nee was not physically injured, and was returned to the Chans. After a police investigation, Viran Cheung was arrested and charged with kidnapping.

CHARGES

The ACO Secretary for Justice is charging the defendant, Viran Cheung, with three counts:

1. Forcible Taking or Detention of Persons (CAP 212 s42) – The defendant unlawfully removed the victim from their home and confined them for a substantial period in isolation.
2. Stealing a child under 14 years (CAP 212 s43) – As above in Count 1, with an additional intent to deprive the victim's parents/lawful guardians of the victim's presence.
3. Using chloroform, etc., in order to commit an indictable offence (CAP 212 s21) – The defendant unlawfully administered an overpowering drug or thing with the intent to incapacitate the victim in the process of committing the above two counts.

This case is conducted in the Hong Kong Court of First Instance, a criminal jurisdiction. As such, the burden of proof rests on the Prosecution, which is required to meet the burden of 'beyond a reasonable doubt' (that there is no other reasonable interpretation of the facts, than the interpretation that the defendant committed the crime).

CHAMPIONSHIP DETAILS & SCHEDULE

DAY 1 - APR 29, 2017 (SATURDAY)

8:15am	Registration	Large Moot Court
8:30am	Judges Orientation	Judges Room
8:45am	Opening Ceremony	Large Moot Court
9:15am	Pre-Trial Conference	Captains Room
9:45pm	Round 1 (3 hours)	Competition Rooms
12:45pm	Lunch Break	
1:15pm	Judges Orientation	Judges Room
2:00pm	Pre-Trial Conference	Captains Room
2:30pm	Round 2 (3 hours)	Competition Rooms

DAY 2 - APR 30, 2017 (SUNDAY)

8:00am	Judges Orientation	Judges Room
8:30am	Registration	Large Moot Court
8:45am	Pre-Trial Conference	Captains Room
9:15am	Round 3 (3hours)	Competition Rooms
12:15pm	Lunch Break	
12:45pm	Judges Orientation	Judges Room
1:30pm	Pre-Trial Conference	Captains Room
2:00pm	Round 4 (3 hours)	Competition Rooms
5:15pm	Panel Sharing	Large Moot Court
5:45pm	Awards Ceremony and Photo Taking	Large Moot Court

IMPORTANT ROOMS

Large Moot Court	2/F
Judges Room	Room 311
Captains Room.....	Room 301
Crews Tabulation Room.....	Room 310

COMPETING TEAMS

Teams have been assigned a vehicle-themed team name for use over the course of the competition. These team names will allow us to communicate matchups and other important information, without revealing to judges the identities of schools. As with vehicles, your secret identity should remain a secret. Please do NOT share the name of your school with any judge during the competition. Below is the list of participating teams, followed by their assigned team name. The matchups for the first round of this year's competition will be randomly determined. Teams will find out which side and which team they will be facing through ACO's Facebook/ Instagram.

 1. Motorbike Baptist Lui Ming Choi Secondary School	 2. Taxi Belilios Public School	 3. Truck Bishop Hall Jubilee School	 4. Helicopter Canadian International School of Hong Kong	 5. Airplane Chinese International School	 6. Bus Diocesan Boys' School
 7. Tram Diocesan Girls' School	 8. Metro German Swiss International School	 9. Scooter Good Hope School	 10. Bicycle Harrow International School Hong Kong	 11. Locomotive Hong Kong International School	 12. Cruise Ship King George V School
 13. Speedboat La Salle College	 14. Rocket Sing Yin Secondary School	 15. Submarine S.K.H. Tsang Shiu Tim Secondary School	 16. Jeep St. Clare's Girls' School	 17. Tractor St. Joseph's College	 18. Mixer St. Mark's School
 19. Warship St. Paul's Convent School	 20. Ferry HKU Academy for the Talented Team A	 21. Sailboat HKU Academy for the Talented Team B	 22. Hot Air Balloon Victoria Shanghai Academy	 23. Caravan Yew Chung International School	 24. Sports Car Yuen Long Merchants Association Secondary School

GUIDELINES FOR SPECTATORS

Spectators are permitted in all trials and we encourage you to watch as much of the competition as possible! To ensure that rounds proceed smoothly, we kindly ask all spectators to abide by the following guidelines:

- Please turn off or silence your phones and cameras. Photography is permitted, but kindly turn off the flash to avoid distracting the judges and competitors!
- When observing a mock trial, please try to limit any movement in and out of the room. There will typically be recesses halfway through trial (after the Prosecution Case-in-Chief) and near the end (before Closing Arguments). If you must transit before then, please wait until the current exam or statement has finished before exiting or entering the room.
- Please do not communicate with competitors! Competitors are not allowed to talk to or otherwise communicate (including verbal, non-verbal and written) with spectators until the round is officially over.
- While water is permitted in all rooms, other food and drinks should not be consumed in competition rooms.
- Please help us to keep HKU's rooms neat and tidy! Do not move any chairs or tables unless directed to do so by staff.
- Please respect the other team, judges, and staff at all times. Disruptive spectators may be asked to leave the room.
- Any issues should not be taken to the room judge. Instead, all problems should be directed to the nearest staff or to the Tabulation Room.

FREQUENTLY ASKED QUESTIONS

WHAT IS MOCK TRIAL?

Mock trial is a competitive event where students step into the roles of lawyers and witnesses for a fictional court case. Two teams, one Prosecution and one Defence, examine witnesses, argue objections, and battle to win the case.

HOW DOES A TEAM WIN?

Each team tries the case four times, twice as the Prosecution, and twice as the Defence. In each round, there are two judges grading the team based on their performance.

Judges give each team a score for each part of the trial. For lawyers, this score depends on considerations like argument delivery putting appropriate questions to witnesses; for witnesses, it is based on considerations like character development and knowledge of the facts. At the end of the round, all those scores are added up, and whichever side scores more points is the winner of that round. The verdict is not what matters at the end of the trial – the number of points won on each judge's ballot is the key.

WHAT ARE THE PRIZES?

- Championship Trial Team
- Outstanding Trial Teams
- Honourable Mentions
- The Honourable Mr. Justice Harris Award
- Outstanding Witnesses
- Outstanding Barristers



MORE ABOUT MOCK-TRIAL

Opening Statements

Opening statements are one of only two occasions that lawyers are permitted to give speeches to the jury. During an opening statement, lawyers preview the evidence and the witnesses that they will offer at trial. Opening statements are the first time a jury hears specifics regarding the case, so lawyers must speak clearly and methodically.

Examinations-in-Chief (Direct Examinations)

For most of a trial, a team must present its evidence by putting questions to the witnesses. Exams-in-Chief involve two members of a team: one lawyer and one witness. The witness must answer all of the lawyer's questions while remaining in character. Exams-in-Chief are generally easier: they can be somewhat planned in advance because the lawyer and witness are friendly and on the same team. There will be three direct examinations per team. The Plaintiff presents its case first.

Cross Examinations

After every direct exam of one witness, the opposing team will be also allowed to ask questions. This is known as a cross examination. This is meant to bring out information that the witness or side may be trying to hide, and lawyers are much more pointed. Sometimes they will attempt to bring out information that was not mentioned during the exam in chief, or they may attack the witness' credibility. There is an opportunity to cross examine all three witnesses brought by the opposing side.

Closing Arguments

After all the witnesses (from both sides) have been called, each team is given one last opportunity to make the case for its side. This is the closing argument, and is presented directly to the 'jury.' During a closing argument, lawyers marshal all the evidence elicited at trial that supports their side, and ask the jury to deliver a verdict for their side.

MORE ABOUT MOCK-TRIAL

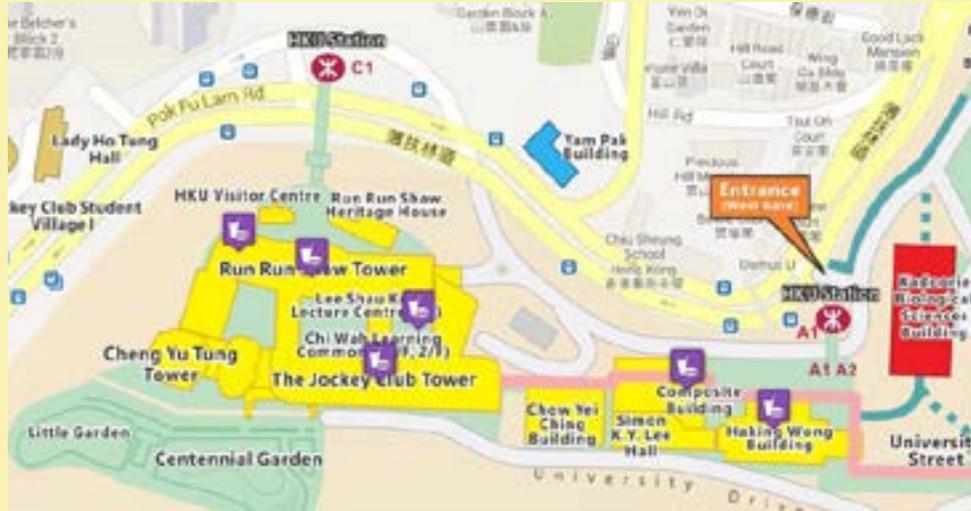
MOCK TRIAL: PHASES

Opening Statement	1. Prosecution Opening	
Prosecution Case-in-Chief	2. π 1, Exam-in-Chief	3. Cross of π 1
	4. π 1, Exam-in-Chief	5. Cross of π 2
	6. π 3, Exam-in-Chief	7. Cross of π 3
<i>RECESS</i>		
Defence Case-in-Chief	8. Defence Opening	
	9. Δ 1, Exam-in-Chief	10. Cross of Δ 1
	11. Δ 2, Exam-in-Chief	12. Cross of Δ 2
	13. Δ 3, Exam-in-Chief	14. Cross of Δ 3
<i>RECESS</i>		
Closing Arguments	15. Prosecution Closing	
	16. Defence Closing	

Time limits apply to each team for each phase of a mock trial as follows:

Opening Statements:	5 minutes	π = Prosecution
Case-in-Chief:	25 minutes (total)	
Cross Examination:	25 minutes (total)	
Closing Arguments:	9 minutes	

MAP AND DIRECTIONS



If you have any questions, please feel free to seek help from our competition assistants.

RESTAURANT OPTIONS

1. BIJAS Vegetarian (一念素食)

Location: G/F Run Run Shaw Tower, Central Podium, Centennial Campus
 Opening hours: 11:30 a.m. - 9:00 p.m. (Sat) | CLOSED (Sun)

2. Super Super Congee (一粥麵)

Location: G/F Run Run Shaw Tower, Central Podium, Centennial Campus
 Opening hours: 7:30 a.m. – 9:30 p.m. (Sat) | CLOSED (Sun)

3. Delifrance

Location: G/F The Jockey Club Tower, Central Podium, Centennial Campus
 Opening hours: 8:00 a.m. – 8:00 p.m. (Sat & Sun)

4. Grove Café

Location: LG/F, The Jockey Club Tower, Centennial Campus
 Opening hours: 8:00 a.m. – 10:00 p.m. (Sat) | 8:00 a.m. – 9:30 p.m. (Sun)

5. Starbucks

Location: Shop No.2, G/F, Composite Building



**JUSTICE CANNOT
 BE FOR ONE SIDE
 ALONE BUT MUST
 BE FOR BOTH**

Eleanor Roosevelt
 1884 - 1962

PROUD SPONSOR FOR THE HONG KONG
 INTER-SCHOOL MOCK TRIAL CHAMPIONSHIP 2017



The scales represent Justice, Order, Balance and Judgement

ARCH COMMUNITY OUTREACH

ARCH Community Outreach (ACO) is a non-profit charity (IR File No. 91/11870) aimed at broadening Hong Kong youth's exposure to international education experiences and diverse careers networks. ACO offers two broad programs - Widening Access Program (WAP) and Widening Participation Program (WPP).



- WAP targets under-resourced or under-represented high achieving students with the aim to provide support and guidance requisite for academic and professional success. Programs will include Careers Program, University Application Support and School Training and Workshops. Participants and Participating Schools are evaluated for eligibility.
- WPP will be offered to all students in Hong Kong with the aim to provide students the opportunity to learn from globally renowned professors and gain international exposure. Programs include Global Aspiring Medic Conference, Hong Kong Interschool Mock Trial and Young Laureate Award.

STUDENTS' SUCCESS STORIES



Rosemarie Ho
(Baptist Lui Ming Choi Secondary School), University of Chicago with full scholarship 2013-14

"The Careers Program not only provided a series of workshops on university and job preparation – from the complexities of writing persuasive resumes and personal statements, to the intricacies of presenting a proactive and confident side of yourself during interviews, but also enabled its participants to job shadow and gain exposure at prestigious firms in various fields. These experiences drastically changed my worldview; life was infinitely more exciting and interesting than the one I thought I had always been acquainted with."



Thomas Yau
(SKH Lam Woo Memorial Secondary School), Law, London School of Economics and Political Science with HKSES scholarship 2015-16

"Without ACO, I certainly would not have gone so far in terms of both my university education and career aspiration. Not only has ACO opened up my eyes as to the splendid array of career opportunities in my desired field - law, but it has, more importantly, tailored an all-in-one programme to assist with my overseas university application, with which I manage to start my year one at the LSE last September. After all, something would always be a turning point at some stages of your life. And to me, ACO is doubtlessly the one!"

DONATION FORM

Personal Information:

Name (English): _____ Name (Chinese): _____

Other Name / Company Name: _____

HKID Card no (First letter and 4 digits): Year of Birth: _____

Sex: _____ Telephone: _____ Email: _____

Name on Receipt (if different from above): _____

Donation Amount:

I would like to make a one-off donation to support ARCH Community Outreach:

HK\$5,000 HK\$2,000 HK\$1,000 HK\$500 HK\$ _____

I would like to make a regular monthly donation, please contact us directly.

Donation Method:

Cash (Please come to our center for cash donation)

Bank Transfer

HSBC: 048-895-163001 (Account Name: ARCH Community Outreach Limited)

(Please send this form with the **original/ copy** of the bank receipt)

Crossed Cheque (No.: _____)

(Payable to "ARCH Community Outreach Limited")

Donations are tax-deductible with official receipts. To save administrative cost, an official receipt will be issued for donations of HK\$100 or above. For enquiry, please contact us directly.

ARCH Community Outreach undertakes to comply with the requirements of the Personal Data (Privacy) Ordinance to ensure that personal data kept are accurate and securely kept. The personal data collected will be treated as strictly confidential and will be used by ARCH Community Outreach and its service providers for the purposes of donation administration, receipt issuance and related communications.

To connect closely with you and to keep you informed of ARCH Community Outreach's work as well as advocacy, development and fundraising progress, ARCH Community Outreach and its service providers may use your contact information (name, telephone, email and address) for the purpose of communications, fundraising, volunteer recruitment and survey administration. If you would not like to receive such materials or communications, please tick the box.

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