

23rd Henry Dunant Memorial Moot Court Competition
India National Rounds

Clarifications on the Moot Problem

1.	<p>The proposition mentions charges only with respect to Project Dark Horse and Project Hawk and none of the other projects have been mentioned in the charges. Does this mean that the arguments in the memorials and the issues should be limited to only these two projects, or are the participants required to frame additional issues with respect to the other projects undertaken by Techanon like Archie the Techbot and Project Integr8?</p>	Teams to draw their own conclusions (if any).
2.	<p>The detailed moot problem has a range of issues discussed with regards Project Hawk, Operation Dark Horse, Operation Silver Fox, and Archie the TechBot.</p> <p>However, charges regarding the latter two are not being raised before the ICC.</p> <p>Kindly clarify whether:</p> <ol style="list-style-type: none"> 1. There is some typographical error in the problem with regards the same/ 2. If not, then whether the prosecution can raise additional charges as per Article 61(4) of the Rome Statute, given the fact that specific bar has been placed on the use of Article 61(6)(c) of the Statute? 	No additional charges may be added at this stage. This factual matrix will be used for additional counts at the the Regional IHL moot competition in Hong Kong
3.	<p>Can we refer to the content of the “2022 Political Declaration on the use of explosive weapons in Populated areas” (https://international-review.icrc.org/articles/the-2022-political-declaration-on-the-use-of-explosive-weapons-in-populated-areas-924#footnote1_qu4smcg) for the “Political declaration” mentioned in para 24?</p>	Teams can use their creative discretion.
4.	<p>Para 18 mentions the date 18 October 2024, please clarify if it is 2022</p>	Yes, the date should be 18 October 2022.
5.	<p>There is no such Outer Space treaty in the year 2022, there is one in 1966 Please provide a pdf of the same, for more clarification.</p>	It should be the Outer Space Treaty of 1966.

6.	Whether other conventions like Hague Conventions, CEDAW, ICCPR etc. can be used?	Yes.
7.	What comes after “with” in para 1 in the 1 st line ?	This is a typo- please ignore. “In” and “the” should be deleted.
8.	The provisions applicable for the two charges mentioned in the moot proposition pertain to non-international armed conflict. Does this mean that none of the four Geneva Conventions are applicable to the current fact situation?	Teams to draw their own conclusions (if any).
9.	Has the proposition already considered the case as a Matter of Non- International Armed Conflict or do we have to prove it separately?	Teams to draw their own inference (if any).
10.	What must be the form of Citation?	Any method of citation is acceptable, so long as it is uniform throughout the team’s written submissions. .
11.	1. In charge 1, do we need to make separate issues or will it be one issue w.r.t. Article 25(3)(c) and Article 8(2)(e)(i)?	Teams to draw their own inference (if any).
12.	2. Similarly for charge 2, do we make two separate issues or one issue?	Teams to draw their own inference (if any).
13.	Timeline Discrepancy in Paragraph 18: Paragraph 18 mentions "a few days later on October 18, 2024," while the rest of the context is set in 2022. Could you please confirm if this is a typographical error?	The date should be 18 October 2022.
14.	Response to Simulation Findings in Paragraph 26: Paragraph 26 states, "The findings of the simulations were provided to Lt. Gen. Crendle for his decision on whether to proceed." Could you clarify the response to the malfunctions indicated by the simulations?	Teams to draw their own inference (if any).
15.	Identification Symbols on Hospital and Medical Personnel:	Yes- a red cross on a white background.

	Were the hospital and medical personnel attacked in Rosewood Province displaying any recognized symbols, such as the Red Cross on a white background?	
16.	<p>. Remuneration for Project Darkhorse:</p> <p>Did Techanon receive any remuneration for disseminating the deepfake video as part of Project Darkhorse, similar to the compensation received for duties in Operation SilverFox?</p>	Teams to draw their own inference (if any).
17.	<p>Details of Explosives in Paragraph 46:</p> <p>Paragraph 46 mentions that “The strikes caused the ammunition and grenades to ricochet off one another, causing a large explosion.” Were these ammunition and grenades pre-existing explosives belonging to the Rebellion?</p>	Teams to draw their own inference (if any)- see para 34.
18.	Were the clemon population in the Kingdom of Rufus recognized as citizens of Rufus? When was the concession agreement, mentioned in paragraph 6, signed?	Yes, the Clemon population is recognized as citizens of Kingdom of Rufus. Around 15 August 2010.
19.	Para 7 mentions ‘peaceful democracy’. Was the Kingdom of Rufus a democratic government or a Monarchy?	Teams to draw their own conclusions (if any).
20.	Para 18, 6th line states ‘rebellion members clashed with Rufus police, civil society, and rebellion supporters.’ However, we find an apparent contradiction as to the rebellion members clashing with the rebellion supporters.	This should say rebellion members, supporters and civil society organizations clashed with Rufus police.
21.	Para 18, mentions 18 October 2024, however, the flow of events indicates the year 2022.	The date should be 18 October 2022.
22.	Was Sara Hurley a Clemon or a Rufus citizen?	Why should this matter?

		Teams to draw their own conclusions (if any).
23.	Para 24, 2nd line uses the word endorsed. Does the term denote ratification or signature?	Teams to draw their own conclusions (if any).
24.	Para 26, states the armoured vehicles took 10 seconds to open fire and 3.5 seconds for the software to open fire. What was the time taken by the armoured vehicle to open fire after the software was installed?	The facts are sufficient.
25.	Para 31, the people killed amounted to 160 (killing 90 people, further 50 rebellion supporters, and 20 rebellion members were killed). However, Count 1 mentions 'killing 140' people.	The facts are sufficient. Teams to draw their own conclusions (if any).
26.	Para 42 uses the phrase 'social media platforms'. does this also include 'Tech Talk'?	Teams to draw their own inference (if any).
27.	Para 53, 'used in the Republic of Dave by the rebellion'. However, there is no mention of the existence of the rebellion members in the Republic of Dave.	Rebellion members do not need to be physically present in the Republic of Dave to use it.
28.	Para 63 mentions 'cyber attack on powerplant'. However, para 57 mentions that Techmania conducted a cyber attack on the satellite 'Marlink'.	This is meant to say a cyberattack on Marlink.