



## **The Susan J. Ferrell Intercultural Human Rights Moot Court Competition**

### **Clarifications to the 2016 Problem**

**Question 1:** Have both parties exhausted all local remedies before submitting this issue to the ICJ?

**Answer: Yes.**

**Question 2:** In paragraph 5, please specify if the farmers are Yinka or Maritz.

**Answer: The discovering farmers lived on the Yinka and Maritz sides of the erupting volcano.**

**Question 3:** In paragraph 7 and 9, please define who the Corazon civilians were.

**Answer: In paragraph 7, they included both Yinka and Maritz citizens; in paragraph 9, they included only Maritz citizens.**

**Question 4:** In paragraph 7, how many of the children are under the age of 15 and what tasks were they performing? Also, was preference of placement in the Yinka rebellion forces given to the younger children rather than older children or were they randomly assigned?

**Answer: The exact number of the enlisted boys is unknown; it is estimated to have been somewhere between 200 and 300. Half of them were under the age of 15. Using the weapons given to them, they conducted surprise attacks on Maritz military installations on Finca territory. They were randomly assigned to these missions.**

**Question 5:** In relation to paragraph 7, based on what reason(s) did the Corazon civilians think that they would be persecuted by the Maritz regime?

**Answer:** The Yinka farmers and citizens feared that their opposition to the Finca Agreement, at times violent, was to be countered by the Maritz military with lethal force; this sentiment was shared by Maritz citizens who feared to be swept up in this effort by the Maritz forces.

**Question 6:** In paragraph 9, what countries did the Maritz citizens flee to?

**Answer:** They fled to Belkys and other unnamed neighboring countries.

**Question 7:** In relation to paragraph 9, did Yinka only turn away the majority of the Corazon refugees who held firm to their loyalty to the State of Maritz, or did Yinka turn away all of the refugees who were being deported back to Yinka by neighboring countries?

**Answer:** Yinka only refused (re)entry to Maritz citizens loyal to Maritz.

**Question 8:** In paragraph 10, when Maritz killed all male inhabitants of the Yinka farmer village located in Finca territory, were these male inhabitants Yinka farmer rebels?

**Answer:** Some were, some were not.

**Question 9:** How did the Maritz military get the signatures? What actions were taken, i.e. left the petition at the door and came back, or had the people sign the petition at the door and would not leave unless it was signed?

**Answer:** Maritz military personnel did not leave the farmers' home until the petition was signed.

**Question 10:** As to Belkys (the state that intervened in the end), did they have a legal obligation?

**Answer:** This is an issue of law, not of fact.

**Question 11:** Was Belkys a party to any of the same conventions, in particular the Geneva Convention?

**Answer: That fact is not known.**

**Question 12:** Please give details of the nature of intercession offered by the State of Belkys in relation to paragraph 11.

**Answer: Belkys exercised strong diplomatic pressure on both Yinka and Maritz in order to achieve a peaceful judicial resolution of the dispute.**

**Question 13:** In relation to paragraph 13, what group of persons is Yinka referring to in Issue 4?

**Answer: The Corazon civilians fleeing to Belkys and other neighboring countries.**

**Question 14:** Do the Yinka and Maritz people consider themselves to be ethnically different? Are they ethnically different? What makes them different? Language, Religion, etc.?

**Answer: The Yinka and Maritz people consider themselves ethnically different. No additional facts are known.**

**Question 15:** Who negotiated the Finca Agreement?

**Answer: Representatives of the States of Yinka and Maritz.**

**Question 16:** Can you please label the State of Cicero and State of Aristotle on the map?

**Answer: The States of Cicero and Aristotle are former colonial empires on a distant continent, not the continent of Plato; thus they are not depicted on this map.**

**Question 17:** Can you clarify the status of internally displaced people?

**Answer:** This is an issue of law, not of fact.

**Question 18:** Can you please give us the correct pronunciation of the states and parties in the Problem?

**Answer:** There is no “correct” pronunciation of states and parties in this problem. One team’s choice is as good as any other team’s.

**THE END**