



20th LAWASIA International Moot

CORRECTION & ADDITIONAL CLARIFICATIONS TO THE MOOT PROBLEM



Organiser of the LAWASIA International Moot Competition

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CORRECTION

1. Kindly note that Exhibit 7 should be dated 22 September 2023 instead of 14 December 2023.

ADDITIONAL CLARIFICATIONS

1. Under what law was RMG incorporated?
RMG was incorporated under the corporation laws of Aurion.
2. Whether Aurion and Veridia are contracting state of the New York Convention?
Yes.
3. How restrictive were the employees' access to their passports?
There were instances where employees requested the return of their passports but were informed by the administration that the passports were still being processed for visa application purposes. However, no specific timeline was provided for their return, and no passport was ever returned to any of the employees.
4. Whether there are any other international labour laws which parties are subject to?
Aurion adopts a modified monist approach, and has ratified the Abolition of Forced Labour Convention, 1957 (No. 105) and the Labour Inspection Convention, 1947 (No. 81), aside from the Forced Labour Convention. However, Aurion has not ratified the Hours of Work (Industry) Convention, 1919 (No. 1).

5. What is the applicable domestic law mentioned under Clause 4.2(c)(ii) of the JVA?
The Aurion Labour Code 1994 merely declares the application of the provisions of the Forced Labour Convention without modification. However, the law has long been criticised by human rights group for being vague, leaving much of its implementation to the discretion of the Ministry to issue directives on mandatory labour reporting, minimum wages, working hours and holidays.
- Notably, Resolution No. 4/2020 (Working Hours of the Aurion Workforce) sets out the working hour limit as 8 hours a day or 48 hours per week, subject to a mutual agreement on overtime arrangements, where employers are permitted to assign their employees to work overtime not exceeding 300 hours per year.
6. What is the background of the workforce at ASI?
The workforce at ASI comprises approximately 8% foreign workers from neighbouring countries and 92% local hires, predominantly from Northern Aurion.
7. What are the statistics of modern slavery in Aurion?
There is no official data available.
8. Whether the stakeholders involved in CDI's internal investigation are impartial?
For parties to argue.