**B. A.LL.B. (Hons) 5 Year Integrated Course**

**4th Semester**

 **Environmental Law**

**Paper 406**

**Internal Assessment:20 Marks**

**Theory: 80Marks**

 **Total: 100 Marks**

**Time: 3 hours**

**Note:**

(a) Nine questions shall be set in all, two questions in each unit I-IV and one compulsory question in unit-V.

(b)The compulsory question in unit-V shall consist of four parts, one from each Unit I-IV.

(c) The Candidate shall be required to attempt five questions in all, selecting one question from each Unit I-IV and question no. 9 in Unit- V shall be compulsory.

(d)Each question in Unit I-IV shall carry 15 marks and question no. 9 in Unit -V shall carry 20 Marks.

**UNIT-I**

History of Environmental Protection in India, Environmental Problems & Factors

Responsible, Constitutional Provisions and environmental protection in India.

International concern for environmental protection and sustainable development including Stockholm Declaration of 1972, World Commission on Environment and Development, 1987

Rio-Declaration, 1992 and Earth Summit of 1997

**Leading Case: Indian Council for Enviro-legal Action v. Union of India AIR 1996 SC1446**.

**UNIT-II**

The Environment (Protection) Act, 1986:

Definitions (Section2), General powers of Central Government (section 3-6), Prevention,

Control and Abatement of Environment Pollution (Section 7-17), Miscellaneous (Section 18-26)

The National Green Tribunal Act, 2010

Definitions(Section 2), Establishment of Tribunal (Section 3-13), Jurisdiction, Powers and Proceeding of the Tribunal( Section 14-25) Penalty(Section 26-28) Miscellaneous (Section 29-38).

**Leading Case: M.C.Mehta v. Union of India (Oleum Gas Leak Case) AIR 1987 SC 1086**

**UNIT-III**

Water (Prevention and Control of Pollution) Act, 1974:

The Central and State Boards for prevention and Control of Water pollution (Section 3-12),Joint Boards (Section 13-15), Powers and Functions of Boards (Section 16-18), Prevention and Control of Water Pollution (Section 19-33A), Penalties and Procedure (Section 41-51) Air (Prevention and Control of Pollution) Act 1981:

Definitions (Section 2), Central and State Boards for the prevention and control of Air

Pollution (Section 3-15),Powers and Function of Boards(Section 16-18), Prevention and

Control of Air Pollution (Section 19-31A), Criminal Law and Environment Protection.

**Leading Case: M.C. Mehta v. Union of India AIR 1988 SC 1037 (Kanpur Tanneries**

**Case)**

**UNIT-IV**

The Wild life (Protection) Act, 1972: Authorities under the Act (Section 3-8), Hunting of wild Animals(Section 9-12), Sanctuaries, National Parks and Closed Areas(Section 18-38),Central Zoo Authority and Recognition of Zoos (Section 38A-38J),Constitution of National Tiger Conservation Authority and its powers and functions (Section 38L and 38O), Tiger and other Endangered Species Crime control bureau (Section 38 Y and 38Z), Trade or Commerce in wild Animals, Animal articles and Trophies(Section 39-49), Prohibition of Trade or Commerce in trophies etc. (Section 49A-49C), Prevention and detection of Offences (Section 50-58), Miscellaneous (Section 59 - 66).The Indian forest Act, 1927:Interpretation clause (Section 2), Reserved Forest (section 3-27), Village forest (section 28),Protected Forest (section 29-34),Control over forest and land not being the property of Government (Section 35-38) Duty on Timber and other forest Produce (section 39-40), Control of timber and other forest produce in transit (section 41-44), Collection of drift and standard Timber (section 45-51), Penalties and Procedure (section 52-69), Cattle Trespass(section 70-71), Forest officers (section 72-75), Miscellaneous (Section 79-85 A).

**Leading Case: Indian Handicraft Emporium v. Union of India, (2003) 7 SCC 589**

**Suggested Readings**

1. Agarwal, S. : Legal Control of Environmental Pollution

2. Chaturvedi, R.G. &Chaturvedi, M.M. Law on Protection of Environment and prevention of Pollution

3.H.N. Tiwari Environmental Law

4.Krishna lyer, V.R. : Environmental Pollution and Law, 1984

5.. Paras Diwan : Environmental Administration-Law and Judicial

 Attitude, Vols. I & II, 1992

6. Rama Krishna : The Emergence of Environmental laws in

 Developing Countries-A Case Study of India

7. Srivastava, A.B. : Protect Global Environment, 1994

8. Jaswal, P.S & Nishtha : Environmental Law

9. Shanthakumar, S. : Introduction to Environmental Law

10 Aggarwal, Nomita : Noise Pollution

111. Sripada, S. : The Municipal Corporations and Environment.