

ENVIRONMENTAL LAW

FACULTY OF LAW OSMANIA
UNIVERSITY SYLLABUS OF LL.B. (3-
YDC) (w.e.f. the Academic Year 2022-2023)
LL.B. I SEMESTER PAPER-V

Prof. Mohammad Masood Ahmed

LLB(Hons), M.B.A., M.Com., M.A.(Eco.), M.H.Sc.(Public Health), M.Sc.(Psch.), M.Phil.(Mngt)

Prof Masood's Legal Class

ENVIRONMENTAL LAW

➤ **Unit-I:** The meaning and definition of environment – Ecology - Ecosystems-Biosphere - Biomes – Ozone depletion - Global Warming - Climatic changes - Need for the preservation, conservation and protection of environment - Ancient Indian approach to environment- Environmental degradation and pollution - Kinds, causes and effects of pollution

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➤ **Unit-II:** Common Law remedies against pollution - trespass, negligence, and theories of Strict Liability & Absolute Liability - Relevant provisions of I.P.C. and Cr.P.C. and C.P.C., for the abatement of public nuisance in pollution cases - Remedies under Specific Relief Act - Reliefs against smoke and noise - Noise Pollution.

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➤ **Unit-III:** The law relating to the preservation, conservation and protection of forests, wild life and endangered species, marine life, coastal ecosystems and lakes etc. - Prevention of cruelty towards animals - The law relating to prevention and control of water pollution - Air Pollution - Law relating to environment protection – Environment Protection Act, 1986: Biological Diversity Act, 2002: Hazardous Waste (Management, Handling and Transboundary) Regulations etc, - Environment pollution control mechanism – National Environmental Tribunal and National Environmental Appellate Authority- National Green Tribunal-Their powers and jurisdiction

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➤ Unit-IV: Art. 48A and Art. 51A(g) of the Constitution of India - Right to wholesome environment - Right to development - Restriction on freedom of trade, profession, occupation for the protection of environment – Immunity of Environment legislation from judicial scrutiny(Art.31C) - Legislative powers of the Centre and State Government - Writ jurisdiction - Role of Indian Judiciary in the evolution of environmental jurisprudence – Role of green belt development purpose & advantage.

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➤ Unit-V International Environmental Regime - Transactional Pollution - State Liability - Customary International Law - Liability of Multinational corporations/Companies - Stockholm Declaration on Human Environment, 1972 - The role of UNEP for the protection of environment - Ramsar Convention 1971 – Bonn Convention (Migratory Birds) 1992 - Nairobi Convention, 1982 (CFCC) - Biodiversity Convention (Earth Summit), 1992 - Kyoto Protocol 1997, Johannesburg Convention 2002.

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Suggested Readings

1. Armin Rosencranz and Shyam Divan: Environmental Law and Policy in India.
2. Manoj Kumar Sinha (Ed), Environmental Law and Enforcement: The Contemporary Challenges, Indian Law Institute, New Delhi, 2016.
3. A. Agarwal (Ed.): Legal Control of Environmental Pollution
4. Chetan Singh Mehta: Environmental Protection and Law
5. V.K. Krishna Iyyer: Environment Pollution and Law
6. Paras Diwan : Environmental Law and Policy in India, 1991
7. Dr. N. Maheshwara Swamy, Environmental Law, Asia Law House, Hyderabad.
8. P. Leela Krishnan, Environmental law in India, LexisNexis.

ENVIRONMENTAL LAW

Division of Syllabus

- Domain knowledge: It is the conceptual and background knowledge students must have to understand, follow and for the use of Environmental Law:
 - Environment
 - Ecology
 - Ecosystems
 - Biosphere
 - Biomes
 - Ozone depletion
 - Global Warming
 - Climatic changes
 - Environmental degradation
 - Pollution

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Division of Syllabus

- Legal knowledge: It is the legal knowledge students must have to understand, follow and for the use of Environmental Law:
 - Common Law Remedies and Provision:
 - Indian Penal Code(IPC)
 - Criminal Procedure Code(CrPC)
 - Civil Procedure Code(CPC)
 - Specific Relief Act

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Division of Syllabus

- Environmental Laws
 - Environment Protection Act, 1986
 - Biological Diversity Act, 2002
 - Hazardous Waster (Management, Handing and Transboundary) Regulations Rules
 - Environment Pollution Control Mechanism: Board and Tribunal

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Division of Syllabus

- Environmental Laws: Additional Readings Required
 - Constitution of India: Articles- 48A, 51A(g), 31C and others
 - The Air (Prevention and Control of Pollution) Act, 1981
 - The Water (Prevention and Control of Pollution) Act, 1974
 - The National Green Tribunal Act, 2010
 - The Indian Forest Act, 1927
 - The Forest (Conservation) Act, 1960
 - The Wild Life (Protection) Act, 1972
 - The Public Liability Insurance Act, 1991
 - The Compensatory Afforestation Fund Act, 2016

*THANK YOU
for your patience.*



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