

## **CORE COURSE 111 ENVIRONMENTAL LAW**

**(Including laws for Protection of wild life and other living creatures including animal welfare)**

### **Syllabus:**

#### **1. Environment & Environmental Pollution**

- 1.1 Environment: Meaning, Types: Natural & Man-made Environment
- 1.2 Eco System, Balance of Ecology
- 1.3 Environmental Pollution: Meaning, causes, Factors & Effects of Environmental Pollution
- 1.4 Types of Environmental Pollution: Air, Water and Noise Pollution

#### **2. Environment Protection: International Scenario & Constitutional Remedies:**

- 2.1 International Scenario: Stockholm Conference, Rio de' Janeiro Conference Sustainable Development and subsequent International Developments related to Environment Laws and its implication in India.
- 2.2 Constitutional perspectives for protection of Environment: Article 21, 48-A, 51-A(g), 32 and 226 42nd Constitutional Amendment
- 2.3 Contribution of Judiciary in Environment Protection through PILs, relevant decisions of the Supreme Court
- 2.4 Public Trust Doctrine, Polluter Pays Principle

#### **3. Legislations for the protection of Environment:**

- 3.1 Offences, Remedies and Procedure for prevention of Water Pollution under the Water (Prevention and Control of Pollution) Act, 1974
- 3.2 Offences, Remedies and Procedure for prevention of Air Pollution under The Air (Prevention and Control of Pollution) Act, 1981
- 3.3 Noise Pollution: Causes, effects and control measures
- 3.4 Environment (Protection) Act, 1986: Need to enact this legislation, Powers of the Central Government, Provisions for Prevention, Control and Abatement of Environmental Pollution: Offences & Punishment
- 3.5 Special provisions relating to Hazardous Process: Chapter IV-A of the Factories Act, 1948
- 3.6 Criminal Procedure Code: Public Nuisance – Sec. 133-143

#### **4. Miscellaneous:**

- 4.1 Public Liability Insurance Act, 1991: Liabilities of owners, Compulsory Insurance & Procedure for payment of compensation,
- 4.2 Wild Life (Protection) Act, 1972: Authorities: Hunting of Wild Animals, Protected Areas, Offences

- 4.3 Forest Act, 1927: Reserved Forests, Centuries, Powers of Forest Officer
- 4.4 National Environmental Tribunals Act: Functions, Jurisdiction
- 4.5 Prevention of Cruelty to the Animals Act: Objects & main features
- 4.6 National Green Tribunals Act, 2010: Objects, reasons and salient features

### **SUGGESTED READING:**

1. The Water (Prevention and Control of Pollution) Act, 1974
2. The Air (Prevention and Control of Pollution) Act, 1981
3. The Environment (Protection ) Act, 1986
4. The National Environment Tribunal Act, 1995
5. The Public Liability Insurance Act, 1991
6. The Factories Act -1948 ( Cpat. IV-A )
7. Environmental Law and Policy in India by Armin Rosencranz, Syam Divan Tripathi Publication
8. Lal's Commentaries on Water, Air Pollution and Environment (Protection) Laws by Law Publishers (India) Pvt. Ltd.
9. Environmental Law in India by Jain and Jain ( Idnore Law House )
10. Environmental Law by Prof. S. C. Shastri, Eastern Book Co.
11. Environment Law by Sumeet Malik, Edition, Eastern Book Co.
12. Aarmin Rosencranz, et. Al. (eds.) Environmental Law and Policy an India, Oxford
13. R.B. Singh & Suresh Misra, Environmental law in India Concept Publishing Co. New Delhi.
14. Kailash Thakur, Environmental Protection Law and Policy in India, Deep & Deep Publications, New Delhi.
15. Richard L. Riverz, Et. Al. (eds.) Environmental law, the Economy and
16. Sustainable Development, Cambridge.
17. Christopher D. Stone, Should Trees Have standing and other Essays on Law, Morals and the Environment, Oceana.
18. Leelakrishanan, P. Et. Al. (eds.) Law and Environment, Eastern, Lucknow.
19. Leelakrishnan, P. The Environmental Law in India, Butterworths- India
20. Department of science and Technology, Government of India, Report of the committee for recommending legislative Measures and Administrative Machinery for Ensuring Environmental Protection, (Tiwari Committee Report)
21. Indian Journal of Public Administration, Specvial Number on Environment and Administration, July-September, 1988 Vol., XXXV No.3 PP 353-801 .
22. Centre for Science and Environment. The State of India's Environment 1982, the State of India, Environment 1984-85 and the State of Indian Environment 1999-2000.
23. National Green Tribunals Act, 2010 : Bare Act