

**PAPER – III**  
**ENVIRONMENTAL LAW**  
**(Paper Code : K-403)**

The course shall comprise of the following :

- (1) General Background
  - (a) Problems of Environmental Pollution and Protection
  - (b) History of Indian Environmental Laws
  - (c) Importance and Scope of Environmental Laws
- (2) Constitutional Aspects : (a) Distribution of Legislative Power, (b) Directive Principles of State Policy  
(c) Fundamental Duties, (d) Fundamental Rights.
- (3) Select Legal Controls - The Water (Prevention and Control of Pollution) Act, 1974 and the Air (Prevention and Control of Pollution) Act, 1981. (a) Salient Features of the Acts, (b) Definitions (c) Authorities - Composition, Power and Function, (d) Mechanism to Control the Pollution, (e) Sanctions
- (4) Environment (Protection) Act, 1986 : Definition of 'Environment', Salient Features of the Act, Authorities - Composition, Powers, Functions, Mechanism to Control Environmental Pollution, Sanctions.
- (5) Control of Noise Pollution : Legal Control, Judicial Control.
- (6) Emerging Principles : Historical Background and Judicial Approach in India (1) Polluter Pays Principle, (2) Precautionary Principle, (3) Public Trust Doctrine, (4) Sustainable Development
- (7) Environmental Dispute and Grievance Settlement Mechanism : National Environment Tribunal Act, 1995-Powers, Functions and Jurisdiction of the National Environment Tribunal; National Environment Appellate Authority Act, 1997- Powers, Functions and Jurisdiction of the National Environment Appellate Authority.

**BOOKS RECOMMENDED**

Diwan Paras, *Environment Administration, Law and Judicial Attitude.*

Jaswal P.S., *Environmental Law.*

Kumar Naresh : *Air Pollution and Environment Protection.*

Pal Chandra, *Environmental Pollution & Development.*

Singh Gurdip, *Environmentl Law.*

**Central Legislations :**

*The AIR (Prevention and Control of Pollution) Act, 1981.*

*The Environment (Protection) Act, 1986*

*The National Environment Tribunals Act, 1995.*

*The Public Liability Insurance Act, 1991*

*The Water (Prevention and control of Pollution) Act, 1974*