

THE WEST BENGAL NATIONAL UNIVERSITY OF JURIDICAL SCIENCES,
KOLKATA

The Agenda of the Fifteenth Meeting of the Academic Council
of the W.B. National University of Juridical Sciences, Kolkata
to be held on 3rd January, 2011
at Dr. Ambedkar Bhavan,
Salt Lake, Kolkata

Agenda for the 15th Academic Council Meeting, The WBNUJS on 3rd January, 2011

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Any other matter with the permission of the chair

1. Confirmation of Minutes of the 14th Academic Council Meeting, NUJS:

The minutes of the 14th Academic Council Meeting are given in **Annexure – I** for reference and confirmation.

**MINUTES OF THE FOURTEENTH MEETING OF THE ACADEMIC COUNCIL OF WBNUJS HELD ON 15TH
MAY, 2010.**

at Dr. Ambedkar Bhavan, 12 LB Block, Sector – III, Salt Lake, Kolkata – 700098.

The Fourteenth meeting of the Academic Council was held on Friday, 15th May, 2010 in Dr. Ambedkar Bhavan, Salt Lake, Kolkata – 700 098:

The following members were present:-

1. Prof. (Dr.) M.P. Singh,
Vice-Chancellor, WBNUJS, Kolkata

2. Mr. Asok Deb,
Member, BCI, WB & MLA

3. Prof. K. N. Chandrasekharan Pillai, Director, Indian Law Institute, New Delhi,

4. Dr. N. S. Gopalakrishnan, Professor, HRD Chair on IPR, Cochin University of Science & Technology, Kochi, Prof.

5. Dr. Chandranath Bhattacharya, Director, Central Forensic Science Laboratory, Govt. of India,

6. Prof. Sabyasachi Sengupta Vice Chancellor, West Bengal University of Technology, Kolkata,

7. Prof. (Dr.) B. P. Panda
Professor, WBNUJS

8. Prof. (Dr.) M. K. Sinha
Professor, WBNUJS

9. Prof. Shamnad Basheer, Professor, I P Chair, WBNUJS

10. Dr. Arup Poddar
Associate Professor & Acting Registrar, WBNUJS

11. Ms. Ruchira Goswami, Assistant Professor, WBNUJS,

- Prof. Jose Verghese, Former Vice Chancellor, Hidayatullah National Law University, Raipur, nominee of the University Grants Commission, could not attend the meeting due to preoccupations.
- Mr. Balai Chandra Ray, Advocate General, West Bengal, Member, could not attend the meeting due to preoccupations.
- Dr. S. Krishnaswamy, Professor, WBNUJS could not attend the meeting due to preoccupations.
- Ms. Jasmine Joseph, Assistant Professor, WBNUJS, could not attend the meeting due to preoccupations.

Minutes of the 14th Academic Council Meeting

Sl. No	Agenda Items	Resolution	Remarks/ Action Taken
1	Confirmation of Minutes of the 13 th A.C. meeting, NUJS	The minutes of the 13 th Meeting of the Academic Council held on 29 th May, 2008 were confirmed.	
2	Proposed course curriculum for B.A./ B. Sc. LL.B. (Hons.) Programme from the Academic Year 2009-10	<p>For the batch beginning 2009 a new course curriculum was made applicable only to 1st year students. Now the revised curriculum has been prepared for all the five years of that batch.</p> <p><u>Resolution</u></p> <p>The Council approved the proposed course curriculum subject to addition of Human Rights with Public International Law course and refined titles of all other courses.</p>	
3	Academic achievements of faculty members	<p>The academic achievements of the faculty members during the academic year 2009-10.</p> <p><u>Resolution</u></p> <p>The Council noted the faculty achievements with appreciation.</p>	
4	Changes in exam rules for	The University proposes the	

<p>B.A./B.Sc. LL.B. (Hons.)</p> <p>(i) Tutorial</p> <p>(ii) Projects</p> <p>(iii) Relevant Percentage</p>	<p>following change in the Programme:</p> <ul style="list-style-type: none"> • Introduction of tutorial system for 1st years in all courses from the academic year 2009-10, • Introduction of tutorial system for the 2nd year students in all courses from the year 2010-11. <p>The tutorial system is geared to accomplish the following clear objectives:-</p> <p>(a) To develop the writing skills of the 1st year law students</p> <p>(b) To provide gradual initiation to more advanced forms of writing such as projects, papers</p> <p>(c) To enable the students, specially the shy ones, to formulate opinions and speak up about the issues</p> <p>(d) Finally, to formulate a system of informal mentoring.</p> <p><u>Resolution</u></p> <p>The Council approved the proposal.</p>	
<p>5 Reporting on special lecture delivered by visiting faculties</p>	<p>The following special lectures were given by the visiting</p>	

		<p>scholars:</p> <ul style="list-style-type: none"> • <i>Prof. Graham Dutfield</i> on Jan 22, 2010 - Traditional medicines & patents • <i>Mr. Souvik Roy</i>, Advocate, 13 Jan 2010 - The other side of corporate personality • <i>Prof. Dr. Andre Beteille</i>, 24 Feb 2010 - Access to education • <i>Meenakshi Chakraborty</i>, 12th April 2010 - Current trends in U.S. patent law. <p><u>Resolution</u></p> <p>The Council noted with approval.</p>	
6	Report on credit courses	<p>The following credit courses have been conducted during academic session 2009 – 10 by eminent scholars.</p> <ul style="list-style-type: none"> (i) <i>Clemens Richter</i> – UN and Human Rights . (ii) <i>Abhirup Bose</i> – The Politics & Practice of Corporate Governance and Corporate Law. (iii) <i>Dr. Clarence J. Dias</i> – Human Rights and Terrorism in South Asia. 	

		<p>(iv) <i>Prof. Pedro R. Fortes</i> – Class Action Paradox.</p> <p>(v) <i>Prof. S. Dam</i> – Introduction to Applied Ethics and Law .</p> <p>(vi) <i>Prof. E.W. Arnott</i> – Corporate Law Principles and Practices.</p> <p>(vii) <i>Prof. Dieter Grimm</i> – Comparative Constitutional Law.</p> <p>(viii) <i>Prof. Maurya Chandra</i> – Bench Marking Access to Justice in India.</p> <p><u>Resolution</u></p> <p>The Council suggested to add the credits of these courses to their course/examination requirements rather than having them only as extra courses.</p> <p>The Hon'ble members also suggested that abstracts from the credit courses should be attached for perusal of the members.</p>	
7	Report on the 4 th Convocation	<p>The Fourth Annual Convocation was successfully held on 20.02.10 at the University auditorium. It was presided over by Hon'ble Mr. Justice K.G. Balakrishnan, Hon'ble Chief Justice, Supreme Court of India, the</p>	

		<p>Chancellor of the University, who conferred degrees on the candidates. Hon'ble Professor Dr. Andre Beteille, the Chief Guest delivered the Convocation address. Members of the Council of the University bodies and a host of other dignitaries graced the function.</p> <p>Eighty two candidates (82) were conferred B.A./B.Sc. (Hons.), LL.B. degree, five (05) candidates were conferred LL.M. degree and three (03) candidates were also conferred M. Phil degree. Medals were also awarded to the passed out Graduate Scholars of 2004..</p> <p><u>Resolution</u></p> <p>The Council suggested to have the Academic Council Meeting before the convocation.</p> <p>The Council noted with approval.</p>	
8	Report on D.D. Basu Endowment Lecture	<p>The 3rd D.D. Basu Memorial lecture was organised on 19.01.2010 in the University Auditorium. The lecture was delivered by Hon'ble Dr. Dieter Grimm on Constitution, Constitutional Courts and Constitutional Interpretation at the Interface of Law and Politics. Eminent persons, scholars,</p>	

		<p>judges, lawyers, faculty members and students attended the lecture.</p> <p><u>Resolution</u></p> <p>The Council noted with approval.</p>	
9	Proposal on one year LL.M. Course	<p>One year course as already approved by the Academic Council is proposed to be introduced from the academic year 2010-11. The details of the course and the copies of the letters to the UGC and the MHRD have also been informed in this connection.</p> <p><u>Resolution</u></p> <p>In view of the fact that the UGC was likely to notify the details of the one year LL.M. Course very shortly, the Council deferred the matter.</p>	
10	Evaluation Scheme for LL.M. Programme	<p>Presently presentations and project submission are marked in every LL.M. course by the teacher teaching the course. The same teacher also sets the question paper for the end semester exam. But the end semester exam scripts are marked by an external examiner. In several highly specialized courses, the University faces the difficulty of finding a competent examiner. The external</p>	

		<p>examiners also often delays results. It is proposed that the end examination scripts may also be marked by the course teacher. For ensuring quality and fairness in the award, appropriate powers may be assigned to the P.G. Council.</p> <p><u>Resolution</u></p> <p>The Council decided that the Question Papers will be set by internal examiners.</p> <p>Evaluation of answer scripts will be done by two examiners, one internal and one external, and the average will be taken by dividing by two the total marks awarded by the two examiners. In case the variation is beyond 15% the answer script will go to another external examiner or as directed by the P.G. Council.</p>	
11	Proposed rules for admission for M.Phil, Ph.D & LL.D. Courses: eligibility conditions:	<p>The proposed regulations for eligibility conditions for M.Phil/Ph.D/LL.D. are as follows:-</p> <p>(i) <u>M. Phil</u> – An applicant seeking admission to M. Phil degree should have LL.M. Degree either from NUJS or from any other recognized University having secured not less than a 'B' grade or a aggregate of 50% marks & or its equivalent.</p> <p>Must have passed entrance test conducted by</p>	

the University for the same.

(ii) Ph.D - An applicant seeking admission to Ph.D. degree programme must have an M.Phil/LL.M. Degree in Law either from NUJS or from any other recognized University having secured not less than a 'B' grade or an aggregate of 50% marks in LL.M. or its equivalent.

In appropriate cases, the P.G. Council of the University on the basis of the appropriate representation made by the candidate, may permit the candidates for M. Phil/Masters degree in any other discipline to take admission in Ph.D.

Must have passed entrance test conducted by the University for the same.

(iii) LL.D. - An applicant seeking admission for LL.D. degree programme must have a Ph.D. in Law or in a related subject.

In appropriate cases, the P.G. Council on the basis of the appropriate representation made by the candidates may permit the candidates with Ph.D. Degree in any other discipline to take admission in LL.D.

Resolution

The agenda point was discussed at length amongst the members. It was suggested by the members that :-

		<p>(i) 55% marks minimum required in LL.M. for admission to Ph. D.</p> <p>(ii) The Council also resolved to form a committee to look into the eligibility of the candidates to take admission to Ph. D. from any other discipline other than Law</p> <p>(iii) The draft report made in this respect by the Committee to be sent to the members of the Academic Council.</p>	
12	Regulations for Scholarships	<p>From the academic year 2009-10 the University has introduced scholarships up to ten per cent of the students. Regulatory mechanism for awarding scholarship to the students of the University, as proposed by the Scholarship Committee, were put up for kind perusal & approval by the hon'ble members of the Academic Council.</p> <p><u>Resolution</u></p> <p>The Council approval the regulation.</p>	
13	Change of nomenclature from "Optional" to "Elective" Courses	<p>As on date the University follows the nomenclature of courses as "Compulsory" and "Optional" courses. It is proposed that the</p>	

		<p>nomenclature of "Optional" must be changed to "Elective" course.</p> <p><u>Resolution</u></p> <p>The Council agreed and approved the proposal.</p>	
14	Creation of post of one lecturer in English	<p>English as a language is the backbone of any learning. Learning law is not an exception to that. Legal learning needs in depth knowledge, correct phonetics various terminology which can be imbibed through learning English.</p> <p>NUJS proposes to create a post of lecturer in English in the University for the benefit of the student community.</p> <p><u>Resolution</u></p> <p>The members of the Academic Council approved the creation of the post of one lecturer in English.</p> <p>The members also suggested visiting Language Laboratory at Salt Lake and other places in Kolkata to assess the effectiveness of learning English through this Language Laboratory.</p>	
15	Consideration of Dr. P. M. Nair's appointment as Honorary Professor	<p>NUJS proposes to consider the appointment of Dr. P. M. Nair as Honorary Professor to</p>	

		<p>this University.</p> <p><u>Resolution</u></p> <p>The Council did not approve the proposal.</p>	
16	Mr. A. Pakhira's application for improvement in LL.M. result	<p>Mr. Aparup Pakhira, who passed successfully, LL.M. exam in 2009 with 58% of marks from NUJS submitted an application requesting that he should be permitted to repeat the second semester papers for improvement of marks.</p> <p>The matter was discussed in the P.G. Council meeting on 28/4/10 and decided that, the matter may be presented to Academic Council meeting on 15/5/10 for taking appropriate decision.</p> <p><u>Resolution</u></p> <p>The Council rejected the proposal.</p>	
17	Report of the Vice Chancellor on arrangements made by him for taking assistance in the administration of the University	<p>In pursuance of the Resolution no 14 of the 30th Executive Council held on 29.08.2009, the Vice Chancellor in consultation with all the Professors proposes the following arrangement for the approval of the Executive Council:</p> <p style="text-align: center;">"A Dean shall be appointed from amongst</p>	

		<p>the Professors to assist the Vice Chancellor from time to time in administrative and academic matters. Specific functions of the said Dean shall be worked out in the Office Orders.”</p> <p>The Executive Council in its meeting dated 20.02.2010 had deferred the matter.</p> <p>Submitted for direction.</p> <p><u>Resolution</u></p> <p>The Council has deferred the agenda in view of the formation of the Faculty Board. Council also decided that the decision in this regard may be taken by the Executive Council.</p>	
18	Reporting of introduction of fees for M.Phil., Ph.D & LL.D. in The WBNUJS	<p>The following registration and annual fees have been introduced for admission to M. Phil (Master of Philosophy), Ph. D. (Doctor of Philosophy) and LL.D. (Doctor of Law) courses in the WBNUJS.</p> <p><u>M. Phil.</u> Registration Fees – Rs. 5000/- (at the time of registration) Annual Fees – Rs. 10000/-</p> <p><u>Ph. D.</u> Registration Fees – Rs. 10000/- (at the time of registration)</p>	

		<p>Annual Fees – Rs. 15000/-</p> <p><u>LL.D.</u> Registration Fees – Rs. 20000/- (at the time of registration) Annual Fees – Rs. 25000/-</p> <p>In addition to the above an application fee of Rs. 500/- is payable by the candidate intending to apply in any of the courses.</p> <p>Submitted for approval.</p> <p><u>Resolution</u></p> <p>The Council approved the agenda.</p>	
19	Proposed fees for One Year LL.M. course	<p>A statement showing the existing fees structure per semester of 2 years LL.M. course of the WBNUJS and fees structure of 5 yrs. LL.B. course and the proposed fee for one year LL.M. Course, fee of NRI Sponsored/ Foreign students is put up before the respectable members of the Council for their kind perusal and approval.</p> <p><u>Resolution</u></p> <p>The Council deferred the fee structure of 1st yr LL.M. Course.</p>	
20	Introduction of a Post Graduate Diploma in Air & Space Law	<p>The University proposes to introduce a post Graduate</p>	

	(PGDASL)	<p>Diploma in Air & Space Law (PGDASL) course in the University.</p> <p>In this regard a proposal has been received from Dr. Sandeepa Bhat B., Assistant Professor (Law), WBNUJS and is put up before the respectable members of the Council for their kind perusal and approval.</p> <p><u>Resolution</u></p> <p>The Council approved the course with the suggestion that it could be scaled down for a one year course or could be made 2 year course.</p> <p>The council also suggested that the matter may be discussed in the PG Council.</p>	
21	Appointment of Honorary Professors	<p>The University proposes to appoint <i>Professor (Dr.) André Beteille</i> and <i>Professor (Dr.) Maximillian Haedicke</i> as Honorary Professors in the University.</p> <p>Honorarium payable to them and other terms and conditions need to be finalised by the University. Submitted for directions.</p> <p><u>Resolution</u></p> <p>The Council approved the agenda.</p>	

22	Appointment of Visiting Professors and Visiting Fellows	<p>The University proposes to appoint:</p> <p>Professor (Dr.) Harihar Bhattacharya as Visiting Professor</p> <p>Dr. Arun K. Thiruvengadam as Visiting Fellow</p> <p>Dr. Tarunabh Khaitan as Visiting Fellow</p> <p>Dr. Dev Saif Gangjee as Visiting Fellow</p> <p>Honorarium payable to them and other terms and conditions need to be finalised by the University.</p> <p>Submitted for directions.</p> <p><u>Resolution</u></p> <p>The council approved the proposal.</p>	
23	Interchange between the course contents of Constitutional Law – I and Constitutional Law II	<p>The University proposes the following interchange in course structure between Constitutional Law – I and Constitutional Law II.</p> <p>Constitutional Law I: The suggested topics in Constitutional Law I are as follows:</p> <ul style="list-style-type: none"> • Constitution and Constitutional law • Constitutional Interpretation • Judicial Power and Judicial Review • Specific aspects of executive such as the position 	

		<p>of the President and Governors, appointment of PM and CM, pardoning power, etc</p> <ul style="list-style-type: none"> • Federalism and distribution of legislative powers • Freedom of trade and commerce • Emergency powers, especially Art. 356 • Amendment of the Constitution. <p>The suggested topics in Constitutional Law II are as follows:</p> <ul style="list-style-type: none"> • Fundamental rights including their position in Emergency, • Directive Principles, • Fundamental Duties, • Parliamentary Privileges <p>Submitted for approval please.</p> <p><u>Resolution</u></p> <p>The council approved the agenda.</p>	
24	Introduction of self assessment proforma for faculty members	<p>The University proposes to introduce the system of self assessment by the faculty members according to the guidelines set by the University Grants Commission.</p> <p>A detail format for this purpose, as suggested by the</p>	

		<p>UGC, is submitted for kind perusal and approval of the Hon'ble members of the Council.</p> <p><u>Resolution</u></p> <p>The council approved the agenda.</p>	
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The meeting ended with a vote of thanks to the members.

WB National University of Juridical Sciences, Kolkata

Questionnaire on End-of-Term Student Feedback on Teaching

Monsoon Semester – 2010

Instructor: _____

Subject: _____

Instructions

- a) All submitted course evaluation results shall be anonymous.
- b) Please do not write your name or any other information that may reveal your identity.
- c) Results shall not be disclosed to the instructor before final grades in each course taught by the instructor have been submitted and processed.
- d) This survey gives you the chance to give the instructor feedback so that she can decide on any changes that will improve students' learning. Please take this seriously and answer the questions with adequate deliberation.
- e) Please consider each statement separately rather than letting your over-all feelings about the instructor determine your response.
- f) This is an individual exercise and you are expected to articulate your own views on the course.
- g) This process seeks to provide feedback to the instructor on her teaching methodology and course offerings. Please avoid any extraneous comments.
- h) Please do not make any abusive or otherwise derogatory comment. Any form containing such comments shall be completely disregarded.

PART A – Close-Ended Questions on Specific Aspects of the Course

For each aspect mentioned below, please mark on a scale of 0 to 10. Higher the mark awarded on each aspect, stronger is your agreement. Please keep in mind the following categorisation while awarding the points.

- | | |
|----------------------|------------|
| i) Strongly Disagree | (0-2) |
| ii) Disagree | (2.01-4) |
| iii) Neutral | (4.01-6) |
| iv) Agree | (6.01-7.5) |
| v) Strongly agree | (7.51-10) |

I. Questions on communication and teaching methods

In general, I have found that this teacher:

- (a) has communicated class materials clearly

- (b) has been articulate and coherent enough in the class
- (c) has been well-prepared for classes
- (d) has organised class time effectively
- (e) has stimulated my interest in the subject
- (f) has been punctual in entering the class
- (g) has not left the class early, i.e. leaving the class before the bell
- (h) has taken all or most of the scheduled classes
- (i) has organised and conducted the vivas and presentations effectively
- (j) appropriately used audio-visual resources for classroom discussion

Questions on Course Content, Structure and Assessment Practices

In general, I have found that this teacher:

- (a) has provided useful reading materials
- (b) provided readings that complemented the lectures and discussion sections well.
- (c) established, as the course progressed, the thematic linkages between the topics addressed in the class.
- (d) ensured that there was close convergence between the stated course objectives and what was actually covered
- (e) encouraged reading beyond the modules
- (f) made the course intellectually challenging and encouraged students to think critically
- (g) incorporated interdisciplinary content wherever appropriate
- (h) has explained assessment expectations adequately
- (i) provided useful feedback in a realistic time

Questions on Student-Teacher Interaction

In general, I have found that this teacher:

- (a) has encouraged students to participate in the class discussion
- (b) has effectively responded to questions in the class

- (c) has been open to receiving feedback and not hostile to opposing views
- (d) has been available after the class hours in his her office or at any other specified time
- (e) has been responsive and sensitive to student diversity.

Part B – Overall Assessment

Taking into account the above aspects of the teacher's performance, what is your overall assessment of the teacher? *(Please tick as appropriate)*

1. Excellent 2. Very Good 3. Good 4. Average 5. Poor

Part C – Qualitative Open Ended Questions

1. What were the most positive aspects of the subject and the teaching?

2. What aspects of the subject and the teaching methodology require improvements in future?

3. Any other constructive comment/s that you would like to make in relation to the subject or teacher?

Part D - Questions on Student Participation and Learning

- a) Approximately what percentage of class meetings have you attended?
- b) Approximately what percentage of the readings do you do each week?
- c) On average, approximately how many hours per week do you spend on coursework outside of class?
- d) What is the grade that you expect to secure in the course?
- e) Why did you opt for the course? (For Elective Courses - *Please tick as appropriate*)
 - a. Interest in course's content in general
 - b. Reputation of quality of course or instructor(s)
 - c. Reputation of difficulty of course.
 - d. Other

2. **Academic achievements of the faculty members:**

The faculty members of The WBNUJS are involved in many research activities and have published their research in many reputed journals. The important journals in National & International field are as listed in **Annexure – 2(a)** and a detail list of other academic achievement by the distinguished members of the faculty are given in **Annexure – 2(b)**

Submitted for kind perusal by the Hon'ble members.

The faculty members of NUJS are involved in many research activities and have published their research in many refereed and reputed journals.

International Journals

- ✦ Australian Journal of Asian Law
- ✦ Chinese Yearbook of Human Rights
- ✦ European Intellectual Property Review
- ✦ Intellectual Property Quarterly
- ✦ International Journal of Biotechnology
- ✦ International Journal of Minority and Group Rights
- ✦ International Trade Law and Regulation
- ✦ International Journal of Anthropological and Ethnological Sciences
- ✦ Journal of World Intellectual Property
- ✦ Journal of World Trade
- ✦ Journal of International Arbitration
- ✦ Journal of International Law of Peace and Armed Conflict
- ✦ Journal of World Investment and Trade
- ✦ Manchester Journal of International Economic Law
- ✦ Netherlands Quarterly of Human Rights
- ✦ Proceedings of the Colloquium on Law of Outer Space
- ✦ and others

National Journals

- ✦ Company Law Journal
- ✦ Economic and Political Weekly
- ✦ Indian Journal of International Law
- ✦ Indian Journal of Law and Technology
- ✦ ISIL Yearbook of International Humanitarian and Refugee Law
- ✦ Journal of the Indian Law Institute
- ✦ Journal of Intellectual Property Rights
- ✦ NUJS Law Review
- ✦ Supreme Court Cases
- ✦ and others

NUJS faculties have also published books with reputed publishers like the Oxford University Press, Lexis Nexis Butterworths, Eastern Book Company etc and have also contributed papers in edited volumes published by reputed publishing houses. NUJS faculties also contribute to key national dailies like the Indian Express, The Hindu, The Statesman, Business Standard, Financial Express, The Hindu Business Line, The Pioneer etc.

NUJS Law Review

The NUJS Law Review is the flagship journal of the National University of Juridical Sciences, Kolkata. It was launched in 2008 as a quarterly law review and is run by a Board of Editors comprising of six Editors, who report to the Editor-in-Chief being the Vice-Chancellor. Being a brainchild of the present Editor-in-Chief, Professor Mahendra P. Singh, the Law Review was launched as a realization of the fact that Universities, especially law universities, have responsibilities towards the society in which they exist and must be a source of information and guidance for the same. It has so far attracted a large number of contributions from students and academics from India and abroad.

The primary objective behind the inception of the NUJS Law Review is to provide a forum to writers, enabling them to voice their opinions about the visions and goals of the Indian society. Apart from that, the Law Review promotes and endeavours to foster a culture of serious academic research and writing amongst the students through a structured process of mentoring and supervision. It has an in-house writing and editing team of thirty-six Associate Members, comprising of students from the first year to the fifth year. The Editors undertake the task of mentoring Associate Members in honing their legal writing skills and preparing them as prospective editors. The NUJS Law Review also organizes the Annual NUJS Law Review Symposium seeking to address issues of contemporary relevance.

Journal of Indian Law and Society

The Journal of Indian Law and Society (formerly 'The Juridical Review') published by the Student Juridical Association of the West Bengal National University of Juridical Sciences, Kolkata, is entirely run and edited by students.

The members of the editorial board, have from its initiation seen the Journal of Indian Law and Society as a 'vehicle for change'. It is the journal's objective to publish articles that inspire thought, challenge the unquestioned norm and demand a change in legal thought that requires such scrutiny. It is the Journal's policy to publish articles of relevance to Indian law that have a direct nexus with contemporary issues of economic, political, legal and social significance.

Every preceding editorial board has been committed to achieving a higher literary standard with each edition. In the previous editions, the Journal has been honoured with mention by the Hon'ble Speaker of the Lok Sabha (2004 – 2009) Shri Somnath Chatterjee and has had the been the first Indian student's journal to find a place in the library of the International Court of Justice. Professor (Dr.) M.P. Singh, Vice-Chancellor is the patron and the guiding light of this Journal.

NUJS Working Paper Series

NUJS has launched the 'NUJS Working Paper' series with the objective to bolster the culture of legal research in national law schools in India. This series is aimed at reflecting and showcasing the active and ongoing research in the university on diverse legal and social science topics. This research, published as a 'working paper', is not fully refined and fully polished/finished like a journal article or a book chapter. It represents preliminary findings and arguments of ongoing research work and hence the name 'working paper'. It is intended to disseminate the preliminary findings and arguments of ongoing research for the purpose of exchanging ideas, getting feedback and catalysing debate.

Increasing Diversity by Increasing Access (IDIA)

The IDIA project seeks to find ways to reach out to the hitherto marginalised and under-represented groups, sensitise them to law as a career option and help those interested to acquire admission to these law schools. It is hoped that such access to legal education would go some way towards empowering the marginalised and under privileged students and the communities that they represent. Indeed, all of us who are part of the legal juggernaut have a collective responsibility in ensuring that marginalised sections are able to directly deploy the instrumentality of law to improve their lot and to contribute towards the creation a more just and fair society. Add to that the influx of diverse student populations would make for a more optimal mix of views and perspectives at such law schools and consequently enrich the process of education itself. In short, improving access to legal education would improve diversity at law schools and various other legal institutions (law firms, NGOs, etc. that hire such law students) and contribute to empowerment of marginalised communities.

→ yearbook of int'l law

Sujata Roy

Articles published and conferences attended between June 2010 and Dec. 2010

Articles Published in International Journals:

1. *"Internet Gambling: Jurisdiction and Response of Indian law"* By Sujata Roy and Tushar Ku. Biswas Published by **"The International Company and Commercial law Review"**[Sweet & Maxwell (Thompson & Reuters)Publications] Vol.21 Issue 7, 2010.
2. *"Course of Action Available to a Secured Creditor: The Indian Legal Perspective"* By Sujata Roy and Prantik Garai Published by **The International Corporate Rescue Vol. 7, Issue 4, 2010.**

Conferences and Seminars Attended:

- Attended a two day conference on "Law Teaching and Research : New Challenges" organized by the All India Law Teachers' Congress held at the KIIT Law School Campus at Bhubaneswar; Orissa India on the 18th and 19th of Dec. 2010

Annexure - 2 (b)



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

Dr. TVGNS Sudhakar <tvgnss@gmail.com>

Mon, Dec 20, 2010 at 7:21 AM

To: Assistant Registrar Academic <a.r.academics@gmail.com>

TVGNS Sudhakar, Abhishek Tripathy, "Rethinking on the UNIDROIT System for the Protection of Interests for Space Actors", In SPACE LAW IN THE ERA OF COMMERCIALISATION Eds, Sandeepa Bhat 1st Edn., Eastern Book Co., Lucknow 2010

Dr. TVGNS Sudhakar
Associate Professor (International Law)
The WB National University Of Juridical Sciences
12, LB-Block, Sector-III Salt Lake, Kolkata - 700 098, India.
Tel: +91 33 23356233 (R)
Tel: +91 33 23357379 Ext. 2180 (O)
Mobile: +91 9831388915
E-mail: tvgnss@gmail.com
Alternate Emails:
tvgnss@rediffmail.com & tvgnss@hotmail.com
Profile : <http://www.nujs.edu/faculty/tvgns-sudhakar.html>

[Quoted text hidden]



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

sandeep bhat <sandeep_nls@yahoo.com>
To: a.r.academics@gmail.com

Wed, Dec 15, 2010 at 2:41 PM

Dear AR (Academics),

I have participated & presented paper in one international conference and published a book and an article during June - December 2010. Details of the conference participation and publication are as follows.

1. Conference Participation: Presented a paper titled, 'Is this the Time for Us to Reconsider the Responsibility and Liability Regime Governing Private Space Activities?' in Second International Conference on Current Developments in Air & Space Law, National Law University, Delhi, 13 & 14 November 2010.

2. Book Published: Space Law in the Era of Commercialization, Lucknow, Eastern Book Company, 2010. ISBN: 9788170129950

3. Article Published: 'Inventions in Outer Space: Need for Reconsideration of Patent Regime' in Journal of Space Law (University of Mississippi), Vol. 36, No. 1, Spring 2010, pp. 1 - 17. ISSN: 0095-7577.

Regards
Dr. Sandeepa Bhat B.

Assistant Professor of Law
National University of Juridical Sciences
12, LB Block, Salt Lake
Kolkata - 98, INDIA

--- On Wed, 12/15/10, Assistant Registrar Academic <a.r.academics@gmail.com> wrote:

From: Assistant Registrar Academic <a.r.academics@gmail.com>
Subject: Fellowship, conferences attended, books published during June- Dec.'10
To: "nujsfaculty" <nujsfaculty@googlegroups.com>
Date: Wednesday, December 15, 2010, 2:17 PM

[Quoted text hidden]



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

Chinmayi Arun <chinmayiarun@gmail.com>

Thu, Dec 16, 2010 at 11:45 PM

To: a.r.academics@gmail.com

Dear Sir,

I attended a workshop titled 'Comparative Perspectives on Media Self-Regulation & Society' held by the Program in Comparative Media Law and Policy, University of Oxford on December 14th and 15th in New Delhi.

I did not present a paper. However, it was an invitation-only workshop and all participants were expected to participate in the discussion. I will also be contributing to the report which will be generated from this conference.

Best wishes

Chinmayi

[Quoted text hidden]

--

Chinmayi Arun
Assistant Professor
The WB National University of Juridical Sciences
'Dr Ambedkar Bhavan' 12, LB Block, Sector-III, Salt Lake
Kolkata - 700 098, India



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

Kavita Singh <kavitasingh007@gmail.com>
Reply-To: nujsfaculty@googlegroups.com
To: nujsfaculty@googlegroups.com

Thu, Dec 16, 2010 at 10:42 AM

Sir,

Book authored by Dr. Kavita Singh titled, '**Human Rights and Anti-Terrorism Laws in India**', published by Central law Publication, Allahabad.

Authored Articles in two books

1. Co-authored article titled, "**Victims of Terror: Their Plights, Rights and the Way Forward**", in book titled "Terrorism & Anti Terror Laws" published by the Centre for Criminal Justice Administration, Dr. RMLNLU, Lucknow.
2. Published Article titled, "**Sexual Assault and Harassment of women at Workplace**", in Edited Book titled, "WOMEN RIGHTS HUMAN RIGHTS", R. CAMBRAY & Co. PVT Ltd. Kolkata.

these are my publications this year.

There are few accepted publications they are as follows;

- Accepted for publication in NUJS Law Review titled, 'Victims of Terror: Reforms and Rehabilitations'.
- Authored a chapter titled, "Water Pollution: Legal and Judicial Remedies accepted or publication" in forth coming a book titled "Environmental Law and Human Rights." Routledge Publication.
- Forth coming Article titled, "Violence against Women: Journey from Rape to Sexual Offences", accepted for publication in Journal of Indian Institute of Legal Studies.
- Authored a chapter titled, "Women's Rights to Abortion vis-à-vis Rights of Unborn foetus: Human Rights Perspective", accepted or publication in a book titled "Women Rights and Human Rights," Central Law Publication.
- "Economic Rights and Entitlements of Separated and Divorce Women in India," a paper presented in National Conference on Emerging Trends in Family Law in India, 14 the March 2010 at India International Center organized by Law Center II, Faculty of Law, University of Delhi. This paper is accepted for publication in a book.

Thanking you

Kavita

On Wed, Dec 15, 2010 at 5:16 PM, Dr. Arup Kumar Poddar <gobindnuis@gmail.com> wrote:
[Quoted text hidden]

--

Dr. Kavita Singh,
Assistant Professor,

West Bengal National University of Juridical Sciences, Ambedkar Bhawan,
12 LB Block, Sector III,
Kolkata, 98
WestBengal
Mobile No. 9433610382,
9477277202

Office No.033-23350500

Breaking the Code of Criminal Procedure

[http://breakingthecodeofcriminalprocedure.blogspot.com/;](http://breakingthecodeofcriminalprocedure.blogspot.com/)

<http://www.nujs.edu/faculty/kavita-singh.html>



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

Prabhash Ranjan <pranjan1278@gmail.com>

Wed, Dec 15, 2010 at 10:35 PM

To: Assistant Registrar Academic <a.r.academics@gmail.com>

Here is my list for the concerned period -

CONFERENCE PRESENTATIONS

1. Prabhash Ranjan, 'Capital Transfer Provisions in Indian Investment Treaties and Regulatory Discretion' at Society of International Economic Law's 2010 Conference at University of Barcelona, Barcelona, Spain, July 8-10, 2010.
2. Prabhash Ranjan, 'Fair and Equitable treatment in Indian BITs' at the 'Fourth Annual Forum for Investment treaty negotiators of developing countries' organized by the International Institute of Sustainable Development, South Centre and Government of India, New Delhi, October 27-29, 2010.

PUBLICATIONS

Prabhash Ranjan, 'Capital Transfer Provisions in India's Investment Agreements and India's Regulatory Power', Working Paper No 2010/41, Society of International Economic Law.

Kind Regards

Prabhash

[Quoted text hidden]

--

Prabhash Ranjan, **LLM (SOAS & UCL, London); MPhil (NUJS), PhD Candidate (King's College London)**
Assistant Professor, NUJS, Kolkata, India

E mail (alternate) - pragmaticranjan@yahoo.com, prabhash.ranjan@kcl.ac.uk

Web Page - <http://www.nujs.edu/faculty/prabhash-ranjan.html>
<http://www.kcl.ac.uk/schools/law/about/people/researchstudents/ranjanp.html>



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

Dr. Arup Kumar Poddar <gobindnujs@gmail.com>

Wed, Dec 15, 2010 at 5:16 PM

Reply-To: nujsfaculty@googlegroups.com

To: nujsfaculty@googlegroups.com

Dear Mr. Bhattacharya,

My publication is below:

"Forest Laws and Policies in India" Edited by Dr. A.K. Poddar and others, Published by Regal Publication, New delhi.

Dr. Poddar

[Quoted text hidden]

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Dr. A.K. Poddar
Associate Professor of Law;
The W.B. National University of Juridical Sciences;
12 LB Block; Sector-III;
Salt Lake City;
Kolkata-700098
India
Ph: +91-33-2335-2806/09/11/12
Fax: +91-33-2335-7422/0511



Assistant Registrar Academic <a.r.academics@gmail.com>

Fellowship, conferences attended, books published during June- Dec.'10

manoj kumar sinha <manojkumarsinha@hotmail.com>
To: a.r.academics@gmail.com

Wed, Dec 15, 2010 at 5:30 PM

Book

International Criminal Law and Human Rights (ed.) (Manak Publications, New Delhi, 2010)

Articles

“Corporate Social Responsibility And Human Rights” in Parmanand Singh & Francis Julian (ed.) *Globalisation and Sustainable Good Governance: Challenges and Opportunities* (Manak Publishers, New Delhi, 2010), pp.374-387.

“Social and Cultural Rehabilitation of Torture Victims” *Manual for Rehabilitation of Torture Survivors* (Society for Social Research Art and Culture, New Delhi, 2010), pp. 57-61.

“Enforcement of International Humanitarian Law” in *International Humanitarian Law: War and Conflicts, Victims and International Criminal Courts*, (ed.) R. P. Gunpath,(Star Publications Pvt.Ltd. New Delhi, 2010), pp. 30-47.

“History and Evolution of International Criminal Law”, in Manoj Kumar Sinha(ed.) *International Criminal Law and Human Rights* (Manak Publications, New Delhi, 2010)

Papers presented at International Level

Presented a Paper on “123 Agreement: Legal and Political Implications” jointly organized by University of Reading and the Dr. Ambedkar Law University, Chennai, Reading, U.K. 16-17 September 2010.

Presented a Paper on “Challenges to International Criminal Court” at India Australia Dialogue on International Law, jointly organized by the *Indian Society of International Law and Australian and New Zealand Society of International Law*, 5-6 December 2009.

Papers Presented at National Level

Lecture delivered to Indian Foreign Service Probationers on “*Sources of International Law*” organised by the *Indian Society of International Law, New Delhi*, on 21 September 2010.

Lecture delivered to participants of 16th South Asian Teaching Session jointly organized by the International Committee of the Red Cross and National Law School Bangalore, 27 April 2010.

Lecture delivered to participants of Advanced IHL South Asia Academics Training(AISAAT), Varca, Goa, 29-31 March 2010.

Lecture Delivered at Intenrnational Level.

Lecture delivered to M.A. (International Relations) at La Reunion University, Frace, from 4 October to 14 October 2010.



Assistant Registrar Academic <a.r.academics@gmail.com>

Urgent and Important: Publications for Academic Council

message

Shamnad Basheer <shamnad@gmail.com>

Thu, Dec 23, 2010 at 3:50 PM


to: Assistant Registrar Academic <a.r.academics@gmail.com>, "Prof MP. Singh" <mpjitholi@gmail.com>

Dear Sir:

Please find attached my note of publications etc for the coming academic council meeting. I hope you can include this.

Thanks,

Shamnad

 recent stuff-december 2010-for NUJS academic council
47K

Recently Published Articles

1. *The Doctrine of Equivalents in Various Patent Regimes: Does Anybody Have it Right?*, 11 Yale J.L. & Tech. 261, 2009 [co-authored with 7 others, including The Hon. Sir Nicholas Pumfrey, Justice Meirbeck and Prof Adelman].
2. *The Experimental Use Exception: A Developmental Perspective*, IDEA Volume 50, Number 4, 2010, page 831-873 (with Prashant Reddy)
3. *Outsourcing "Bayh Dole" to India: Lost in Transplantation*, Columbia Journal of Asian Law, Volume 23, Number 2, Spring 2010
4. *Turning TRIPS On Its Head: An IP "Cross Retaliation" Model for Developing Countries*, Law and Development Review, Berkeley Press, Volume 1, 2010.

Newspaper Editorials:

1. *Build Patent Regime on Fortified Law*, Economic Times, 7th October 2010 (with Prashant Reddy: discussing the unconstitutionality of the present compulsory licensing scheme)
2. *In the Service of Privacy*, Times of India (Crest Edition), August 7, 2010 (advocating for a privacy legislation)
3. *Sold for a Song*, Indian Express, 16 July 2010 (advocating for better remuneration and royalties for copyright artists, lyricists and musicians.
4. *Don't Burn the Digital Books*, Indian Express, Feb 11, 2010 (dealing with copyright issues in the context of the Google Book Search project)
5. *'3 Idiots' and the Morality of Numbers*, Indian Express, Jan 7, 2010 (dealing with the copyright controversy involving Chetan Bhagat and the movie 3 Idiots)

Conferences (Organising + Presenting Paper):

1. Organised an international conference on "Innovation, Creativity and IP Policy" with the Max Planck Institute, Munich: November 19-20, 2010
2. Was invited to present papers at two international conferences as listed below:
 - a. *Traditional Knowledge: From Reductionism to Holism*, ATRIP Conference, Stockholm, Sweden, July 2010
 - b. *Pharmaceutical Patent Enforcement in India: Some Thoughts for Reform*, "New Spaces, New Actors and the Institutional Turn in Contemporary Intellectual Property Law", Kyushu University, Japan, February 13 and 14, 2010

Parliamentary Depositions /Government Submissions

1. Was invited as an expert witness before Parliamentary Standing Committee dealing the Indian "Bayh Dole" Bill (appeared before them twice in March 2010)
2. Was invited as an expert witness before Parliamentary Standing Committee dealing with Indian Copyright Act (Amendment) Bill (appeared before them in May 2010)

3. Made submissions to the DIPP, Ministry of Commerce outlining the various constitutional issues in relation to India's patent compulsory licensing scheme to the DIPP, Ministry of Commerce.

Editorial Board:

Was invited to join the editorial board of the Journal of Intellectual Property Rights, the leading journal for Indian IP.

Others:

1. Was selected to be a part of the European Union Fellowship Programme (EUFP) for 2011. This programme enables dialogue with EU Parliamentarians and Policy makers.
2. Founded the IDIA Project, an initiative to enhance access to legal education in India
3. Founded CLAM, an online initiative to foster collaborative policy making for India.

3. **Higher studies pursued by the faculty members:**

Mr. Prabhash Ranjan, Assistant Professor to Law is presently doing Ph. D at King's Collage, London, on a King's Collage Scholl of Law Doctoral Scholarship.

Mr. Pritam Baruah, Assistant Professor to Law is presently doing Ph. D in the University College, London on a Commonwealth Scholarship w.e.f. 01.09.2010, participated in the International Conference on Constitutional Pluralism as part of Dr. D.D. Basu Centenary celebrations on 11-12, November 2010, also attended on International Conference on Constitutional Pluralism from 16-19 November 2010, at Leipzig University, Germany.

Mr. Supriyo Routh, Assistant Professor to Law is presently doing Ph. D in the University of Victoria, Canada.

Ms. Vaneeta Patnaik, Assistant Professor to Law is presently doing Ph. D in the Max Plank University in Germany.

Mr. Nandan Nawn, Assistant Professor in Social Science is presently in JNU, New Delhi.

Ms. Rukmini Sen, Assistant Professor in Social Science is on extra ordinary leave for one year w.e.f. 01.01.2010 for taking up an assignment at the Centre for Women's Studies, New Delhi that has been selected as Assistant Professor at the Centre for Women's Studies, New Delhi.

Professor Sudhir Krishnaswamy is on leave to revise his basic structure book (already out) and for writing a book on Constitutional Law. He was a visiting scholar in September-October 2010 at NUS on ASLI fellow. Also Prof. Krishnaswamy also attended an International Conference on Media Regulation held in New Delhi on 14-15 December 2010 and acted as organisor & judge in Moot Court competition organised by Oxford University in collaboration with NLS, New Delhi and NUJS, Kolkata. He has also published several newspaper columns and a paper in EPWO.

Professor Shamnad Basheer organised a conference with Max Plank Institute Munich at NUJS on 19th to 20th of November 2010.

Professor (Dr.) M.P. Singh participated in the Plenary Session of Uninet at Nanzing from 16th to 18th of October 2010, organised an international conference on Constitutional Pluralism in collaboration with Uni-net at WBNUJS on 11th & 12th of November. He also

THE WBNUJS ACM : 03.01.2011

collaborated in the organisation of an International conference with Leipzig University on Constitutional Pluralism from 16th -19th November 2010.

Submitted for kind perusal by the Hon'ble members.

4. **Report on admission to 2010-11 batch:**

CLAT 2010 which was conducted by NLSIU Bhopal resulted in admission of 124 (one hundred twenty-four) candidates to The WBNUJS.

Detail breakup is as follows:

Sl.No	Category	No. of candidates admitted
1	General	77
2	NRI Sponsored	20
3	Physically challenged	02
4	Scheduled caste	16
5	Scheduled Tribe	06
6	Foreign National	03

Submitted for kind perusal by the Hon'ble members.

5. **Upgradation of Library Services:**

The Library at the WBNUJS is a well stocked one which also boasts of great technical advancements.

Details of achievements in the Library for academic advancements are in **Annexure - 3**

Submitted for kind perusal by the Hon'ble members.

NUJS Library: June – Dec, 2010

- Growth of NUJS library over the past half year, both in volume and quality of content, has been significant.
- Library software has been installed with 5 workstations. It operates on Linux and uses MARC 21 format. All staff have been trained on the use of software. Facility for back up (daily) is set up. Web OPAC was launched in Sept .
- Three modules such as Acquisition, Cataloguing and Serial Control have been activated. Retro-conversion of catalogues has been initiated. It is done internally and also by out sourcing.
- To enhance security of users CCTV has been installed in the library on 22 Nov. Round the clock library service has been offered during 2 Nov – 15 Dec.
- Internet connection of 10 MBPS on leased line (fibre optics) was commissioned on 25 Nov. One server, 3 KV numeric ups to support the server, N-computing system and many machines were added to the library computing facility
- Books: Books added during the period are 1043. E-books from Cambridge University Press (541 in no.) have been subscribed on perpetual basis and integrated with the book database on 3 Sept.
- Online Databases: Indstat a statistical database has been subscribed to in addition to the existing databases. These are all available to all users via IP based access.
- The library has also developed its own Web Page. Information about library services, forms etc are all made available. Services such as CAS, Newspaper Clippings, Addition of New Books have been introduced through the website.
- Outside Users: The library also provided access to over 150 persons in the past 6 months. This included students from other universities / colleges – Calcutta University, Jadhavpur University, NALSAR, NLSIU, Chanakya Law University, GNLU, KIT, Cambridge University, King's College, UK and Columbia University as well as practicing lawyers from Calcutta High Court and Supreme Court of India.
- Two of the staff attended a national seminar in Kolkata

6. **Report on Credit Courses given by visiting faculty:**

The following credit courses have been conducted in the WBNUJS during the last few months :

- a one credit course on **Maritime Law** offered by Prof. P. Mukherjee of Maritime University from 02.08.2010 to 09.08.2010.
- a two credit course on **Law & Development** shall be offered by Professor Amy Cohen, Assistant Professor, Ohio State University Moritz College of Law, Columbus, OH from the 2nd week of August, '10.
- one credit course on **Foreign Investments in India** is going to be offered by Ms. Sweta Bansal, Associate, Amarchand Mangaldas
- a one credit course on **Substantive Aspect of Investment Treaty Arbitration** offered by Mr. P. Ranjan from 21.07.2010 to 27.07.2010
- credit course on **Intellectual Property Agreements In Commercial Transactions** offered by Ms. Komal Kalha from 9th Nov. to 22nd Nov., 2010
- credit course offered by Prof. Philipp Dann titled **An Introduction to European Union Law** during August-September 2010.
- credit course on **Merger and Acquisition** offered by Prof (Dr.) N. L. Mitra from July to November, 2010.

The WBNUJS is also ready to launch two more prestigious credit courses by two eminent Professors in the upcoming Winter Semester 2010:

- credit course offered by Prof. Stanley Yeo titled **Comparative Criminal Law**
- credit course offered by Prof. Christophe Quezel-Ambrunaz on **French & European Tort Law**

Submitted for kind perusal by the Hon'ble members.

7. Report on the Centenary Celebrations of Dr, D. D. Basu :

The West Bengal National University of Juridical Sciences in collaboration with University at Wien (University of Vienna) organised and hosted a two day conference on Comparative Constitutional Law from 11th-12th of November 2010. The conference titled "Constitutional Pluralism: New Challenges for Constitutional Theory - Third Asian-European Dialogue on Comparative Constitutional Law" witnessed 24 constitutional law scholars from Europe and Asia present papers on the three broad themes:

- a. *Constitutional Perspective towards legal pluralism*
- b. *International Perspective towards constitutional pluralism: and*
- c. *Constitutional orders and institutional dimensions of legal pluralism with a focus on different concepts of judicial review in a multi-level system*

The conference was dedicated to the memory of the great constitutional law scholar Acharya Durga Das Basu. In addition, 2011 being his centenary birth year it was thought appropriate that all the papers presented during the two day conference be compiled and published as a book, and be released during the D D Basu memorial lecture to be held at NUJS in February 2011.

Submitted for kind perusal by the Hon'ble members.

8. **Report on direct admission of 2 year LL.M. Programme:**

Admission that has taken place in the University other than through CLAT 2010 is as follows:

Sl.No	Programme	No. of candidates admitted
1	LL.M.	02

The two fold procedure adopted for screening the candidates comprised of a written examination and a seminar presentation of 50 marks each. Three candidates, two males and one female, had finally qualified of whom one has ultimately decided to withdraw from the University.

Submitted for kind perusal by the Hon'ble members.

9.

Award of Scholarships:

Since the Academic Session 2009-10 WBNUJS has introduced scholarship to 10% of its students on need cum merit basis. The WBNUJS has awarded the **Merit Cum Means Scholarship** to economically challenged but meritorious students of the University.

Details of the scholarship awarded in given in **Annexure - 4 (a)**

The university has also awarded the prestigious **Gopal Subramaniam Scholarship** to two students of LL.M. first year students on the basis of ranking of CLAT 2010 results and to two students of LL.M. second year on the basis of result of LL.M.1st yr.

Details of the scholarship awarded in given in **Annexure - 4 (b)**

Submitted for kind perusal by the Hon'ble members.

LIST OF RECEIPTS OF NUJS MERIT CUM MEANS SCHOLARSHIP FOR THE YEAR 2010

<u>Sl. No.</u>	<u>Name of the student</u>	<u>I.D. No.</u>	<u>Year of study</u>	<u>Percentage of waiver of tuition fees</u>
1.	Manohar Lal	210084	1 st year	100%
2.	Pallab Das	209038	2 nd year	100%
3.	Perna Khandelwal	209059	2 nd year	100%
4.	Rupa Roy	209085	2 nd year	100%
5.	Archisman Roy Chaudhury	207113	4 th year	100%
6.	Ms. Nayantara R.	209011	2 nd year	100%
7.	Vivek Kumar	208071	3 rd year	100%
8.	Md. Umar Iqbal Khan	207137	4 th year	100%
9.	Akanksha Kaushik	209013	2 nd year	75%
10.	Shruti Singh Baghel	209030	2 nd year	75%
11.	Shilpa Margaret Ekka	209103	2 nd year	75%
12.	Monalisa Saha	208016	3 rd year	75%
13.	Arjun Gupta	208023	3 rd year	75%
14.	Agnidipto Tarafdar	208029	3 rd year	75%
15.	Amrita Sarkar	208121	3 rd year	75%
16.	Vipul Sandwar	207022	4 th year	75%
17.	Avinash Kumar	207057	4 th year	75%
18.	Esha Shekhar	207087	4 th year	75%
19.	Vivek Kumar Choudhary	206033	5 th year	75%
20.	Sarvesh Suman	206140	5 th year	75%
21.	Arjun Bhagi	210051	1 st year	50%
22.	Pankhuri Agarwal	209057	2 nd year	50%
23.	Ayesha Das	208119	3 rd year	50%

24.	Sumantra Bose	207140	4 th year	50%
25.	Anupama Sharma	209098	2 nd year	25%
26.	Shambo Nandy	208006	3 rd year	25%
27.	Lokenath Chatterjee	208022	3 rd year	25%
28.	Sreerupa Chowdhury	208048	3 rd year	25%
29.	Gajendra Phulwari	208070	3 rd year	25%
30.	Kumar Rahul	207109	4 th year	25%
31.	Sujata Mondal	207136	4 th year	25%
32.	Apala Das	209006	2 nd year	25%
33.	Javedur Rahman	208035	3 rd year	25%
34.	Prigya Gupta	209033	2 nd year	75%
35.	Suman Mazumder	209067	2 nd year	75%
36.	Kriti Bhatia	208110	3 rd year	75%
37.	Rajashree B.	207034	4 th year	100%
38.	Kumar Kislay	207115	4 th year	75%
39.	D.K. Rituraj	206108	5 th year	100%

Note

Date: 11/08/2010

Gopal Subramaniam Scholarship is awarded to two students of LL.M. first year students on the basis of ranking of CLAT results. The following two students have scored 1st and 2nd rank respectively during CLAT – 2010 PG results (CLAT result is enclosed). The details are given below:

Sl. No.	CLAT Roll No.	Master Rank	Name of the candidate	Gender	Total Score	Tie Score
01.	KL01P00006	5	Aisha Ahmed Sharfi	Female	122	37
02.	ND04P00024	21	Gazala Farooq	Female	110	38

It is recommended that the above mentioned students may be awarded the G.S. Scholarship for the year 2010.

Submitted.

T. Bhattacharya

Assistant Registrar (Academic)

Vice-Chancellor, WBNUJS

Extension – 1110

Acad/Sch./PG(LL.M.)/2010

Date: 20th November, 2010

Academic Section

Award of Gopal Subramanium Scholarship

To
The Accounts Officer
WBNUJS, Kolkata.

1. Appended below please find the names of P.G. students of LL.M. 2nd year on the basis of ranking in the 1st year result for award of Gopal Subramanium Scholarship for the year 2010.

Sl. No.	I.D. No.	Name of the Student	Total Score	Remarks
01.	PG 20909	Mr. Uddyam Mukherjee	519.83	1 st rank
02.	PG 20914	Ms. Swayamsiddha Mohanty	517.65	2 nd rank

2. Necessary payment of scholarship amount may be done at your end.
3. Approval received from the Vice Chancellor in this regard is enclosed.

Tapash Bhattacharya

Assistant Registrar (Academic), WBNUJS

Copy to:

- VC- for information
- Registrar – for information

10. Post Graduate Diploma Course on Business Law through Distance Education with Rainmakers:

The WBNUJS with Rainmakers, a training and advisory body in legal education, has proposed to start two year Post Graduate Diploma Course on Business Law through distance education mode. For necessary recognition from DEC (Distant Education Council) IGNOU, New Delhi, correspondence has been made. Decision from DEC is awaited.

Details of the MOU are given in **Annexure - 5**

Submitted for kind perusal by the Hon'ble members.

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (herein referred to as "MOU") is signed at
Kolkata on

September 3, 2010

By
and
Between

The West Bengal National University of Juridical Sciences, established under the West Bengal National University of Juridical Sciences Act, 1999 (West Bengal Act IX of 1999), notified under Clause (f) of Section 2 of the UGC Act, 1956 in August 2004, and granted permanent affiliation by the Bar Council of India in July 2005, having its campus at Dr. Ambedkar Bhavan 12, LB Block, Sector III, Salt Lake City Kolkata - 700098, represented through its Vice Chancellor, and hereinafter referred to as "NUJS" or "the University", which expression shall, unless repugnant to the context of meaning thereof include its successors and permitted assignees of the FIRST PART,

AND

Rainmaker Training & Recruitment Private Limited, a company incorporated under the Companies Act, 1956, and having its principal place of business at 612 Crystal Paradise The Mall, off Veera Desai Road, Andheri (West), Mumbai - 400 053, represented through its Head of Education Services, and hereinafter referred to as "Rainmaker", which expression shall, unless repugnant to the context of meaning thereof include its successors and permitted assignees of the SECOND PART.

NUJS and Rainmaker shall each individually be referred to as a "Party" and collectively as the "Parties".

Whereas NUJS is a leading Indian University, and its objectives, *inter alia*, are to advance and disseminate learning and knowledge of law and legal processes and

their role in national development; to promote legal knowledge and to make law and the legal process efficient instruments of social development; to develop in the student and research scholar a sense of responsibility to serve society in the field of law by developing skills with regard to advocacy, legal service, legislation, law reforms and the like; and to promote inter-disciplinary study of law in relation to management, technology, international cooperation and development.

Whereas Rainmaker provides a range of services to the Indian legal industry, including training and education services, and has experience and expertise in creating, delivering, managing, marketing, and selling legal training programmes across a variety of mediums and especially the online mode; Rainmaker owns the brand 'Rainmaker', which it employs in relation to a number of its businesses, including in its education services business;

Whereas NUJS and Rainmaker wish to work with each other to provide an online programme on commercial lawyers to legal and non-legal professionals, for which purpose they have executed this binding Memorandum of Understanding ("this MoU").

NOW THEREFORE this MOU witnesses as follows:

1. Object

Rainmaker and NUJS shall create and deliver an online educational programme through the use of Rainmaker's myLawU learning management system, to be called the "Post-Graduate Diploma in Commercial Laws", ("the PGDCL", or "the Programme").

Rainmaker's responsibilities shall include, among others, e-designing and re-developing the programme to:

- Convert existing and future materials that the NUJS may create for online delivery;



- Manage online learning delivery through Rainmaker's *myLawU* Learning Management System, and
- Marketing and promoting the programme through Rainmaker's marketing channels to boost enrolments.

2. Terms of Partnership

A detailed division of responsibilities between Rainmaker and NUJS in relation to the Programme is set out in Schedule 1 to this MoU; the broad terms of partnership, however, are set out here:

- Rainmaker shall examine any existing set of materials as well as teaching methodologies of NUJS, and prepare a schedule of conversion to allow for online learning from October 15, 2010.
- The Programme shall have a duration of one year.
- Rainmaker and the University would jointly discuss and finalise the structure for the Programme, as well as the content requirements for the same.
- While the programme would be delivered online through Rainmaker's *myLawU* learning management system, students would have the option of appearing for *viva voce* examinations in person; those students who do not choose this option would be able to appear for their *viva voce* examinations online.
- Students would also have the option of spending some time on campus at NUJS (this period may be synchronised with the holidays for the regular programmes at the University, so that the University's infrastructure may be used for this purpose), and to use the library at the University. There would be a separate charge for this on-campus component, which would be payable to the University directly.
- Rainmaker would be responsible for all aspects of academic delivery and management (subject to any University rules and procedures), and would provide Rainmaker's *myLawU* learning management system for academic delivery.
- Furthermore, Rainmaker would be responsible for the execution of marketing and sales activities of the programme, and the details of the same shall be discussed and finalised in writing between Rainmaker and NUJS.

- The fee for the programme would be between Rs.15,000/- to Rs.20,000/-, This would be finalised in discussion and upon agreement with NUJS.
- Rainmaker and NUJS have agreed upon a revenue share system for the Programme. The Parties understand that this revenue share must recognise the value that NUJS's name brings to the programme, as well as the efforts that both Parties will have to incur in making the Programme successful. Given this, the Parties have agreed upon the following revenue sharing structure:

- For the first 1,000 enrolments to the Programme in any given year: A revenue share of 50% to Rainmaker for all enrolment receipts from the Programme;
- For the next 1,750 enrolments to the Programme in any given year: A revenue share of 40% to Rainmaker for all enrolment receipts from the Programme;
- For all enrolments to the Programme in any given year in excess of 2,750: A revenue share of 30% to Rainmaker for all enrolment receipts from the Programme.

- To facilitate the payment of the revenue shares from the Programme to Rainmaker, NUJS shall open a separate centralised bank account with a scheduled bank in India, into which all candidates registering for the Programme will be required to deposit their enrolment fees ("the Account"). All amounts payable to Rainmaker towards its revenue share for the Programme shall, by virtue of standing instructions issued by NUJS to the bank with which the Account is opened, be forthwith and automatically deposited into the bank account of Rainmaker, the details of which shall be notified by Rainmaker to NUJS. NUJS shall open this Account and issue the standing instructions by September 30, 2010. If it is not possible to put in place the mechanism set out above, then NUJS shall cooperate with Rainmaker to put in place an alternative effective payment mechanism that is acceptable to Rainmaker.
- NUJS may use the materials created for the Programme for its internal teaching and research purposes, provided that Rainmaker receives

acknowledgement on such materials in a mutually discussed and agreeable manner.

- The Parties may create a number of products based on the material prepared for the Programme, including textbooks and other training materials, whether in print or in an electronic format; the Parties shall discuss the revenue shares payable to NUJS in relation to these, and finalise the same upon mutually agreeable terms.
- Graduates holding any bachelor's degree, including graduates from any international bachelor's degree programmes, would be eligible for enrolment to the Programme.

3. Intellectual Property Rights

Any materials created exclusively by NUJS for the Programme, and identified as having been created exclusively by NUJS, would be owned by NUJS exclusively. NUJS hereby grants Rainmaker unlimited license to use the materials for the Programme, with the freedom to modify the content and its manner of delivery as Rainmaker sees fit, during the term of this MoU.

Any materials created exclusively by Rainmaker for the Programme, and identified as having been created exclusively by Rainmaker, would be owned by Rainmaker Exclusively. Rainmaker hereby grants NUJS unlimited license to use the materials for the Programme, and for its internal teaching and research purposes, as mentioned in this MoU.

For the term of this MoU, NUJS and Rainmaker will be the joint owners of copyright in relation to all material developed by the Parties jointly for the Programme. The Parties hereby grant each other unlimited license to use such materials for the purpose of the Programme, and for the purpose of their internal training and research. Any other use of such material shall be subject to discussion and agreement between the Parties.

4. Term and Termination

The term of this MoU is three years, renewable on mutually agreed terms.

This MOU can be terminated by either Party with 6 (six) months notice for the violation of any of the terms of this MoU or for any other reason.

Without prejudice to any other term of this MOU, if a Party breaches or fails to perform any material obligation it has under this MOU and fails to remedy such breach or default within 45 (forty-five) days of being required to do so by written notice from the other Party, this MoU shall immediately terminate on the expiration of that notice, unless the that notice specifies otherwise.

Regardless of termination of this MoU, the Parties' responsibilities and liabilities hereunder shall continue with respect to ongoing batches admitted prior to the date of termination only.

5. Amendments

Amendments for change hereof or addition hereto shall only be effective or binding on either of the Parties hereto when set in writing and executed by the respective duly authorised representatives of each of the Parties hereto.

6. Representations and Warranties

Each Party hereby represents and warrants to the other that:

- It is duly established and existing under the laws of jurisdiction stated against its name in this MoU, and has the legal power and authority by virtue of statute/resolution, to sign this MoU and perform and comply with its duties and obligations under this MoU.
- To its best knowledge, there are no orders passed or actions, suits, writs or proceedings pending against it by or before any court, governmental instrumentality or arbitral tribunal or quasi-judicial authority that restrain it from performing its duties and obligations under this MoU; and
- No representation or warranty made herein contains any untrue statement based on the facts and circumstances.

7. Severability

Any law restraining the validity and enforceability of any provision of this MoU shall not affect the validity and enforceability of the remaining provisions of the MoU, which remaining provisions shall be deemed not to contain the invalid provisions. In such a case, the Parties shall attempt to agree on a provision that is valid and enforceable and similar to the original provision.

The remaining provisions of this MoU shall remain in full force and effect, unless the invalid or unenforceable provision comprises an integral part of or is otherwise inseparable from the remaining MoU.

8. Force Majeure

The Parties will not be liable to each other for failure or delay in the performance of any of their obligations under this MoU for the time and to the extent that such failure and delay is caused by riots, wars, serious hostilities between nations, Acts of God, storms, fires, sabotages or explosions.

In the event that either Party is, either wholly or in part, prevented from or hindered in carrying out or observing any of the terms or conditions of this MoU for any cause set forth hereinabove, such Party shall give written notice to the other Party by the most expeditious means as soon as possible after the occurrence of the cause relied on, giving full particulars of the reasons for such prevention or hindrance, and the Parties shall in good faith consult each other and take necessary measures for the resolution of the affairs so prevented or hindered.

9. Indemnity

Each of the Parties shall defend, indemnify and hold the other Party harmless from and against any claim, liability, loss, costs or expenses (including reasonable Attorney's fees) arising out of or resulting from the breach of the provisions of this MoU.

10. Confidentiality

All information exchanged under this MoU shall be confidential and used only for those purposes specifically intended for.

11. Assignment

Neither the MoU nor any right granted hereunder shall be assignable or otherwise transferable by either Party.

12. Matters not provided for in this MoU

If any doubt arises as to the interpretation of the provisions of this MoU or as to matters not provided therein, the Parties to this MoU would consult with each other in each instance and resolve such doubts in good faith.

13. Settlement of Disputes and Jurisdiction

The Parties agree that:

In the event of any dispute or difference arising between the Parties in connection with this Agreement, the aggrieved Party shall notify the other of the issue/ dispute. The Parties shall attempt to reach an amicable solution by mutual discussion within thirty days.

In case the issue/ dispute cannot be resolved through mutual discussion, the Parties shall refer the issue /dispute to a single arbitrator, who shall be mutually agreed between the Parties. If the Parties are unable to mutually agree on an arbitrator then the arbitrator shall be appointed under the Indian Arbitration and Conciliation Act, 1996.

The arbitration proceedings shall be held under the provisions of the Indian Arbitration and Conciliation Act, 1996 or any of its subsequent amendments, and the proceedings shall be governed by Indian Laws.

The arbitration proceedings shall be in English. The venue of the arbitration proceedings shall be Kolkata.

During the conduct of arbitration proceedings, the Parties shall bear the cost of the proceedings. Eventually, all costs and expenses of the arbitration shall be borne by the Party / Parties as may be directed in the manner awarded by the arbitrator.

The Parties herein further agree that if there is any contest or claim to the arbitral award, the Courts at Kolkata shall have jurisdiction over the same.

14. Notices

Any notice, approval, consent and or other notification required or permitted to be given hereunder shall be in writing in English and shall be personally delivered, or transmitted by registered post with postage fully paid or transmitted by fax to the address specified below or to such other addresses as may, from time to time be given by each Party to the other Party in writing and in the manner herein before provided to:

NUJS : Vice Chancellor
West Bengal National University of Juridical Sciences
Dr. Ambedkar Bhavan 12, LB Block, Sector III, Salt Lake City
Kolkata - 700098

Rainmaker : Head of Education Services
Rainmaker Training & Recruitment Private Limited,
612 Crystal Paradise, The Mall,
Off Veera Desai Road, Andheri West,
Mumbai - 400 053.

15. No Partnership

Nothing in this MoU shall be deemed to constitute or create an association, trust, partnership or joint venture between the Parties nor constitute any Party the agent of other party for any purpose.

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16. Further Acts and Assurances

Each of the Parties agrees to execute and deliver all such further instruments and to do and perform all such further acts and things, as shall be necessary and required to carry out the provisions of this MoU and to consummate the transactions contemplated hereby.

17. Applicable Laws

The MoU will be governed construed and enforced in accordance with the laws of India.

18. Headings

The headings used in this MoU are inserts for convenience of reference only and shall not effect the interpretation of the respective clauses and paragraphs of this MoU.

19. Survival of Rights and Obligations

Termination of this MoU will not release a Party from any liability which at the time of termination has already accrued to that Party or which thereafter may accrue in respect of any act or omission of the Party prior to such termination.

20. Interpretation

This MoU has been executed in the English language only, and only the English Language shall be used for its interpretation. No translation of this MoU into another language shall be of any force or effect in the interpretation of the intent of either of the Parties hereto.

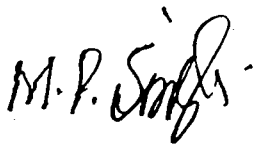
This MoU constitutes the whole and only agreement as at the date hereof between the Parties with respect to the subject matter described herein.


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Except to the extent saved in this MoU, this MoU supersedes and extinguishes any prior drafts, agreements, undertakings, representations, warranties, promises, assurances and arrangements of any nature whatsoever in writing or not in writing relating to the subject matter of this MoU.

In consideration of the mutual covenants contained herein above and the terms and conditions of this MoU and in witness whereof both the Parties have hereinto set their hand and seal

For and on behalf of NUJS



Professor (Dr.) Mahendra Pal Singh

Vice Chancellor

West Bengal National University

of Juridical Sciences

A. S. Chatterjee

Witness

For and on behalf of Rainmaker

For Rainmaker Training & Recruitment Pvt. Ltd.

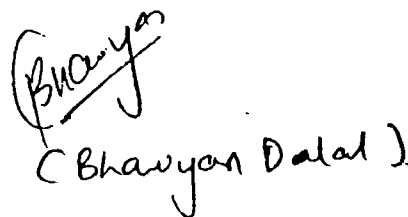
Authorised Signatory

Bhavin Patel

Head of Education Services

Rainmaker Training &

Recruitment Private Limited


(Bhavyan Dalal)

Witness

Schedule 1 – Roles and Responsibilities

Student Enrolment Process and Student Registration

Rainmaker:

1. Rainmaker will be responsible, along with the University, to offer assistance to, and guide all potential students through the online and offline enrolment processes
2. Rainmaker, on receipt of all details relating to enrolled students given by University, shall create individual students' *myLawU* accounts and enable their access to *myLawU*. This will be done within 3 days of receipt of enrolment details from the University.
3. Rainmaker shall also send all enrolled students a confirmation email with their *myLawU* log-in details within 3 days of receipt of enrolment details.

The University:

1. The University shall provide details of its student enrolment process to Rainmaker, for offline as well as online (if applicable) modes.
2. Students may enrol for the proposed Programme through an online payment gateway that the University shall provide on its website, as well as through the existing enrolment procedures provided by the University. The University shall ensure that such payment gateway on its website is operational at least one month prior to the launch of the first academic cycle of the Programme.
3. The University shall share with Rainmaker all details relating to the enrolment process on a real-time basis and shall update all shared records such as enrolment confirmation records on a real-time basis.
4. The University shall be responsible for handling the receipt of all documents as sent for enrolment verification, and shall do so within 10 days of receipt of such documents.
5. The University shall be responsible to provide Rainmaker all details relating to enrolled students on a real-time basis so as to enable their immediate access to the *myLawU* platform. This will be done through a daily update via email to the

Identified Rainmaker email address.

6. The University shall also send all enrolled students a confirmation email / correspond with students to inform them of any irregularities in the documents sent within 7 days of verification of documents and confirmation of enrolment. A copy of this email correspondence will be also sent to the Identified Rainmaker email id.

Preparation of Programme Content and Other Course Material

Rainmaker.

1. Rainmaker shall provide the University a programme structure, as well as the proposed curriculum and teaching methodology for the Programme. The University and Rainmaker shall finalise the programme structure and proposed curriculum through mutual consultation and agreement.
2. Rainmaker shall be responsible for the creation of all e-learning content to be utilised for the Programme. Rainmaker shall provide all such e-learning content to the University for review and approval before utilising it for the purposes of the Programme. Rainmaker shall retain all copyright and other rights in any materials that it creates for the Programme, and shall grant the University a license in perpetuity to use such materials for the Programme alone.
3. Rainmaker shall be responsible for sequencing the e-learning content, and for preparing the delivery framework. Rainmaker shall provide the plan it intends to use for sequencing such e-learning content and the delivery framework to the University for review and approval before utilising it for the purposes of the Programme.
4. Rainmaker shall be responsible for identifying researchers, content creators, and subject-matter experts for the preparation of all e-learning content. Rainmaker shall provide a list of identified researchers, content creators, and subject-matter experts to the University, and this list shall only be finalised in mutual consultation with, and upon approval from, the University.

The University:

1. The University shall revert to Rainmaker on the programme structure, curriculum, teaching methodology, as well as the list of identified researchers,

content creators, and subject-matter experts within three weeks of the receipt of the same from Rainmaker.

2. The University shall make best efforts to ensure that it provides its consent for, or comments on, any of the programme structure, curriculum, e-learning content, e-learning sequence, delivery framework, teaching methodology, or the list of identified researchers, content creators, and subject-matter experts submitted by Rainmaker in a speedy manner. The University shall provide its feedback and suggestions on the same, and both Rainmaker and the University shall work together to ensure the speedy and smooth delivery of the Programme.

Academic Servicing - Online/Offline

Rainmaker.

1. Rainmaker shall ensure that any University-identified representative shall be given complete access to the Programme relevant sections on the *myLawU* learning management system when requested.
2. Rainmaker shall be responsible for the delivery of online content through Rainmaker's proprietary *myLawU* learning management system. This shall include:
 1. Continuous and timely uploading of content.
 2. Use of content authoring tools - software for creation of videos, presentations and other online learning based tools.
 3. Creation of additional content, both academic and non-academic, in the form of videos, blogs, newswires, and discussion forums.
3. Rainmaker shall be responsible for the *myLawU* platform management, including the technological aspects of *myLawU*. This shall include:
 1. Programme-specific system maintenance and upgrades, server space and hosting.
 2. Student management including the enrolment process (on *myLawU*).
 3. Generating User Reports such as Grade Sheet, Participation and Activity Reports.
4. Rainmaker shall be responsible for regular interventions to ensure Programme Objectives are achieved. This shall include:

1. **Introducing field experts.**
2. **Field knowledge and updates.**
3. **Faculty man-hours.**
4. **Addressing queries, both academic and functional.**
5. **Rainmaker shall be responsible for academic servicing via the *myLawU* Virtual Classroom and for student support. This shall include:**
 1. **Conducting multiple-choice / other online format quizzes / tests.**
 2. **Conducting group-based projects.**
 3. **Student mentorship plans - both academic and non-academic with focus on additional support for 'weaker' students.**
 4. **Enhanced student interaction including regular progress monitoring.**
 5. **Doubt resolution, both academic and operational.**
 6. **Administering periodic feedback mechanisms.**

The University:

1. **The University and Rainmaker shall collectively decide the course session plan at least 2 months prior to the commencement of each batch.**

Student Assessment and Certification

Rainmaker:

1. **Rainmaker shall be responsible for the preparation of the online assessment framework and evaluation systems. Rainmaker shall provide plans and schedules for such online assessment framework and evaluation systems to the University for review and approval before utilising them for the purposes of the Programme.**
2. **Rainmaker shall be responsible for the creation of the 'continuous evaluation' framework, including the creation and management of all graded tests and quizzes. Rainmaker and the University agree that such a continuous evaluation framework should allow for an end-of-term essay, along with series of multiple-choice quizzes. Rainmaker shall provide all such graded tests and quizzes, as well as the manner of conducting the end-of-term essay assignments to the University for review and approval**

before utilising them for the purposes of the Programme. The End-of-term essays may only be corrected by faculty identified for this purpose by the University. Furthermore, Rainmaker and the University shall also mutually agree upon the manner and timelines for correction of the end-of-term essays.

3. Rainmaker shall be responsible for determining the testing methodology, and shall communicate any changes to this prior to the commencement of the batch. Rainmaker shall provide all such testing methodology to the University for review and approval before utilising it for the purposes of the Programme.
4. It is clarified that the University shall retain the final authority on the content and manner of conducting examinations; any changes to the agreed examination systems, including a change in methodology, a change in dates, or any related items must be communicated to Rainmaker before the commencement of any batch of the Programme.
5. Rainmaker shall be responsible to provide the University with the schedule of the tests prior to the commencement of each semester, for its approval, and suggesting changes, if any. The University shall be responsible to ensure any comments / feedback / desired changes to the testing schedule be communicated to Rainmaker within three weeks of receipt of the schedule.
6. Rainmaker shall be responsible for generating all User Reports such as Grade Sheets, Participation and Activity Reports so as to enable the University to successfully execute the certification process. Rainmaker shall provide all such student performance details within 2 months of completion of the batch.

The University:

1. The University shall finalise the assessment and graduation mechanism for the Programme in consultation with Rainmaker. Any changes to the same may be made only upon mutual agreement with Rainmaker, and in advance of the marketing cycle for each batch of the Programme.
2. Rainmaker shall provide the University with the schedule of the tests prior to the commencement of each semester. The University shall be responsible to ensure any comments / feedback / desired changes to the testing schedule be

communicated to Rainmaker within 2 weeks of receipt of the schedule, failing which the schedule shall be taken to be accepted by the University.

3. The University shall be responsible for awarding all certification to students within a reasonable period of the completion of the programme.

Programme Marketing and Sales

Rainmaker:

1. Rainmaker shall be responsible for the formulation and execution of the marketing and sales strategy.
2. Rainmaker shall be responsible for promoting the programme through online marketing formats and media, such as Google Search Engine Optimisation, Google AdWords, social networking platforms, Rainmaker's website and Rainmaker's partner websites, where possible.
3. Rainmaker shall ensure publicity and awareness building activities in relevant sectors of the market as applicable and as mutually agreed with the University.
4. Rainmaker shall be responsible for the design and creation of all marketing and sales collateral, such as posters, flyers, or brochures.
5. Rainmaker shall conduct events, including seminars and road-shows, both on-ground and online, if necessary, to spread awareness and information about the programme.
6. Rainmaker shall be responsible for the website design and content management of the Programme on both, the University's and Rainmaker's sites.
7. Rainmaker shall be responsible for all such other marketing, sales, and publicity efforts as the University and Rainmaker may mutually agree upon.

The University:

1. The University shall be responsible to ensure that adequate support is provided in the execution of the marketing and sales strategy by extending all available facilities.
2. The University shall be responsible to provide support in the publicity and

awareness building activities in relevant sectors of the market, including the procuring of databases of students, Universities and other information about the target audience for the programme from available resources and repositories such as the University itself may have access to.

3. The University shall be responsible to be the conduit for all communication with other Universities in relation to the publicity and awareness building efforts, and shall be responsible to ensure timely preparation and despatch of communication material to them.
4. The University shall ensure that adequate visibility is ensured through advertisements in leading national and international media such as newspapers etc.
5. The University shall consult Rainmaker prior to the release of any programme related advertisement / visibility exercise to ensure that all efforts are synergised.
6. The University shall commit to the release of adequately sized advertisements in each programme marketing cycle as mutually determined by Rainmaker.
7. The University shall provide all necessary support to Rainmaker in the website design and content management of Programme on the University's website.

Finances and Budgets:

1. The University will collect all the fees from the students and shall pay the revenue share from enrolment receipts set out in this Agreement to Rainmaker for providing their expertise and services. In the event that the University and Rainmaker mutually agree to allow students to make payments for enrolment to the programme through Rainmaker's websites and online platforms, Rainmaker will collect fees from the students, and shall retain only its revenue share from such receipts, and pay the remaining portions of the of the total fee received to the University.
2. As the University shall collect all fees, in order to ensure easy and effective accounting, a separate account specifically for the purposes of Programme shall be created. In the event that the University and Rainmaker mutually agree to allow students to make payments for enrolment to the programme through Rainmaker's websites and online platforms, Rainmaker will provide a statement of payments received in relation to the Programme to the University upon demand.

3. The University will share with Rainmaker all data relating to enrolments in the programme on a real-time basis.
4. The University and Rainmaker will settle accounts for each batch of the programme within 30 (Thirty) days of the close of the admission cycle for that batch. The University shall pay to Rainmaker the share of the enrolment receipts within 30 (Thirty) days of the close of the admission cycle for each batch.
5. In the case of instalment / multiple payment option schemes against the course fees are introduced, the University shall be responsible for any follow-up on payment and to instruct Rainmaker on the continuation / discontinuation of students with outstanding amounts. Rainmaker will, on the request of the University, place announcements for such a purpose on Rainmaker's *myLawU* learning management system and assist in intimating defaulting students, if necessary.
6. The University will bear all costs relating to the following:
 1. Printing of the programme content, instruction and assessment material, if any.
 2. The University's website redesign / additions to site such as payment gateways etc.
 3. Offline testing and evaluation, if any.
 4. Student interaction and communication offline – materials, other correspondence
 5. A broad indication of the number of enrolments that we foresee for the Programme at this time is set out in the following table:

Enrolment Cycle	Number of Enrolments
First Cycle	~500
Second Cycle	~750
Third Cycle and Successive Cycles thereafter	~1,000 to 1,250

The number of enrolments *per cycle* set out above is indicative; the same could be optimised, leading to an increase in enrolments *per cycle*, based on various factors, such as the start and end dates of each cycle.

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[Handwritten Initials]

6. Advertisements in print – newspapers, magazines, etc. Rainmaker and the University shall share equally all costs related to advertisements in print media, such as in newspapers and magazines. The Programme will only be advertised in print media once at least 1,500 enrolments to the Programme have occurred in any given year, or if the parties decide that there is a reasonable likelihood of 1,500 enrolments in any given year. Rainmaker and the University shall mutually decide the date for publication of such advertisements, and shall mutually agree upon and approve the budget for all print advertising.
7. Rainmaker will bear all costs relating to the following:
1. Development of the programme content, instruction and assessment material.
 2. Programme delivery and student servicing including technology usage, faculty and online testing and evaluation.
 3. Advertisements online – Search engines, website placements, online publicity etc.
 4. Payments to expert faculty, researchers, and content creators, in relation to any materials that it creates for the Programme.
 5. All costs related to the *myLawU* online learning management system, including students management costs, server and related technology costs, website maintenance and servicing costs, and any other development costs.

Other Responsibilities

The University:

1. Ensuring all necessary internal approvals (of the School board etc.) are met in a timely manner, if, and as necessary.
2. Enabling the delivery of the programmes outside India by ensuring the receipt of necessary internal approvals, if any.
3. Providing Rainmaker with any other assistance as may be required, to create a programme of the highest quality.
4. Providing all necessary support and access to ensure any changes and


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- modifications to the University's website in relation to the Programme are made in a timely manner.
5. Ensuring necessary support in the enrolment process through timely verification of documents, reporting of enrolments, clear systems to monitor fee payments etc.
 6. Ensuring timely feedback and suggestions on all content.
 7. Providing necessary support in the delivery of content.
 8. Providing the necessary certification and ensuring timely completion of all pre-requisites to this process.
 9. Providing support in the promotion of the programme by extending all available facilities.
 10. Providing support in the publicity and awareness building in relevant sectors of the market.
 11. Providing necessary support in timely clearance of all financial and fee sharing matters.
 12. Maintaining adequate levels of co-ordination with its online banking partner and ensuring that the financial processes are conducted smoothly.
 13. The University shall be responsible to ensure that adequate internal resources and man-power are allocated toward the effective management of the Programme, and engage at least 1 resource who shall be solely responsible for all Programme-related matters and who shall be the primary liaison between the University and Rainmaker.

In addition to the above, the University and Rainmaker would each retain ownership of any materials, including reading materials, e-learning materials, interactive and multimedia materials, and any other materials that they may have themselves created for the purposes of the Programme. Any materials that are co-authored or created jointly by the University and Rainmaker shall be jointly owned by the University and Rainmaker, and neither the University nor Rainmaker may use any such materials for any purposes other than for the Programme other than upon mutual discussion and agreement.

The University may wish to use some of the materials created for the programme for instruction in its existing LI.B. and LI.M. programmes. The University would be free to use part of these materials for its existing LI.B. and LI.M. programmes, and

Rainmaker and the University would together decide the extent of materials that may be so used. Any other use of the materials by the University shall only be in the manner that Parties may discuss in good faith and agree upon on a case-by-case basis.

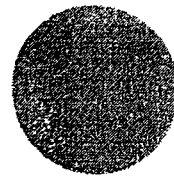
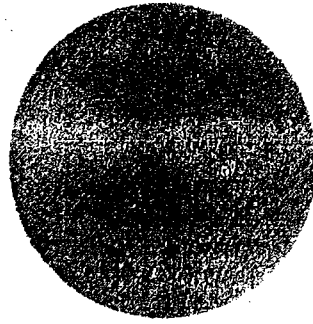
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11. Proposal for establishment of Litigation Cell at WBNUJS:

It is proposed to establish a litigation cell at the WBNUJS which will handle real life cases for training senior students in pleadings, preparing of draft, legal advice and arguments in the Court of Law – mainly in public interest litigation.

Details of the proposal are given in **Annexure – 6**

Submitted for kind perusal by the Hon'ble members.



**Legal Services Delivery
and Research Centre at
NUJS
(Proposal)**

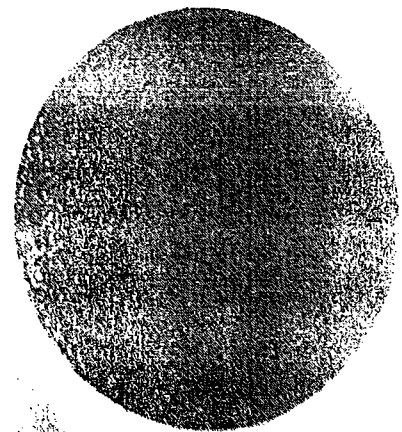


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Executive Summary

A Legal Services Delivery and Research Centre (LSDRC) as proposed at NUJS will be an innovative proposal for combining the existing strengths of NUJS with national goals and would propose a new and scalable model for participation of law schools in delivering social and economic justice. The LSDRC will be a round the year, full-service, live client clinical legal education module, run like a law practice, headed by a person with wide exposure of law practice and interest in research on justice services deliver in India

The LSDRC will:

- be a live clinic environment for structured clinical learning initiated by one Director with support of admin staff and expand in a gradual and sustainable manner as per this proposal.
- have a suitable mix of student and practitioners to mitigate the seasonality of available student time for clinical activity
- subject to student interest and case-flow, have a staffing pattern of one director two part time adjunct faculty with 18 students devoting one-third of their academic work for a 10 credit course and a supervision ration of 1:9
- assess student performance by a variety of techniques including portfolio and presentation
- cultivate a workload to cover entire range of legal services including pre-litigation, transaction, and contentious work
- begin with practice areas like human rights law focussing on socio-economic rights; general corporate and commercial law for SMEs; media law; energy and infrastructure law
- seek a balanced the workload that gives the cohort a chance to achieve pre-determined learning objectives
- Render some services for a fee and some for free
- keep a broad cause focus for free services
- give priority to cutting edge practice areas while accepting instructions for paid cases
- endeavour to set up a strong case management systems to meet client expectation
- have a well publicised practice oriented training will infuse confidence in prospective clients
- be supported by an inter-disciplinary research centre on operational issues facing legal practitioners like best practices in legal services delivery in India; benchmarking quality in delivery of legal services; and evidence based policy making in the justice delivery in India

It is proposed that an implementation committee be empowered to deal with all issues arising in course of implementing this project. The committee shall comprise of VC, Practitioner Head of the LSDRC, Anchor Faculty/ EC Nominated Faculty, and a Student Representative (Non-voting).

Introduction

Law clinics are not new to universities and by now clinical legal education is also an established trend in India. However, blending of the two is sparse. Most law clinics are voluntary, un-assessed activities that offer students roles relating to awareness generation or referral services. Occasionally students pick up pro-bono "in-person" roles. These clinics usually seek to focus on representational side of the very wide legal services spectrum. By and large they seek to meet some of the unmet justice delivery needs of the society. As a tool to train students for successful life as a practitioner, these clinics suffer from three serious shortcomings: (i) training, especially the types of cases that may be available, depends on the fortitude of case flow and are seriously impeded by the seasonality of legal services available from these clinics; (ii) perhaps as a corollary of the exam and vacation, only non-urgent, low stake and non-challenging matters become available as the training stock; and (iii) there are hardly any organised practice management systems or means of monitoring and managing quality in service deliveries.

In contrast, clinical legal education modules are primarily aimed at introducing students to the practical aspects of legal services delivery and focus on structured learning outcomes for students. They do cover a lot wider aspect of the legal services spectrum—like negotiation, mediation, contracting and documentation etc— but remain limited to simulation and shadowing pedagogy. As such, there is little or no scope for grounding into the "management of the law office".

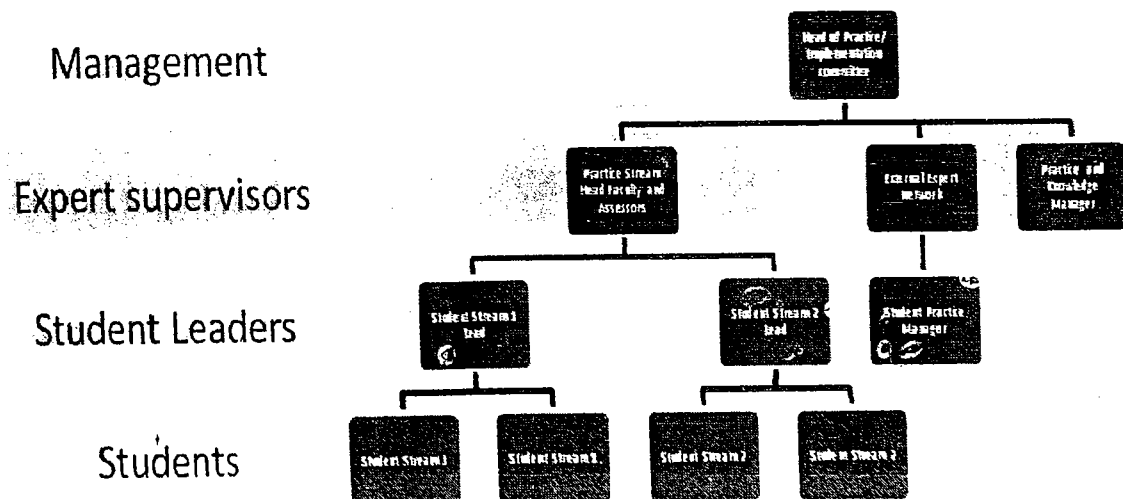
In neither the live client clinics nor the simulated clinical education modules does one find integrated research activities to explore the important issues relating to legal practice in India such as quality assessment, quality management, lifelong learning processes, ethical dilemmas, professional skills assessment, practice oriented training, etc. These issues lead to the broader themes like: What drives towards "securer jobs" rather than independent practice? How and why people do or do not meet their legal services needs? How well utilised is the public spending on legal aid? Rethinking practitioners' ethics. These researches are limited to individual efforts and are handicapped by the opaqueness in and the internal processes and inaccessibility of today's law offices and law firms. There is a lack of institutional commitment to this very important agenda in the transformation that the legal services market is undergoing today. There is an urgent need to create an indigenous research on the issues outlined above.

It is proposed that NUJS initiate a clinical legal education endeavour that combines the three objectives of (i) integrating a wider spectrum of legal services and managing legal services delivery in assessed credit modules; (ii) clinical learning within live client environment; (iii) and making the clinic the hotbed of research on issues relating to the practice of law in India. This can be done by instituting a round the year, full-service, live client clinical legal education module, run like a law practice, headed by a person with wide exposure of law practice and interest in research on justice services delivery in India.

Some Key Attributes of the LSDRC Idea

Live client Law clinics in India are usually structured as sporadic, sometimes single event limited service offerings. These may take shape of a legal awareness camp, legal awareness campaign, or referral services after an initial fact gathering exercise, or consultation camps in association with the local bar associations. Casework (i.e. work related to para-legal assistance and performing the functions of what a "dairvikar" does in the Indian context) and representation services (i.e. representing a client before any quasi-judicial authority) are rare to come about. What is now needed is a full service offering that holds the hand of a legal services client in all stages of the "naming, claiming, blaming and enforcing" of legally injurious experiences. This model will afford the students an opportunity to gain as wide an exposure as possible along the entire chain of legal services needs of people.

The full-service model assumes that students will work in-house and in a live-client environment. The degree to which students can be allowed to represent a client will have to be decided on a case to case basis in consultation with the concerned client. In order to incentivize clients to take student representation, service charges for faculty representation may be brought in. In order to implement a full-service model, certain critical gaps in student time availability need to be filled. A full time and trained practice manager needs to be in place to manage the professional time that may be available to the clinic and balance the workload in accordance with the pre-defined objectives of the LSDRC, which could include, among others, keeping the students abreast with changing face of lawyering; instilling the value of lifelong learning; engendering the art of reflective practice; imparting justice education; inculcating professionalism; and honing professional skills. A couple of middle level part-time adjunct faculty will need to be associated to supervise the cases and/ or transactions. Also, the university should leverage its vast alumni network and willingness of recruiters to present their firms in good stead to build a supervision resource base for matters referred to the LSDRC. The rest of the work will be handled by students with different levels of attainment and commitment.



Another key attribute of the proposed LSDRC will be its broad "cause focus". Being a public university, NUJS may like to intervene in situations where the rule of law is in the need of being upheld. This could be by "cause litigation" or assisting in "cause transactions" like environmental committee hearing in grant of mining leases. The details can be worked out as a part of the detailed business plan.

Within the broad parameter of a full-service offering, it is important that the students are able to demonstrate their level of attainment and high achievers stand-out. Therefore, the student participants will be assessed for their work in the LSDRC. The fairness of the relative opportunity to all the participants of the programme will also need to be established through a sound work allocation policy. A sharp practice promotion policy will also need to be developed to keep the case flow of the desired type and at the desired level of volume. This is proposed to be channeled from the following streams:

- ❖ Sub-contract of Legal Services Authority Work
- ❖ Awareness Outreach Programmes and Referrals from Law Clinics outside Kolkata
- ❖ Throw away Work from Law Firms and Advocates
- ❖ Word of Mouth
- ❖ Public Representatives
- ❖ NGOs

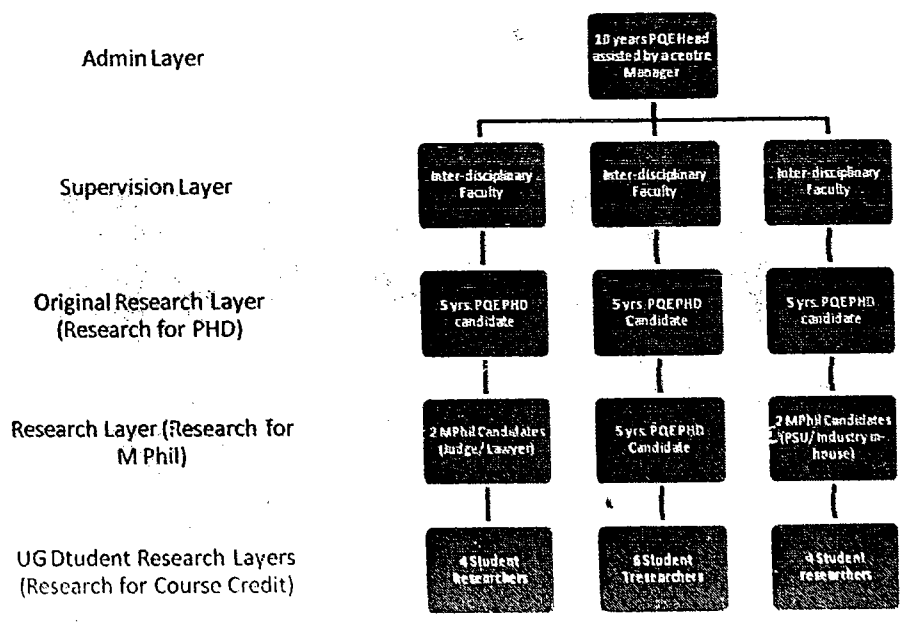
The full-service model has to be built-up progressively across various practice streams. Therefore, an initial focus will have to be decided. The choice of practice area focus will be circumscribed by the locational advantage (or dis-advantage). Being in Kolkata, certain practice area like the competition law, telecom law, litigation related to Supreme Court would be ruled out unless a small unit is set up in Delhi or NUJS collaborates with a law college in Delhi. In deciding the focus areas of practice there may be other practical considerations like the available resources, client catchment area, supervision expertise available, student interest etc. However, the most important consideration ought to be the cutting edge nature of the practice area, where the research capabilities of the university set-up can be most effectively leveraged to expose students to matters that they may not be able to handle in a fresher placement in any law firm. On a preliminary view of the issues involved, the proposed focus practice areas are: human rights law focussing on socio-economic rights; general corporate and commercial law for SMEs; media law; and energy and infrastructure law.

This will obviously raise ethical questions about the capability of young hands to handle such complicated matters. These questions would be welcome for two reasons: (i) this will point the university and the LSDRC to feed into and draw upon the research on quality management issues in legal services delivery; and (ii) this will focus the attention of the stake-holders on the capability gradient within the larger professional set-up and how professionals climb it in a sole practitioner model, which is predominant in India. The suggested response to this critical question is therefore two fold. First, the LSDRC's work should be supported by an inter-disciplinary research centre on "legal practitioner" issues. The idea is valuable in its own right and its kernel is proposed below.

Secondly, the quality of services needs to be assured through proper training and supervision of the students on the job. The training will be structured on the patterns of induction and orientation workshop focused on an area of legal practice that the LSDRC would be expected to handle. The workshop will compile the material and information that an early career lawyer gathers in his work over a period of six to nine months of unstructured learning on the job. The workshop will introduce the participants to the deeper issues involved in the practice of the particular area of law and points them to relevant materials and leave them to be explored further at the opportune time.

As suggested above, it may also be helpful to have a full fledged inter-disciplinary research centre on "legal practitioner" issues be established as a part of the project. This will enable easier funding of the LSDRC infrastructure by way of mandated research by organisations facing legal services procurement, management and regulatory issues. For instance, quality of legal services being procured by the public sector is an issue that finds prominent mention in the National Litigation Policy of the Government of India. Any PSU or a consortium of PSUs, may be interested in mandating a research into quality appraisal and quality management of legal services that are routinely procured by them. Similarly, the State legal services authority may be interested in routinely monitoring the effectiveness of its spending on the change of level of access to justice in the society. The Bar Council may be interested in evidence based policy advisory on the regulatory changes that are brought before it.

The research centre could be headed by the head of the LSDRC. Also the PHD candidates, who would be all qualified legal practitioners and able to supervise the LSDRC casework in return of a stipend. Such a research centre would also ensure a steady flow of academically oriented professionals into the LSDRC, both due to the challenging nature of the research as well as the opportunity that such persons may have to continue their association with their respective fields of practice for their eventual return into its fold. The preliminary organisogram for the centre is:



The key mandates for the research centre could be:

- Deepen current understanding in issues relating to delivery of legal services
- Map and research on alternate mechanisms for meeting the unmet justice needs of people
- Documenting and disseminating the best practices in legal services delivery in India
- Benchmarking quality in delivery of legal services
- Appraising and understanding the legal services market in India
- Studying the issues emerging out of the restructuring of the legal profession in India
- Assist evidence based policy making in the justice delivery system in India
- Provide research inputs for effectively implementing and updating National Litigation Policy
 - Develop training modules for nodal officers based on empirical research (NLP I 4B)
 - Collect and analyse data on implementation of National Litigation Policy (NLP I 4D)
 - Mode and manner of scrutiny of lawyers for empanelment (NLP II B)
 - Train and certify mid-career lawyers (NLP II C)
 - Anchor the regional conference of government lawyers (NLP II E)
 - Evaluate appraisal and incentive schemes for government lawyers (NLP II F)
 - Flesh out the concept of active case management (NLP II I)
 - Closely follow and report on the filtering of frivolous cases (NLP IX A)

Advantages of the LSDRC

- ❖ Students train well
 - Challenging and cutting edge matters are referred
 - Holistic training in application of law
 - Portfolio assessment can benchmark the level of attainment
- ❖ NUJS achieves its goals in a better manner
 - Better returns on investment on legal aid activities
 - Continue its leadership in innovative education initiatives
 - Incorporate issues facing law practitioners into academic research
- ❖ Legal aid clinics structured as law firm with measurable quality targets
 - Organisation structure to maintain continuity of services
 - Suitably qualified lawyers engaged as practice leaders
 - Law firm systems and processes will ensure better quality services
 - Quality control through research led quality management process
- ❖ Aligns well with the National Policies
 - Constitution of India
 - National Litigation Policy 2010
 - National Legal Services Authority Act

Finances

The following estimate excludes the funding required for the Inter-disciplinary Research Centre on "Legal Practitioners" Issues. It also makes many assumptions regarding the initial stages of the project, which will be tested as the project evolves.

Project Expenditure

A detailed financial model for the project will have to be developed in order to put it on the course of self-sustainability. The key elements of expenditure, as already outlined above are going to be at least one professorial level appointee and one full-time/ job-share employee/s at the senior administrative level to work as practice manager and two part-time practitioner faculties to supervise the students, assess them and support the caseload during exams and vacations. Assuming a staffing pattern of 18 students devoting one-third of their academic work for a 10 credit course and a supervision ration of 1:9, the salary budget would be:

1. One Professorial Position
2. Two X .5 Reader Level Positions
3. One Administrative Officer

Besides, the following physical infrastructure would be required:

1. Room for Practice Head with furnishing and computing facilities
2. Admin office and filing space with furnishing and computing facilities
3. Client conference room with teleconferencing facility
4. Four fully wired hot desks
5. Dedicated telephone line with answering machine facility
6. Official mobile phone numbers for the practice head; Practice Manager and Student Leads
7. Photocopier, printer, binder and branded stationery consumables
8. Travel Expenses (especially for resources beyond the permanent staffing),
9. Postage
10. Website
11. Seminar and awareness event budget
12. Printed publicity material
13. Classroom availability for professional skills and follow through training
14. Licensed software and legal databases

15. Contingency

Financing the Project

The project could be funded through the following revenue streams:

1. Allocation of a component of fee for 18 assessed students
2. Volume contracting of work from legal services authority
3. Service charges from clients
4. Small grants from government and non-government organizations
5. Other sources like standalone fundraising campaigns
6. Returns from endowment funds created, specially for the professorial position mandated with research in the areas suggested above

Key Policies

A host of issues will arise in taking the project forward. It is proposed that the implementation committee be empowered to deal with all of these. Some of the major issues anticipated are:

What considerations should be weighed in accepting a potential instruction?

The implementation committee may have to decide amongst the following criterion: student skill enhancement; cutting edge nature of the case; case will have a great contribution in upholding the Rule of Law; high profile of the case; availability of supervision.

On what terms should the academic faculty be involved in the LSDRC?

It is suggested that the teaching faculty should contribute in research aspects of the practice. Where permitted by University Regulations and academic faculty have spare time from their usual workload, they may take up supervision in their respective areas of practice expertise. All such work is proposed to be a part of their employment workload but some incentive be payable to them.

Which students should be allowed in to the programme?

It is proposed that students in years 3-5 be allowed in this programme. However, preference should be given to year 4 students as they would provide stability as well as better informed than year 3 students whereas less distracted towards their future ambitions than the year 5 students.

Should the LSDRC charge for the services to some of the clients?

It is proposed that a blend of for fee and for free instructions should be accepted. A dynamic revenue management system be put in place and different charge slabs be kept to balance the workload of the LSDRC from the point of view of the declared objectives.

What should be the basis and extent of charges for paid work?

In "for fee cases" the charge-out should begin at the rate of 1000 rupees an hour.

What essential skills and attributes should the personnel of the project possess?

It is proposed that they have exposure to clinical legal education; volunteer management; legal services delivery to the dis-empowered; high quality firm management systems and be demonstrably interested in researching in the issues related to the practice of law.

How should the students be assessed?

It is suggested that the assessment be done through a blend of observation and evaluation in the LSDRC; a presentation of the assigned work, a reflective commentary and a short open-book exam on essential learning outcomes. Portfolio, learning journal or 'log', case study or report or assessment on LSDRC-related project are not recommended for assessing candidates.

Implementation

The Project should be advised, guided and mentored by senior people in the legal fraternity. As such representatives from the local bar, law firms, judiciary, academics specialising in clinical legal education, NGOs, legal services authorities, civil services, CLOs of industry, industry associations, public representatives should be invited on the advisory panel. They may also act as important referral nodes and may be instrumental in building expert network for guiding students.

The top level management of the University will be required to be associated directly in the management of the LSDRC, at least in the initial stages. As such, the following structure of the implementation committee is proposed.

- ❖ VC
- ❖ Practitioner Head of the LSDRC
- ❖ Anchor Faculty/ EC Nominated Faculty
- ❖ Student Representative (Non-voting)

Perspective Plan

As proposed above, the project will be a prototype for a new model of delivery of publicly funded legal services in India through an organisational structure that seizes the youthful idealism, trains these change agents into ways of the profession and feeds into a research agenda that is driven by the operational research requirements of the profession. In time, this could develop into a collaborative effort among law schools into a multi-location public-spirited organisation to deliver access to justice. The management of the confederate can be rotated among the participating law schools say every three years. Law firms and government could send their personnel on sabbatical or secondment and individuals could take this opportunity for a career change or reflective learning and sharing the lessons of their professional lives. Clients would benefit from top class legal services at an affordable cost and small claims that go un-noticed would at least get a chance.

Summary

A LSDRC as proposed at NUIS will be an innovative proposal for combining the existing strengths of NUIS with national goals and would propose a new model for delivering social and economic justice. The model will be scalable and have the potential to grow into a multi-location LSDRC with other institutions joining in.

It is proposed to have a live clinic environment for structured clinical learning and effective delivery of legal services to the target clients. It is proposed to have an initial staffing pattern of 18 students devoting one-third of their academic work for a 10 credit course and a supervision ratio of 1:9. The performance for the credits will be assessed by a variety of techniques including portfolio and presentation. The proposed workload would cover entire range of legal services including pre-litigation, transaction, and contentious work. Some of these services will be rendered for a fee and some for free. The practice will keep a broad cause focus for free services. For the paid work undertaken by the LSDRC, priority will be given to cutting edge practice areas including human rights law focussing on socio-economic rights; general corporate and commercial law for SMEs; media law; energy and infrastructure law.

A strong case flow mechanism is proposed to be developed to balance the workload that gives the cohort a chance to achieve pre-determined learning objectives. Strong case management systems shall be put in place to meet client expectation. A suitable mix of student and practitioners will be maintained to effectively work on these cases and to mitigate the seasonality of available student time for clinical activity. Well publicised and well delivered practice oriented training will infuse confidence in prospective clients.

The LSDRC will be supported by an inter-disciplinary research centre on operational issues facing legal practitioners. Key research mandates include:

- Documenting and disseminating the best practices in legal services delivery in India
- Benchmarking quality in delivery of legal services
- Appraising and understanding the legal services market in India
- Assist evidence based policy making in the justice delivery system in India

A host of issues will arise in taking the project forward. It is proposed that the implementation committee be empowered to deal with all of these. The committee shall comprise of VC, Practitioner Head of the LSDRC, Anchor Faculty/ EC Nominated Faculty, and a Student Representative (Non-voting).

12. Proposal to introduce 2 year M. Phil course in Law, Public Policy and

Governance:

It is proposed to start a two year four semester M.Phil course in Law, Public Policy and Governance by WBNUJS.

With India's globalization and Structural Adjustment Programme (SAP) as well as the development of new concepts of governance, public policy has become a matter of serious concern for scholars, law-makers, public opinion makers and society at large. Public policy is multi-faceted and hence requires an interdisciplinary perspective for a comprehensive understanding of the subject. Public policy, its nature and content, public policy-making and its implementation are inextricably linked to a country's constitutional and legal order; its political system, its structures and dynamics; historical and cultural back-up of the society articulated in social and political thought; legal foundations; civil society and institutions and so on. The subject also requires paying adequate attention to ethics and values that underpin public policy.

M. Phil in Law, Public Policy and Governance is a two-year and four-semester advanced post-graduate course, part taught and part research, leading to the M Phil degree and seeks to prepare the students for entry into higher academic pursuits and further research. An interdisciplinary research degree, this seeks to train the students with the latest relevant methods of research as well as the interlinkages between law, public policy and governance. While this is an independent degree, this can also be taken as the basis of direct entry into Ph. D programme. This course is normally open to law postgraduates and postgraduates in social sciences, who qualify in a common admission test, as per the UGC's latest regulations. LI. M students can also benefit by taking some papers as Optional out of the Optional Papers list. Government officials and development personnel can also join this course by fulfilling the admission criteria.

The detail course structure, syllabus, no. of classes etc. are annexed as **Annexure – 7**

Submitted for kind perusal & approval by the Hon'ble members.

M. Phil in Law, Public Policy and Governance

With India's globalization and Structural Adjustment Programme (SAP) as well as the development of new concepts of governance, public policy has become a matter of serious concern for scholars, law-makers, public opinion makers and society at large. Public policy is multi-faceted and hence requires an interdisciplinary perspective for a comprehensive understanding of the subject. Public policy, its nature and content, public policy-making and its implementation are inextricably linked to a country's constitutional and legal order; its political system, its structures and dynamics; historical and cultural back-up of the society articulated in social and political thought; legal foundations; civil society and institutions and so on. The subject also requires paying adequate attention to ethics and values that underpin public policy.

M. Phil in Law, Public Policy and Governance is a two-year and four-semester advanced post-graduate course, part taught and part research, leading to the M Phil degree and seeks to prepare the students for entry into higher academic pursuits and further research. An interdisciplinary research degree, this seeks to train the students with the latest relevant methods of research as well as the interlinkages between law, public policy and governance. While this is an independent degree, this can also be taken as the basis of direct entry into Ph. D programme. This course is normally open to law postgraduates and postgraduates in social sciences, who qualify in a common admission test, as per the UGC's latest regulations. LL. M students can also benefit by taking some papers as Optional out of the Optional Papers list. Government officials and development personnel can also join this course by fulfilling the admission criteria.

Basic Objectives of the Course

The Course seeks to:

- Encourage students to develop innovative, original and critical approaches to the study of law, public policy and governance.
- Expose students to study public policy as an interdisciplinary and multi-disciplinary subject with the specific context of law and governance.
- Familiarize students with the intellectual history of public policy and governance, and the recent paradigmatic shifts in the same as well as the relevance of the same.
- Provide students with a basic knowledge of social science research methodologies.

Outcome of the Course:

A (Immediate) Students will develop a knowledge and understanding of:

- Key Social Science disciplines such as Law, Political Science, Public Administration, Economics, and Sociology that bear on public policy and Governance

- Development theory, Public Policy formulation and implementation, and new modes of intervention
- Changing modes of governance of public affairs
- Interconnection between Law, Public Policy and Governance
- Qualitative and Quantitative Research methods in the social sciences, and ethical, political and legal issues in research

B (Ultimate) The course seeks to endow the graduates with a critical appreciation of the interdisciplinarity of law, public policy and governance, and equip them for work in governmental, non-governmental and multilateral agencies dealing with varied aspects of public policy and governance, and also to prepare them for doctoral studies for careers in academia, bureaucracies, media and the global economy.

Teaching/Learning Methods and Assessment:

Lectures, Classes, Seminars, Tutorials, Students Assignments, Groups Work and Field Work, Student Viva, Written examination and Dissertation and its oral (and public) examination are the methods and modes of teaching/learning and assessment. Students' capacity for independent and cooperative work, independent and critical thinking is strongly encouraged.

Course Structure: [the candidates have to pass in each segment stated below]

Grand Total Marks=700
Intake=25

First Semester

- Compulsory paper 1 : Research Methodology (50 marks- written examination, 25 marks- seminar presentation, 25 marks- project paper)
- Compulsory paper 2 : Public Policy: Concept and Dimensions (50 marks- written examination, 25 marks- seminar presentation, 25 marks- project paper)

Second Semester

- Compulsory paper 1 : Research Methodology (50 marks- written examination, 25 marks- seminar presentation, 25 marks- project paper)
- Compulsory paper 2 : Public Policy: Concept and Dimensions (50 marks- written examination, 25 marks- seminar presentation, 25 marks- project paper)
- Optional Paper (100 marks): Students will select one of the following- a) Public Policy and Nation Building in India (Models and Trends) b) Law, Governance and Development (70 marks- written examination, 30 marks- 3 tutorials, each accompanied by a 1000 word essay, of 10 marks each)

Third and Fourth Semesters: Writing Dissertation Paper of 20,000 words (approx):

- This is to be of 200 marks (written 150 and viva 50 marks)
- This is to be examined by the supervisor as well as by an external examiner
- Viva is to be taken in public
- There will be pre-submission presentation at the beginning of the third semester

Paper 1 (Compulsory) Research Methodology (60 lectures)

SEMESTER I (30 Lectures) Module 1

1. Philosophical Foundations: Positivism, Phenomenology, and Hermeneutics
2. Methodology of research: varieties and their significance
3. Vocabulary of research: concept; variable; proposition; hypothesis; causality; and theory
4. Components of research design: problemation; hypothesis formulation; data collection and testing of hypothesis; validity and reliability of procedures
5. Major methods and techniques of data collection: survey; observation and questionnaire; participant observation and interview; sampling; study of official records and content analysis

SEMESTER II (30 Lectures) Module 2

1. Data processing, data analysis and report writing
2. Basic statistical tools and techniques of empirical research; descriptive statistics
3. Documentary and archival analysis
4. Use of Internet and electronic sources
5. Ethical issues in research
6. Post Modernism (Critical Legal Studies)

Reading list: (Paper 1 for First and Second Semester)

1. Goode, W. J. and Hatt, P.K. Methods in Social Research (New York: McGraw Hill Inc., 1952)
2. Wilkinson, T. S and Bhandarkar, P. L. Methodology and Techniques of Social Research (Bombay: Himalayan Publishing House, 1991)
3. Crotty, M. The Foundations of Social Research (London: Sage, 1998).
4. Bulmer, M. ed. Sociological Research Methods (London: Macmillan, 1978)
5. Mahajan, G. Understanding and Exploration in the Human Sciences (Delhi: OUP, 1992)
6. Burnham, P and others. Research Methods in Politics (New York: Palgrave, 2004).
7. Burgess, R. C. Research Methods (Nelson: Walton-on-Thames, 1993).
8. Catterall, P and Jones, H eds. Understanding Documents and Sources (Oxford: Heinmann, 1994).
9. Kaufmann, F. The Methodology of the Social Sciences (London: Thames and Hudson, 1958).
10. Weber, M. The Methodology of the Social Sciences (Glencoe, Free Press, 1948)

Paper 2 (Compulsory) Public Policy- Concepts, Dimensions and Processes (60 lectures)

SEMESTER I (30 Lectures) Module 1

1. What is Public Policy?
2. Characteristics and Norms; ethics and values
3. Politics-Administration relations
4. Political Science and Public Administration relations
5. Approaches: western; Marxist and non-western; post-behavioural; public choice, and public management, New Public Administration and New Public Management.
6. Policy Context: political, constitutional, legal, administrative, socio-cultural, economic, environmental and scientific

SEMESTER II (30 Lectures) Module 2

1. Policy Interfaces: institutions, actors and public policy planning and analysis; resource mobilization; policy formulation, implementation and evaluation
2. Role of governmental and non-governmental actors in policy process: bureaucracy, parliament, court, political parties, corporate sector, interest groups, NGOs, and citizens
3. International Policy and its role in forming public policy
4. Procedures followed by governments in forming public policy
5. International organizations and their influence on domestic policy (special emphasis on UN, WTO, World Bank and IMF)
6. Role of domestic policy in forming international policy

Paper 3a (Optional) Public Policy and Nation-Building in India (models and trends) (60 lectures)

Module 1 (Topics 1-5) (Models and Agents)

1. Nehruvian model: public sector undertaking and development
2. Liberalization, Privatization and Globalization (LPG) model, and corporate governance
3. Civil society: cooperatives, NGOs, social action groups, and citizen bodies
4. Decentralization model: rural and urban, and rural-urban; service delivery and human rights
5. Models of nation-building

Module 2 (Topics 6-9) (Impact)

6. Social Justice and empowerment provisions of the Constitution of India
7. Ongoing debates on positive discrimination and preferential policies
8. Policy impact on social exclusion and inclusion: social, economic and political
9. Globalization and Shifts in Social Policy: macro and micro level consequences

Readings list: (Papers 2 and 3a)

1. Austin, G. The Indian Constitution: Cornerstone of a Nation (Delhi: OUP, 1999/orig 1966)
2. Austin, G. Workign a Democratic Constitution (Delhi; OUP, 1999)
3. Berbaroglu, P. ed. Class, State and Development in India (New Delhi: Sage, 1993)
4. Bhargava, R ed. Politics and Ethics of the Indian Constitution 9Delhi: OUP, 2008)
5. Birkland, T A. An Introduction to the Policy Process (London: Sage, 2001)
6. Constitution of India (latest edn) (Foreword by M P Singh) (Delhi Law Book House)
7. Douglas, E. A ed. History and Context in Comparative Public Policy (Pittsburgh, 1992)
8. Dreze, J and Sen, A. India: Economic Development and Social Opportunity (Delhi: OUP, 1995)
9. Dreze, J and Sen, A. Development and Participation (Delhi: OUP, 2002)
10. Dror, Y. Public Policy Making Reexamined (Oxford: Transaction Publications, 1989)
11. Dyer, T. R. Understanding Public Policy (New Jersey: Prentice-Hall, 1975).
12. Fred, M. Public Policy: Scope and Logic (New Jersey: Prentice-Hall, 1979)
13. Ham, C and Hill, M. The Policy Process in the Modern Capitalist State (Sussex: Harvester, 1984)
14. House, P. W. The Art of Public Policy Analysis (New Delhi: Sage, 1982)
15. Gunn L and Hoghood, B. Models of Public Policies (Glasson, 1982)
16. Jayaram, N ed. On Civil Society Issues and Perspectives (New Delhi: Sage Publications, 2005)
17. Kaviraj, S and Khilnani, S eds. Civil Society (Cambridge: CUP, 2001) Self, P. Government by the Market? The Political of Public Choice (Boulder: Westview, 1993)
18. Mahajan, G ed. Democracy, Difference and Social Justice 9Delhi: OUP,, 2000)
19. Ranney, A ed. Political Science and Public Policy (Chicago: Markham, 1968).
20. Wamsley, T. ed. Refounding Public Administration (New Delhi: Sage, 1990)
21. Weiner, M. Sons of the Soil (Chicago: Chicago University Press, 1978).
22. Weiner, M and Kazenstein, M. India's Preferential Policies (Chicago: Chicago University Press, 1981).

Paper 3b (Optional) Law, Governance and Development (60 lectures)

Module 1 (Law and Governance) (Topics 1-6)

1. Meaning of Government, Governance and Governability: theoretical issues and ongoing debates
2. Globalization and the notions of Good Governance
3. Law and Changing notions of Sovereignty: Bodin, Hobbes and the post-Hobbesian political order
4. Constitutionalism (Comparative constitutional law/ Indian Constitution), Administrative Law, Rule of Law
5. Law and Cultural Pluralism: Governing Multicultural Societies
6. Law, Civil Society and Public Service Delivery.

Module 2 (Development and Anti-Development) (topics 7-11)

7. Ideas of Development: various concepts; ongoing theoretical debates and issues

8. Development and Democracy: theoretical and practical aspects; varied experiences (modernization, dependency and underdevelopment (plus world system theory), Marxist theory)
9. Development, Anti-development, and post-development: problems of environment; labour; gender, poverty, and religious fundamentalism
10. Ideological issues of Development: liberalism, neo-liberalism and beyond liberalism.
11. Regional Development: South Asia

Reading list: (Paper 3b)

1. James N. Rosenau, "Toward an Ontology for Global Governance", in Martin Hewson and Thomas Sinclair, eds., *Approaches to Global Governance Theory*, SUNY Press, Albany, 1999.
2. Board Source's *The Handbook of NonProfit Governance*, Jossey-Bass, 2010, p.15.
3. Empter, Stefan & Josef Janning (2009): Sustainable Governance Indicators 2009 - An Introduction, in: Bertelsmann Stiftung (ed.): Sustainable Governance Indicators 2009. Policy Performance and Executive Capacity in the OECD. Gütersloh: Verlag Bertelsmann Stiftung, 2009.
4. Marcel Senn. *Sovereignty – Some critical Remarks on the Genealogy of Governance* In: *Journal on European History of Law*, London: STS Science Centre, Vol. 1, No. 2, pp. 9 - 13, (ISSN 2042-6402).
5. Foucault, Michel. *The Order of Things* (New York: Routledge, 1989)
6. Foucault, Michel. *Politics, Philosophy, Culture* (London: Routledge, 1988) edited with an Introduction by Lawrence D. Kritzman) chapters 4-8 (Theories of the Political)
7. Faubio, J D ed. *Power: The essential works of Michel Foucault*, Vol. III (London: Penguin, 2001), chapter 1 'Governability'; chapter 3 'The Subject and Power'
8. Morrow, J. ed. *History of Western Political Thought* (New York: Palgrave, 2005), Parts 1, 3, and IV.
9. Bereciartu, G. J. *Decline of the Nation-State* (Reno, USA: University of Nevada Press, 1986. 1994)
- 10.. Dunn, J ed. *Contemporary Crisis of the Nation-State* (Oxford: Blackwell, 1995)
11. Huntington, S. P. *The Clash of Civilizations and the Remaking of World Order* (New York: Simon and Shuster, 1996)
- 12.. Guibernau, M. and Hutchinson, J eds. *Understanding Nationalism* (Cambridge: Polity, 2001),
- 13.. Corbridge, S. (ed), *Development Studies: A Reader*. 1995.
14. Cowen, M.P. and R. W. Shenton. *Doctrines of Development*. Routledge, 1996.
15. Leys, C. *The Rise and Fall of Development Theory*. Verso, 1996.
- Panitch, L. and C. Leys. *The New Imperial Challenge*. Merlin Press, 2003.
16. Sachs, W. (ed.), *The Development Dictionary: A Guide to Knowledge as Power*. Zed Books, 1992.
17. Toye, J. *Dilemmas of Development: Reflections on the Counter-revolution in Development Theory and Policy*. Blackwell, 1988.

18. Apthorpe, R. and D. Gasper. *Arguing Development Policy: Frames and Discourses*. London, Cass, 1996.
19. Crush, J. (ed.), 1995 *Power of Development*. Routledge, 1995.
20. Dreze, J and A. Sen. *Hunger and Public Action*. Clarendon, 1989.
21. Harriss, J. (ed.), *Rural Development – Theories of Peasant Economy and Agrarian Change*. 1992.
22. Harriss-White, Barbara (ed.), *Globalization and Insecurity*. Palgrave, 2002.
- 23.. Heyer, J., P. Roberts and G. Williams. *Rural Development in Tropical Africa*. Macmillan, 1981.
24. Hoogvelt, A. *Globalisation and the Post-Colonial World – The New Political Economy of Development*. 1997.
25. Khan, Mushtaq H. and Kwame S. Jomo (eds). *Rents, Rent-seeking and Economic Development: Theory and Evidence in Asia*. Cambridge University Press, 2000.
26. Leys, Colin. *Market Driven Politics: Neoliberal Democracy and the Public Interest*. Verso Books, 2003.
27. Sen, A. *Development as Freedom*. Alfred A. Knopf, 1999.
27. Sen, A. K. 1999. *Development as Freedom* (Oxford University Press).
28. Sen, A.K. 1984. 'Rights and Capabilities' in *Resources, Values and Development* (Oxford, Blackwell).
29. Sen A.K. 1985. *Commodities and Capabilities* (Amsterdam, Elsevier).
30. Sen A.K., J. Dreze, and A. Hussain. 1999. *The Political Economy of Hunger: Selected Essays* (OUP).

Human Development

- United Nations Development Programme (UNDP). 1990. *Human Development Report* (UNDP, New York/Oxford University Press).
- UNDP. 2000. *Human Development Report: Human Rights and Human Development* (UNDP, New York/OUP)
- Ranis G. and F. Stewart. 2000. 'Strategies for Success in Human Development' (QEHWPS32, QEH Working Papers Series)

The Dependency Debate

- Dos Santos, T. 1993. 'The structure of dependence', in M. Seligson and J. Passe-Smith (eds), *Development and Underdevelopment. The Political Economy of Global Inequality*.
- Frank, A.G. 1967. *Capitalism and Underdevelopment in Latin America*.
- Frank, A.G., 'The Development of Underdevelopment', in Corbridge, *Development Studies*.
- Leys, C. 1996. 'Underdevelopment and Dependency: Critical Notes', and 'Learning from the Kenya Debate', in C. Leys, *The Rise and Fall of Development Theory*.
- Kay, C. 1989. *Latin American Theories of Development and Underdevelopment*, chapters 2, 5, 6.
- Palma, G. 'Dependency' and G. Williams, 'Imperialism and Development', *World Development*, 6, 7-8, 1978.
- Passe-Smith, J. 1993. 'The persistence of the gap between rich and poor countries', in Warren, Bill. 1973. 'Dependency Theory as Nationalist Mythology', in B. Warren, *Imperialism: Pioneer of Capitalism*; also 'Imperialism and Capitalist Industrialisation', *New Left Review*, 81.

- United Nations (1950), *The Economic Development of Latin America and its Principal Problems*, New York: United Nations (a seminal contribution to Latin American structuralism, written by Raúl Prebisch)
- Frank, Andre G. (1967), *Capitalism and Underdevelopment in Latin America*, New York: Monthly Review Press
- Dos Santos, Theotonio (1970), "The Structure of Dependence", *American Economic Review*, 60 (2): 231-36
- Cardoso, Fernando H. and Enzo Faletto (1979), *Dependency and Development in Latin America*, Berkeley, CA: University of California Press.
- Evans, Peter (1979), *Dependent Development: The Alliance of Multinational, State and Local Capital in Brazil*, Princeton, N.J.: Princeton University Press
- y, Cristóbal (1989), *Latin American Theories of Development and Underdevelopment*, London: Routledge. This remains one of the most comprehensive introductions to the subject of Latin American dependency ideas.
- Blomstrom, Magnus and Bjorn Hettne (1984), *Development Theory in Transition: The Dependency Debate and Beyond. Third World Responses*, London: Zed Books.

Liberalism and Neo-Liberalism

- Hayek, Friedrich (1960), *The Constitution of Liberty*, Chicago: University of Chicago Press (see also his *Road to Serfdom*; *Law, Legislation and Liberty*; and *The Fatal Conceit*)
- Friedman, Milton (1962), *Capitalism and Freedom*, Chicago: University of Chicago Press
- Mises, Ludwig von (1963), *Human Action: A Treatise on Economics*, 3rd ed, Chicago: Regnery
- Bauer, Peter T. (1976), *Dissent on Development*, London: Weidenfeld & Nicholson (comprehensive attack on prevailing development economics; see also *Reality and Rhetoric*)
- For philosophical libertarianism, see A. Rand (1966), *Capitalism: The Unknown Ideal*; R. Nozick (1974), *Anarchy, State and Utopia*; T. Machan and D. Rasmussen, eds. (1995), *Liberty for the Twenty-first Century: Contemporary Libertarian Thought*.
 - For classical liberalism's negative notion of freedom, see I. Berlin (1969), "Two Concepts of Liberty", in *Four Essays on Liberty*.
 - For the conflict between rights-based and consequentialist conceptions of liberal economics, see A.K. Sen (1987), *On Ethics and Economics* (especially chapters 2-3); Sen (1993), "Markets and Freedoms", *Oxford Economic Papers* (45), and Sen (1999), *Development as Freedom* (ch. 5). See also D. Hausman and M. McPherson (1996), *Economic Analysis and Moral Philosophy* (esp. chapters 8-11)

Beyond Neo-Liberalism

The Developmental State: Possibilities and Contradictions

Chang, Ha-Joon and Peter Evans. Forthcoming. "The Role of Institutions in Economic Change" in *Reimagining Growth: Institutions, Development, and Society*, Gary Dymksi and Silvana de Paula (eds.) New York: Edward Elgar Publishing.

Evans, Peter. 1999. "Bureaucracy and Growth: A Cross-National Analysis of the Effects of 'Weberian' State Structures on Economic Growth," (with James Rauch) *American Sociological Review*, 64(5): 748-765 (October).

_____. 1998. "Transferable Lessons? Re-examining the Institutional Prerequisites of East Asian Economic Policies," *Journal of Developmental Studies* 34(6): 66-86 [August].

Amsden, A. (1989) *Asia's Next Giant: South Korea and Late Industrialization*. New York: Oxford University Press.

Chang, Ha-joon. 2002. *Kicking Away the Ladder: Policies and Institutions for Development in Historical Perspective*. London: Anthem Press.

_____. 1994. *The Political Economy of Industrial Policy*, London and Basingstoke: Macmillan.

Evans, Peter. 1995. *Embedded Autonomy: States and Industrial Transformation*. Princeton, NJ: Princeton University Press.

Kohli, Atul. 2004. *State Directed Development: Political Power and Industrialization in the Global Periphery*. New York: Cambridge University Press.

Wade, Robert. 1990. *Governing the Market: Economic Theory and the Role of Government in Taiwan's Industrialization*. Princeton, NJ: Princeton University Press.

Criteria for Admission: Normally by an Admission Test

- Normally a Master's degree in law or social sciences (minimum cut off 50%) from an Indian University (or its equivalent abroad) is required.
- Applicants with no social science background but who have a first class degree are normally offered admission if they have work experience (at least 5 years) in the field of policy.
- For individuals working for the government in the capacity of policy makers or policy implementation (eg. Members of All India Services, Central Civil Services and State Civil Services), the requirement of a postgraduate degree stands waived. The cut off percentage in the Bachelor's degree is 50%.

Residential Requirement: One year (Semesters 1 & 2)

Faculty Requirements: (Professor Singh: please give this the final touch)

- Five Professors in Political Science/Government/Law with specialization in Political Sociology/ Public Administration and with research works on public policy areas.
- Three Associate Professors in Social Sciences (could be promoted from within the existing Faculty)
- Two positions of Assistant Professors in Social Sciences
- Existing pools of Faculty of the NUJS could also be utilized for the moment.
- External resource persons are to be invited to deliver lectures and teach on part-time basis.

Non-Teaching: One Assistant and one secretary with sufficient ability to assist the Centre Director/Professor and the Centre as a whole.

13. Appointment of Research Assistants:

The following Research Assistants have been appointed by the University during this Academic Session:

- Md. Moiz Tundawala
- Ms. Shampa Karmakar
- Mr. Faisal Fasih
- Mr. Shouvik Kumar Guha

Submitted for kind perusal by the Hon'ble members.

14. Ph. D./ M. Phil. result and enrollment:

A number of candidates have applied to the University for enrollment for Ph.D/M. Phil Programme. Amongst them, a total of 09 (nine) candidates have been found suitable for admission and for carrying out research activity in the University.

The two fold procedure was adopted for screening the candidates comprised of a written examination and a personal interview of 50 marks each. Nine candidates, one (01) in M.Phil and eight (08) in Ph.D, have finally qualified of whom four (04) candidates are yet to submit their doctoral proposal.

Breakup of candidate enrollment for Ph.D/M. Phil Programme is as follows:

Sl.No	Programme	No. of candidates admitted
1	M. Phil	01
2	Ph. D.	08

The PG council in its meeting dated 15.12.2010 has decided that Mr. Anirban Mazumdar shall be conferred the Ph. D degree in Law in the 5th convocation of the University to be held on 22.01.2011

Submitted for kind perusal and approval by the Hon'ble members.

15. Reporting on NKN (National Knowledge Network):

The WBNUJS received a proposal from the Joint Secretary, Ministry of HRD, regarding connectivity to NKN (National Knowledge Network) with the aim of fostering e-connection to tap educational resources. If implemented, the University might benefit to a large extent by sharing e-data and expertise of other Institutions of National and International repute.

Photocopy of the letters sent from the Ministry of HRD are in **Annexure – 8.**

Submitted for kind perusal and approval by the Hon'ble members.

A.R. (Academic)
Reg 258/A
25/11/10

AR-282/27/11/10

Annexure - 8

N.K. Sinha, IAS
Joint Secretary (T)
Tel : 011 - 23357701
FAX : 011 - 23388462
E-mail : nksinha@nic.nic.in



राज्य शिक्षा अभियान
मानव संसाधन विभाग
भारत सरकार
नई दिल्ली - 110 015
GOVERNMENT OF INDIA
MINISTRY OF HUMAN RESOURCE DEVELOPMENT
DEPARTMENT OF HIGHER EDUCATION
KASARTE BHAVAN
NEW DELHI-110 015

D.O.No.F.16-28/2009-DI.

12th February, 2010

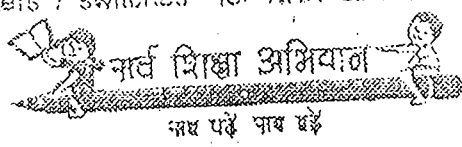
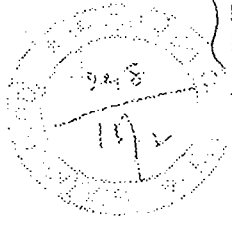
Dear Sir / Madam,

Kindly refer to my letter No. 16-3/2009-DI, dated 21st August, 2009 (copy enclosed) regarding Optical Fibre Cable (OFC) based 1 Gbps connectivity to National Knowledge Network (NKN) Point of Presence (PoP) to all the bonafide Universities in the country under the National Mission on Education through ICT (NME-ICT) on a 75 : 25 cost sharing basis between the Central Govt. and the Universities concerned, which includes university level institutions. You would be glad to know that BSNL - MTNL combine has started the work in this regard. This is in addition to the already ongoing work of progressively providing 10 Mbps Broadband over Virtual Private Network (BBoVPN) to all the bonafide Colleges of the country through upto 20 individual connections over copper wire with ADSL modems on 75 : 25 cost sharing basis between the Central Govt and the respective Colleges. You are also aware that 25 % contribution of the University and the College has to be paid by them to the BSNL directly. As indicated earlier, the approximate one time upfront payment for each University works out to Rs. 50 lac plus service tax for the connectivity for a 10 year period and Rs. 10 lac plus service tax for setting up a Local Area Network (LAN) of 400 nodes, if required by the University. In case of Colleges, approximate quarterly payment works out to Rs. 6500/- only. BSNL, on its part has agreed to provide 10% rebate on cost of connectivity.

2. As the connectivity is the key to delivery of e-contents and collaboration between institutions / academicians / experts / researchers, in order to fast track the roll out of connectivity to Universities and Colleges, I would request you kindly to expeditiously take the following steps:

'A'

- (a) obtain required approvals for meeting the upfront payments to BSNL for the 1 Gbps link to NKN and for the LAN and to made adequate budget provision for the same,
- (b) nominate a nodal officer whom BSNL / MTNL could contact for these works, and who, in turn, could co-ordinate these activities in the University on your behalf,
- (c) identify a 10' x 10' room where the 1 Gbps connectivity could be provided and routers / switches for NKN connectivity and LAN could be placed,



108

v.c. may like to see - 4 Palle
Registrar, pt. take necessary steps 23.11.10
for 'A' msh
24.11.10
As directed.
4 Palle
24.11.10

CS
27/11/10

(d) grant permission for laying of cables etc .

(e) permit Principals of constituent and affiliated colleges of your University to avail of the BBoVPN connectivity at the costs indicated above, and also to consider providing space for erecting mobile tower of BSNL free of cost so as to get optical fibre in the college campus.

3. I shall be grateful for your co-operation in digitally connecting India's educational institutions to make them e-learning enabled in the shortest possible time. In case you need clarifications or assistance, kindly feel free to e-mail to me at the address given above.

With regards,

Yours sincerely

(N.K. Sinha)

Vice-Chancellors of all the Universities in India.
Directors of all University level Educational Institutions in India

Copy forwarded to :

All the Principals of recognised Colleges in India.

All the Directors of recognised college level Educational Institutions in India.

Copy also forwarded to :

All the Principal Secretaries of Higher Education.

All the Principal Secretaries of Technical Education of all the States & UTs

Copy also forwarded to :

Shri Anil Jain, GM (NWP - BB), BSNL, New Delhi. (FAX : 23734051)
Nodal Officer (NMEICT), MHRD - with the request to upload the scanned copy of this letter on Sakshat Portal [www.sakshat.ac.in]

Network Planning-Broadband
212, Bharat Sanchar Bhawan, Janpath
New Delhi- 110001
Ph. 011-23734057, Fax: 011-23734284



भारत संचार निगम लिमिटेड
भारत सरकार का उपक्रम
BHARAT SANCHAR NIGAM LIMITED
(A Govt. of India Enterprise)

No: 72-03/09-BB (Pt-II)

Dated: 29/01/2010

To

All CGMs (Territorial Circles/ Metro Districts)
CGM (BNW)/CGM (STP)

Subject: Provisioning of 1 Gbps link to universities under NMEICT

Ref.: This office letter no. No: 72-03/09-Broadband (Pt-I)

date 04/12/2009

Kindly refer to letter under reference where in it was intimated that now, the universities work under NMEICT is to be executed. Following points may be noted in this respect:

1. BNW Circle has already uploaded detailed list of universities on the intranet. First list of 127 universities mapped to the NKN node has been received from NIC. These universities are to be connected to NKN node indicated. Concerned (SSAs) shall provide the connectivity to nearest exchange and then the link is to be made through to NKN node indicated. The work for these 127 universities needs to be taken up in the first phase immediately.
2. As far as billing of this OFC work is concerned, following are the broad guidelines:
 - For a transmission link up to 150 km, a flat rate of Rs 2 Cr/University has been accepted by MHRD. This is a one-time charge to be collected for 10 years. BSNL, being a stakeholder would offer a 10% discount on this amount and of the balance amount, MHRD would bear 75% cost & the university would bear 25% cost. This is explained below:

S.No.	Total cost/university	BSNL's share	Ministry's share	University's share
1	Rs 2 Crore	Rs 20 Lakhs	Rs 1.35 Cr	Rs 45 lakhs

- For the Ministry's share, STP shall raise the bill and send it to BNW circle who will compile the total amount. For the University's share, individual circles should raise the bill. Demand raised along with payment details shall be sent by the respective circle to STP.


3. As per the understanding with MHRD, free ROW would be given to BSNL for OF works under this project and they would have written to individual state governments for this.

4. Respective circles shall coordinate with the concern regions to facilitate in extending the universities to the nearest NKN Node (Required bandwidth is 1GE). Requirement of transmission equipment if any for the above purpose may be projected to STP for further action at this end.

5. Southern Telecom Project is designated as the nodal circle for overseeing this job of providing OF connectivity to Universities. Nodal Officers from STP are as follows:

- a) Shri I.N.Y. Prasad, GM (STP)
Contact Nos.: 09440623459(Mobile)
040-23224546(off), 23221444(fax)
inyprasad@bsnl.co.in
- b) Shri Raja Sekhar, DGM (STP)
Contact Nos.: 09490000248 (Mobile)
040-23224345(off)
dgmofchyd@gmail.com/rajasekhark@bsnl.co.in

With the above instructions, it is expected that the work of extending this connectivity would be taken up expeditiously. The process needs to be completed in the current financial year.


(Anil Jain)
GM (NWP-BB)

Annexure:

Mapped list of universities to be taken up in Phase I

Copy:

1. CMD/Director (CFA) for kind information pl.
2. Jt. Secretary (DL), MHRD for kind information & n/a

16. Centre for Corporate Law:

Granting accreditation to the West Bengal National University of Juridical Sciences as National Centre for Corporate Governance by National Foundation for Corporate Governance c/o Confederation of Indian Industry, New Delhi.

For detail procedures for the purpose of accreditation have been asked for from the Executive Director National Foundation for Corporate Governance, New Delhi.

Photocopy of the letter sent to the Confederation of Indian Industry (CII) is in **Annexure – 9.**

Submitted for kind perusal by the Hon'ble members.

NATIONAL FOUNDATION FOR CORPORATE GOVERNANCE

Marut Sen Gupta
Executive Director

C/o Confederation of Indian Industry
The Mantosh Sondhi Centre
23, Institutional Area, Lodi Road, New Delhi 110 003
Tel: 91-11-24629994-7/24601437
Fax: 91-11-24626149/24615693
Email – ed.nfcg@cii.in; marut.sengupta@cii.in
Website: www.nfcgindia.org

November 10, 2010

Dear Prof. Singh,

National Centre of Corporate Governance

Ministry of Company Affairs (MCA) in partnership with Confederation of Indian Industry (CII), the Institute of Company Secretaries of India (ICSI), the Institute of Chartered Accountants of India (ICAI), the Institute of Cost and Works Accountants of India (ICWAI) and National Stock Exchange (NSE) has set up the National Foundation for Corporate Governance (NFCG).

NFCG has been constituted with a vision to be a catalyst in making India the best in Corporate Governance Practices through fostering a culture for promoting good governance, facilitating voluntary compliance and effective participation of different stakeholders, creating a framework of best practices, structure, processes and ethics and making significant difference to Indian Corporate Sector by raising the standard of corporate governance in India towards achieving stability and inclusive growth.

I am writing to inform you that the Board of Trustees of NFCG has considered granting Accreditation to your Institution (The W B National University of Juridical Sciences) as National Centre for Corporate Governance.

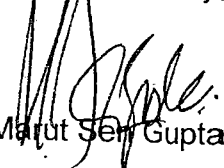
On behalf of NFCG, I am pleased to invite you to formalize the accreditation procedure, so as to take up the programmes for promoting corporate governance in India, which would include amongst others, certified orientation programmes for future directors and research project.

Would be happy to further discuss on the subject.

Looking forward to your response.

Kind regards,

Yours sincerely,


Marut Sen Gupta

Professor Dr. M P Singh
Vice Chancellor
The WB National University of Juridical Sciences
Dr. Ambedkar Bhawan 12, L B Block, Sector III
Salt Lake City
Kolkata 700 098



Professor Dr. M.P. Singh
Vice Chancellor

Date: November 15, 2010

Mr. Marut Sen Gupta,
Executive Director
National Foundation for Corporate Governance
C/o Confederation of Indian Industry
The Mantosh Sodhi Centre
23, Institutional Area
Lodi
Road
New Delhi
110003

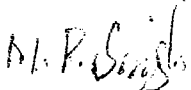
Dear Shri Gupta,

Thank you very much for your letter dated November 10, 2010 informing us that the Board of Trustees of NFCG has considered granting accreditation to the West Bengal National University of Juridical sciences as National Centre for Corporate Governance.

Kindly let us know the procedures that we have to formalize for the purpose of accreditation so that we may proceed ahead with the programme. We will be grateful for your kind guidance in this regard.

With regards,

Yours sincerely,


Professor Dr. M. P. Singh

The WB National University of Juridical Sciences

'Dr. Ambedkar Bhavan' 12 LB Block, Sector III, Salt Lake, Kolkata - 700098

Phone : 2335-0534/7379/0765 • Fax : 2335-7422

E-mail : vnujs@gmail.com • Gram : JURVARSITY

Website : www.nujs.edu

Minutes of the 24th Executive Council Meeting held on December 16, 2010

The following members were present:

1.	Prof. Sabyasachi SenGupta	Chairman	Vice Chancellor
2.	Prof. P. K. Mahapatra	Vice Chairman	Pro-Vice Chancellor
3.	Dr. S. P. Gon Ghaudhury	Member	MD, WBGEDCL ,GoWB nominee (Industry)
4.	Sri S.Roy	Member	Dy. Secretary GoWB, Finance Deptt.Nominee
5.	Prof. N. R. Banerjee	Member	Former VC, BESU, Chancellor's nominee
6.	Sri Sanjay Prasad	Member	Head, Technology Services, TCS E-Serve Limited - nominated member
7.	Prof. Amitabha Sinha	Member	Director, WBUT
8.	Prof. Subrata Kr. Dey	Member	Director, WBUT
9.	Prof. Amitava Sarkar	Member	Director, WBUT
10.	Dr. Indranil Mukherjee	Member	Teacher, WBUT
11.	Sri Santanu Phadikar	Member	Teacher, WBUT
12.	Dr. Atri Bhowmik	Member	Officer representative, WBUT
13.	Sri Debapriya De	Member	Teacher representative of affiliated college
14.	Shri Prabir Kr. Panda	Member	Teacher representative of affiliated college
15.	Shri Pradyut Kar	Member	Non-teaching employee representative, WBUT
16.	Dr. Syed Rafikul Islam	Member	Registrar & Secretary

The following members were granted leave of absence:

1.	Smt. Madhumita Roy	Member	Jt. Secretary, HED, GoWB nominee
2.	Prof. Amitava Ghosh	Member	Former Dir, IIT, Kharagpur Chancellor's nominee
3.	Prof. Dhrubojyoti Chattopadhyay	Member	Pro-Vice Chancellor, CU, Chancellor's nominee
4.	Dr. S. G. Bhirud	Member	AICTE nominee
5.	Prof. D. Narasimha Reddy	Member	VC, JNTU, Hyderabad, AICTE nominee
6.	Dr. Buddhadeb Chattopadhyay	Member	Principal, affiliated institutes

✓ The meeting was presided over by Prof. Sabyasachi SenGupta, Vice-Chancellor & Chairman of the Executive Council.

✓ The meeting started at around 12.15 p.m. taking up the following agenda:

Item 24.1

Self introduction of members of the newly constituted Executive Council

✓ Members of the newly constituted Executive Council introduced themselves. The Chairman made a few introductory comments about the University and the powers and responsibilities of the Executive Council.

Item No.24.2

To confirm Minutes of the 23rd Executive Council meeting held on 15th January, 2010

Resolved that the resolutions adopted during the 23rd Executive Council meeting held on 15th January, 2010 have been confirmed with the following modifications:

Item, Action taken report of 22 nd EC Meeting	To add/modify
Item 23.2	Under sub-item No.22.5 on Page 2 – (to add in 2 nd line) - This is to be made from the corpus fund.
All issues related to appointment and resignation are to be placed before the Ex. Cou. for post-fact approval.	Under sub-item No.22.12 on page 2 Resolved that as the Registrar is the appointing authority for group 'C' & 'D' staff, he would accept the resignation of the concerned staff only and release them. And the Vice Chancellor is authorised to accept resignation tendered by any faculty member including officers. Both appointment and resignation issues are subject to approval of the Executive Council.
Item 23.6	To report of the NUMBER Finance Committee Meeting <i>on the 25th ?</i> The proposed budget for 2010-11 should be placed in Finance Committee meeting that would be called within December, 2010. During the discussion, the matter of pay structure came up and since the government is acting on fee structure committee's report, the University wrote letters to HED regarding implementation of new pay scales in the colleges. To implement the pay scale properly, a committee would be set up by the Vice Chancellor to look into the pay structure for teachers of non-AICTE colleges. Members are of the opinion that the government should play a role in the matter.
Item No.23.11(ii)	Regarding the affiliation of courses of South Asian Management Technology offering P.G. Diploma and P.G. Professional Diploma, it was reported that the Institute had been informed about the problems in affiliating it in the present form. They were yet to respond.
Item 23.7 of 23 rd EC meeting held	To append on Page 4 in the 2 nd para - Any duty related to examinations conducted by West Bengal University of Technology shall be binding on all Principals/Teacher-in-charge/Teachers/Non-teaching staffs of the affiliated colleges.

Resolved that with the above changes, the minutes of the 23rd Executive Council Meeting be accepted.

Item 24.3

To confirm Action Taken Report arising out of the 23rd EC meeting.

Item 23.4 –

As there is a point for discussion under Agendum No.24.10 on Building Committee's report, the report on the construction of Haringhata campus has been mentioned there.

Item 23.11 -

v) Laying foundation stone at Haringhata Campus – The Chairman ^{informed} ~~told~~ that since the university is not in actual possession of the land, which is to be delivered to the University by the State Land Reforms Department through Higher Education Department, it could not be possible for us to invite the Chief Minister for laying the foundation stone. The University is trying hard to get the possession of the land from the Government authority and only on receipt of the land, we can arrange for the foundation stone laying ceremony.

Resolved that with the above modifications and resolutions ~~adopted~~, the ATR be accepted.

Item 24.4

To form a sub-committee for restructuring the University rules/regulations

Since there are no statutes of the University and also the present regulations need to be revised ^{provision for} ~~due to the~~ problems faced by the University in discharging its activities, a *sub-committee has been formed with the following persons as its members for re-structuring the rules & regulations of the University according to requirement :-* ^{for discharging its daily activities,}

Prof. Subimal Sen , Chairman , HEC	-	Chairman
Prof. P. K. Mahapatra , Pro V.C.	-	Vice Chairman
Prof. N. R. Banerjee, former VC, BESU	-	Member
Prof. Amitabha Sinha, Director, School of IT	-	Member
Dr. Swapan Kr. Maity, Inspector of Colleges	-	Member
Dr. S. R. Islam, Registrar	-	Convener

Item 24.5

To decide about holding the 6th Convocation of the University

For municipal election, ^{had to be followed} the examination was postponed and so, the delay in holding the Convocation took place. The suitable date for holding the Convocation is 18.02.2011 and 04.03.2011 and the best possible date for convocation is 25.02.2011.

Accordingly, necessary arrangements are to be taken as to how best it can be organised successfully. The Hon'ble Governor vis-a-vis the Chancellor of the University would be informed to seek his confirmation of the date.

It was decided that the University would approach ~~any one~~ of the following eminent persons to deliver the Convocation address :

1. Dr. A. P. J. Abul Kalam, former President of India
2. Prof. Shankar Sen, Former VC,
3. Dr. Srikumar Banerjee, Chairman, BARC
4. Prof. C. N. Rao, Former Director, Atomic Energy Commission
5. Prof. C. Rama Rao ,

Final decision will be taken by the Vice Chancellor.

Item 24.6

To consider the proposals for amendment of the regulations adopted at ~~To report of~~ the 16th Academic Council meeting held on 28th October and 3rd November, 2010

The Registrar/~~Convener of the meeting~~ presented the report of the above Academic Council meeting.

According to the resolution of the meeting of 28.10.10 & extended meeting of 03.11.10, the draft Ph.D. Regulation has been placed before the house .

Regulations governing Doctoral Degree (Ph.D.) was duly accepted with the inclusion of the following provision:

to

The Academic Council may, under exceptional cases, relax the relevant provision of this regulations of Ph.D. based on the merit of the case. The ground on which such relaxation has been granted, is invariably be recorded and cannot be cited as a precedence.

Regulations governing Postgraduate degree (M. Tech & M.Pharm) in Engineering Technology and Pharmacy was duly accepted

as formulated in the Academic Council meeting on

Resolved that in old Regulations - Point 5.4 Part II - Para 2 should be omitted and amendment be incorporated for special supplementary examination to be extended for M.Tech and postgraduate programmes.

Resolved to forward the amendments to the Chancellor for his approval (after legal examination.)

Item 24.7

To consider reorganisation of departments and appointment of Head of the departments

Resolved that the university has to reorganise its departments/schools with head/director as under according to UGC norms: the application submitted to the UAC.

- a) Prof. P. K. Dan - Head, Industrial Engg.
- b) Prof. Raja Banerjee - Head, Bioinformatics
- c) Dr. Indranil Mukherjee - Head, Natural Science

For other departments/schools, the Vice Chancellor would take the decision after discussions with the concerned faculty.

Item 24.8

To consider the report regarding To report about affiliation of the college in the academic year 2010-11 placed a report

Inspector of Colleges spoke about the affiliation process of the University in the year 2010-11. He categorised the colleges as under

a) Integrated Campus	-	08
b) Pharmacy colleges	-	09
c) MCA Stand alone colleges	-	12
d) MBA Stand alone	-	22
e) Hotel Management stand alone	-	03
f) Non-AICTE colleges	-	88
g) AICTE colleges	-	57
TOTAL	-	209

stand-alone

But Int-Campus & Pharmacy colleges are also AICTE colleges.

He spoke about details of the categories of colleges for 2010-2011. This year ten (10) new colleges have been given affiliation. One college, viz. Nivedita Institute of Management & Technology, Murshidabad and International Institute of Management & Science had been closed for not getting any students this year.

sufficient

It was discussed in detail about the process of affiliation of the colleges by the University and informed the house that for colleges having AICTE courses, there are distinct guidelines of the AICTE and the University follows the same. But for non-AICTE courses, there are no such parameters and the university has made up its own formulated

own parameters for affiliation. The University will seek guidelines from the State Government for affiliation of college for non-AICTE courses as there are 88 non-AICTE colleges, who have to follow the 6th Pay Commission recommendations. ^{also}

It was suggested to form an Appellate Committee to look into the grievances of the students, employees and the management of affiliated colleges and to suggest remedial measures

The State Government be approached to ^{propose criterion for the} make separate rules and regulations for ~~affiliating and regulation of~~ the private institutes. ^{non - AICTE, forst colleges offer first degree courses.}

A draft "service rule" may be prepared and recommended by the Univ to all affiliated colleges. For preparing the service rules for affiliated colleges, Sri S. Roy may assist the I/C. Chairman suggested that violation of basic service rules will be taken seriously and the I/C would warn the colleges stating the University affiliating condition for not following the norms set by the University UGC/AICTE/State Government

One of the members placed a letter ~~purportedly~~ issued on 9.12.2010 by Camelia Institute of Technology (CIT), Boinchi, Hooghly under Camelia Group to Sri Samir Ghosh requesting him to submit an Indemnity Bond wherein he should pledge his service for his entire service life to the institute if he wants to continue in CIT, otherwise his services would be terminated automatically on and from 23.12.2010. The committee felt that the letter clearly violates the basic human rights and is against natural justice.

It was decided that Inspector of Colleges will write a letter to the Camelia Group (CITM, Boinchi, Hooghly) that they cannot issue such letter to an employee and if so, their affiliation may be discontinued.

It was informed that Camelia Institute of Technology have sacked 20 faculty members. Pro-VC explained in detail the action already taken in this respect.

To implement AICTE pay scales for teachers, the University has already issued letters to the AICTE colleges. It is also observed that the AICTE has asked the colleges to abide and implement the recommendation of the sixth pay commission by December 2010.

It was reported about the Board of Discipline that there were 147 cases, out of which 2 students were exempted, 47 debarred for entire semester and for the rest, their respective paper cancelled.

Item 24.9

To consider draft rules for appointment on compassionate ground

A draft rules for appointment on compassionate ground had been placed before the house and the same had been accepted.

Reported that Sri Gautam Kr. Ghosh, an employee of the University died on 29.03.2010 while in service and on compassionate ground, his wife, Ms Bratati Ghosh had already been appointed on Contract Basis in the University as Jr. Assistant.

Resolved that on the basis of acceptance of the above rules, the services of Ms Bratati Ghosh may be regularised as Jr. Assistant. She will be appointed against supernumerary post and the same will be adjusted against a clear vacancy in the University.

Item 24.10

^{consider the}
To report about the meeting of the Building Committee held on 15th September, 2010

resolutions were tabled
Record note of the 13th Building Committee held on 15.09.2010 ~~has been placed before the house~~ and accepted. The Chairman spoke about the progress of the new campus of the University at Haringhata, which is situated on a 40 acres of land by the side of Barajagulia, Haringhata, Nadia District on NH34. The Engineer has shown the master plan of the project with diagrams of different buildings for different departments, divisions, provisions for hostels, guest house, faculty/staff quarters, playground, water body, etc., for which 80% of the piling work has already been done. Till now, about Rs.16 crores have been spent.

The Chairman also spoke about the high tension electric line passing through the area and for that, about 10 acres of land cannot be utilised. It is expected to complete the project in phased manner and first phase would be completed within March 2012. ~~One member suggested~~ *Dr. Gov. Dan* suggested to construct the building upto 14 storeys to utilise the best available resources but the Chairman explained that keeping in mind the BSF/Defence establishments nearby, the university has not explored for construction of high rise building and also suggested energy efficient building plan and the Engineer had been advised to look into the aspect.

The member also suggested to utilise eco-friendly non-conventional energy for the said campus. It was also suggested that process should start for installation of network and other related amenities. The Information Scientist of WBUT would be given the charge of looking after the network installation.

The main supply of water by PHE would be available from the reservoir as it is available to the BCKV.

The engineer has been advised to talk to consultant and architect firms for a power point presentation in the next meeting.

A MOU has to be signed with the Mackintosh Burn Ltd. for the construction of Haringhata campus.

Item 24.11

To consider the Selection Committee resolution for the post of Professor in Industrial Engineering & Management

Dr>P.K.Dan was appointed as a reader in industrial management in response to the recommendation of a selection committee formed for selecting for the post of professor against a regular vacancy. The committee did not found anyone suitable for professor and recommended the name of Dr. Dan for reader. The reader post do not exist.

The post has to be converted to reader and a communication may be made to the State government for the conversion.

Item 24.12

To consider about formation of different Selection Committee

Resolved that the following would be the formation of different Selection Committees:

- a) Group 'C' -
- 1 Vice Chancellor, Chairman
 - 2 Pro-Vice Chancellor
 - 3 Two experts nominated by VC
 - 5 One State Govt. nominee
 - 6 Head of the concerned Section/Department
 - 7 Registrar, Secretary
- b) Group 'D' -
- 1 Pro-Vice Chancellor, Chairman
 - 2 Two experts nominated by VC
 - 4 Registrar, Secretary

c) Officers

- 1 Vice Chancellor, Chairman
- 2 Pro-Vice Chancellor, Vice Chairman
- 3 Two experts to be selected by VC from a list of 10 experts nominated by EC
- 5 One State Govt. nominee
- 6 Head of the concerned Section (only for Deputy and Assistant levels)
- ~~7 Registrar, Secretary~~

The Registrar would be the Secretary to this committee.

Item 24.13

To consider crediting of earned leave & medical leave of past services of the West Bengal State Govt. sponsored college/university

Resolved that the earned leave and medical leave of past services of Government employees, employees of West Bengal Government colleges as well as West Bengal State Government sponsored colleges/universities and within the jurisdiction of West Bengal will be considered for crediting, provided the following Government norms.

Item 24.14

To consider the resolution passed in the HEC on counting past service in private colleges for promotion purpose

West Bengal Higher Education Council in the meeting held on 18th August, 2010 resolved “ for recruitment of teachers in WBUT and their promotion under CAS The question of giving due credit to their past services, if any , in private engineering colleges may be decided in the light of the relevant G.O./practice followed by BESU and JU. The Higher Education Department may be requested to take necessary action in this matter.” The New sixth pay commission recommendation adopted by UGC Clearly mention that for counting of past service for CAS no distinction should be made with reference to the nature of management of the institution of where previous service was rendered (private/local body/government). The other conditions in this regard will be as stipulated in section 10.1 Of UGC regulation NO F .3-1/2009 dated 28 June 2010

Resolved to follow the relevant guidelines of UGC for implementation

Sri S.Roy expressed that his ~~note of dissent~~ may be recorded *with the resolution.*

Mr. P. Kar

One of the members submitted that the employees who were regularised on 07.10.2005 in response to Govt. Order No. 547-Edu(U) dated 14.09.2005, were in higher scales prior to that date. They were offered lower posts and also pay protection was not extended to them. Sri P. Kar has proposed that the system should be equal for non-teaching staff also as the non-teaching staff in respect of counting of past services for promotion . Sri S. Roy proposed that the university may approach the Government for implementing the aforementioned GO with retrospective effect for pensionary benefit.

Resolution : For resolving these anomalies, a Committee was formed with the following persons:

***Prof. P. K. Mahapatra, Pro Vice Chancellor
Dr. S. R. Islam, Registrar
Sri S. Roy, Dy. Secretary, GoWB, Finance Dept.
Sri P. Kar, Non-teaching representative***

Item 24.15

To report about the appointment of non-teaching staff on daily wage through agency

The registrar reported that in view of the load of work, the university decided to hire Daily Wage Staff from a contractor, Benchmark Security & Detective Agency, 8/24 Beliaghata KIT Building, Kolkata and an agreement has already been made on 13th July, 2010 with them by the University.

It was advised to frame modalities of appointing staff from agency to avoid their demand to claim as permanent staff. ~~A committee has been made with the following persons to look into these aspects, especially their leave, wage, PF, ESI, Bonus as per labour rules and working on holidays, etc.:~~

- Prof. P. K. Mahapatra, Pro Vice Chancellor
- Dr. S. R. Islam, Registrar
- Sri P. Kar, Non-teaching representative W B U T

(A) Six such employees have represented to the Vice Chancellor and there is one case pending with the Honble High Court claimer's regularization.

Further it is pointed out that some of the employees are working in the university on consolidated pay for a period ranging from 5-10 years. Six of the employees who were on consolidated pay prior to 7. 10 2005, the date when the first batch of employees were absorbed in government approved posts vide GO No 547-Edn(U) dated 14.09.2005, could not be regularized for various reasons. Further the University is insisting the affiliated colleges to implement govt approved pay structure ROPA, while having many workers on its own payroll in consolidated basis.

It is thus resolved that all the employees in the University who are on consolidated pay will be provided with pay scales commensurate to their qualifications, nature of job they are performing and extend all other facilities as regards leave, general conditions of service, leave salary and gratuity as are in force in case of University employees in government approved posts. ~~Suitable alternative to pension will also be offered to place them at par with their employees drawing salary for Govt. Sec.~~ However they will not be entitled to pension. In lieu of pension, a PPF / LIC pension policy will be opened for each employee in this category. The concerned employee and the University will contribute ~~on the first 10% each to the PPF / LIC pension policy of the employee.~~ Salary will mean Pay in pay band + GP + DA ~~not necessary.~~

Further it is resolved that the above resolution for providing scale will be extended to the six employees who were on consolidated pay prior to 7. 10 2005 with retrospective effect from 7.10.2010 while for others the implementation of the provision will only be prospective. Funds generated by the University may be utilised for implementing the above. The above mentioned committee will finalize the modalities of implementation of this provision.

three - member

Item 24.16

To nominate members for different councils :

Resolved that the following persons would be nominated for different Sub-Committees:

- a) Finance Committee - Sri Harisadhan Ghosh, FO, CU
Sri Anandamoy Sarkar, FO, VU
- b) Sports Committee - Pro-Vice Chancellor (Chairman)
3 University Faculty Members

Sri Koushik Majumdar,
Sri Surajit Ghosh,
Dr. Shaon Raychaudhuri

2 Uninvolved-teaching staff
Sri Khorshed Munshi
Sri Jayanta Das
Sri P. Kar - **Jt. Secretary**

1 Student inhouse
3 faculty members of affiliated colleges
Prof. Atri Sanyal
Prof. Agniva Dasgupta
Sri P. K. Panda - **Jt. Secretary**

2 non-teaching staff of affiliated colleges
Sri Koushik Das, Govt. College of Textile Tech, Serampore
Sri Utpal Dastidar, RCC Inst. Of I.T.)

2 students from affiliated colleges

Nominee of IFA, CAB/IHA/IOA(Athletic, WB)

Registrar - **Member Secretary**
Finance Officer - **Jt. Secretary**

c) Purchase Committee - Pro Vice Chancellor, **Chairman**
Three Directors
HoD/Section Head or Representative of the concerned Department
Information Scientist
Sri Shantanu Phadikar
Sri Prodyut Kar
Finance Officer, **member Secretary**

d) Board of Discipline - Vice Chancellor - **Chairman**
Pro-Vice Chancellor
1 Director – Prof. S. K. Dey
5 members of affiliated colleges
Inspector of colleges
Registrar
Controller of Examinations- **Member Secretary**

e) Disciplinary Committee - Pro-Vice Chancellor - **Chairman**
3 Faculty from inhouse –
i) Prof. S. K. Dey
ii) Prof. A. Sarkar
iii) Prof. P. K. Dan
Asstt. COE - **Convener**

f) Free Studentship Committee - Prof. A. Sarkar - **Chairman**
Dr. Indranil Mukherjee
Sri Anil Prasad

1 inhouse student
2 faculty members of affiliated colleges
Prof Devmalya Banerjee
Prof Debpriya Dey
2 non-teaching staff
Sri Ramananda Mukherjee, Bankura Unnayani
Sri Bivas Dey, CTM, Kolaghat)
Inspector of Colleges – **Member Secretary**

g) Students' Welfare Committee-

Vice Chancellor, **Chairman**
Prof. A. Sinha, Director (IT)
Principal, Kalyani Govt. College
2 non-teaching staff of University
Sri Ashis Sarkar
Sri Sommauli Adhikary – **Convener**
2 faculty members of affiliated colleges
Prof. Pijush Biswas
Prof. Sagar Sengupta
2 non-teaching staff of affiliated colleges
Sri Kaushik Roy
Sri Pradip Goswami
Finance Officer
2 students of affiliated colleges
Inspector of colleges

h) EDUSAT Management Committee - HOD (CSE)
1 Faculty from Biotechnology (Dr. Soumali Basu)
1 Faculty from IT/CSE (Dr. Debashis De)
Sri Pritimoy Sanyal
Information Scientist, Secretary

Item 24.17

To consider the constitution of different Cells

Resolved that the following persons would be constituted for different Cells :

- a) Training & Placement Cell - Sri Saikat Basu - Convener (He will be given all facilities for looking after this work)
2 Part Time Faculty
1 Student Volunteer
- b) Quality Assurance Cell - Pro-Vice Chancellor, Chairman
Prof. A. Sinha
Prof. S. Kundu
Prof. P. K. Dan
Information Scientist, Convener
- c) ST & ST Monitoring Cell - Registrar, Chairman
Sri Mihir Sing
Sri Ranjan Mandal

Sri Sagar R. Basu
2 inhouse students

- d) Women Development Cell - Dr. Jaya Bandyopadhyay, Convener
Ms Nazmun Nessa
Smt. Sujata Ghosh
Smt. Sumana Chakraborty
1 Girl student
- e) NSS Cell - Sri Subhanjan Ghosh
- f) Legal Cell - Vice Chancellor, Chairman
Registrar
Inspector of Colleges
Controller of Examinations
Legal Officer

Item 24.18

To consider rules for consultancy and to form companies by the Faculty Members of the University

The matter would be discussed in the next meeting and hence, be deferred.

Item 24.19

Miscellaneous (if any) with permission of the chair

a) To consider auditing of accounts of the University by the Govt. Audit

Accepted; we should go for government audit and A.G. audit and the Finance Officer will proceed accordingly.

b) To consider appeal for study leave of Mrs. Pritha Ghosh, a non-teaching employee

Reported that she has withdrawn her appeal and hence, no discussion is necessary.

c) To consider General Council decision for ranking of the colleges

Recommendation of the General Council meeting held on 24.11.2009 for ranking of the colleges has been accepted and necessary steps would be taken in the matter.

d) To consider assessment of the colleges/institutes

Resolved that the University and the Institution of Engineers will frame rules for assessment of the colleges/institutes regarding their strength and weakness/deficiencies so that further further steps may be taken redressal.

e) To confirm Minutes of the Joint meeting of E.C. & Academic Council held on 05.04.2010

The minutes of the joint meeting of the Executive and Academic Councils held on 05.04.2010 have been confirmed.

f) To confirm past services of employees worked in similar Govt. organisations

As per GO No.85-Edn(U)/IU-26/99 dated 31.01.200 of HED, University Education Branch, Govt. of W.B., continuous service rendered by an employee in an approved whole time post in any State Govt. Establishment, colleges affiliated to the State-aided universities in West Bengal and other Research Institute of repute run fully or partly with the financial assistance of the State Government and within the administrative jurisdiction of Govt. of West Bengal, will be counted towards qualifying services.

Resolved that in view of the above, the past services of the following employees would be taken into account as continuous service and the service books of these employees have been received from their earlier employers by the University :

Sl. No.	Employee's name	Name of previous institute	Date of joining in previous institute	Date of release from the previous institute	Date of joining in WBUT
1	Dr. Sriyankar Acahrge	Vivekananda College, Thakurpukur	23/09/95	31/08/05*	19/12/05
2	Sri Surajit Ghosh	Jalpaiguri Govt. Engg. College	01/08/07	31/03/08	01/04/08
3	Prof. Sudakshina Kundu	Calcutta University	06/04/89	31/05/06	01/06/06
4	Prof. Amitava Sarkar	IISWBM, CU	15/06/93	13/01/06	13/01/06

*He has worked in Viswa Bharati from 01.09.2005 to 18.12.2005. He has submitted a letter to this University from the Registrar, Viswa Bharati in this context.

g) To consider brief report of Ekta Incubation Centre

A brief report has been submitted by the Director, Ekta Incubation Centre where he has mentioned about

- DST grant restored,
- Number of incubates in the centre,
- MSME's declaration of EKTA as nodal centre, where a sufficient fund would be granted by MSME,
- Tissue Culture Lab being set up in collaboration with Vedic Synergy

The members were of the opinion that since EKTA, being an autonomous body with financial support by WBUT, has to submit detailed report, which they had asked in the past also.

Resolved that in the next EC meeting, detailed report of Ekta Incubation Centre regarding its activities, including its objective, plan, financial position, financial and other support received/to be received by EIC, set up of the centre in future, etc., should be placed.

h) To consider the proposal of EDICEL for admission of Foreign students

The proposal is approved.

I) To consider the problem of other state Universities operating in the jurisdiction of West Bengal
Many universities setup by other state assemblies operate in WestBengal without supervision from any regulating bodies. As per Hon'ble supreme court Judgment these Universities cannot operate beyond the jurisdiction of their own state. UGC has also issued a notification in this regard.

The students are being cheated as the academic standard is not maintained properly.

Resolved that the matter will be taken up with the govt. of West Bengal and University will bring out a notice in the news papers in the best interest of the students

The meeting ended with vote of thanks to the chair.

(Sabyasachi SenGupta)
Chairman & Vice-Chancellor

(Syed Rafikul Islam)
Member Secretary & Registrar

