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THE WEST BENGAL NATIONAL UNIVERSITY OF JURIDICAL SCIENCES,
KOLKATA

The Agenda of the Twenty-Fifth Meeting of the Academic
Council of the W.B. National University of Juridical Sciences,
Kolkata

to be held on 17th August, 2015

at Dr. Ambedkar Bhavan,

Salt Lake, Kolkata

Agenda for the 25th Academic Council Meeting, The WBNUJS on 17th August, 2015

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AA H ~~to~~ Reports on Examinations →

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and any other agenda/matter with the permission of the Chair.

1. Confirmation of minutes of 24th meeting

The minutes of the 24th Academic Council Meeting held on 21st January 2015 are put up for perusal and confirmation of the honourable members.

MINUTES OF THE TWENTY-FOURTH MEETING OF THE ACADEMIC COUNCIL OF WBNUJS HELD ON 21ST JANUARY, 2015 at Dr. Ambedkar Bhavan, 12 LB Block, Sector – III, Salt Lake, Kolkata – 700098.

The twenty-fourth meeting of the Academic Council was held on Wednesday, 21st January, 2015 at Dr. Ambedkar Bhavan, Salt Lake, Kolkata – 700 098.

The following members were present:-

1. ~~PROF. (DR.) P. ISHWARA BHAT,~~
✓ Vice-Chancellor, Chairman, Academic Council, WBNUJS, Kolkata.

2. ~~PROF. (JUSTICE) ALTAMAS KABIR~~
✓ Member, Academic Council.

3. ~~PROF. (DR.) ARUP KUMAR PODDAR~~
✓ Member, Academic Council.

4. ~~PROF. (DR.) T. V. G. N. S. SUDHAKAR~~
✓ Member, Academic Council.

5. ~~PROF. (DR.) SREENIVASULU N. S.~~
✓ Member, Academic Council.

6. ~~DR. ANIRBAN MAZUMDER~~
✓ Member, Academic Council.

7. ~~DR. BIKRAMJIT DE~~
✓ Member, Academic Council.

8. ~~MS. VANEETA PATNAIK~~
✓ Member, Academic Council.

Dr. Sinha.

~~DR. R. PARAMESWARAN,~~ Registrar (Acting), WBNUJS, was also present in the Academic Council Meeting.

~~PROF. RANJAN BHATTACHARYA,~~ Vice Chancellor, West Bengal University of Technology, Kolkata, ~~DIRECTOR, CENTRAL FORENSIC LABORATORY, KOLKATA,~~ Govt. of India, ~~PROF. A. LAKSHMINATH, PROF. B. B. PANDEY, PROF. AMITA DHANDA, PROF. M. K. SINHA,~~

MR. ASOK DEB, Member, BCI, WB & MLA, West Bengal, Member, Academic Council, could not attend the meeting due to their preoccupations.

The Vice Chancellor welcomed all the members and introduced the following members who have been included as members of Academic Council:

1. Prof. (Justice) Altamas Kabir
2. Prof. (Dr.) Arup Kumar Poddar ✓
3. Prof. (Dr.) T. V. G. N. S. Sudhakar ✓
4. Prof. (Dr.) Sreenivasulu N. S. ✓
5. Dr. Anirban Mazumder ✓

The Vice Chancellor explained the purpose of convening the Academic Council Meeting.

Minutes of the 24th Academic Council Meeting

Sl. No.	Agenda Items	Resolution	Remarks/ Action Taken
1	<i>Confirmation of Minutes of the 23rd A.C. meeting, NUJS</i>	<p>In regards to Agenda No. 8, the Chairman informed the members that for online MBL course necessary permission and approval from UGC has been asked for. After obtaining the approval and permission from UGC the course will be started. VC also assured the members that proper safeguard shall be maintained to maintain academic standards.</p> <p>The Vice Chancellor also confirmed that supervision, control in respect of admission, examination, syllabus of the MBL course will be under active control of NUJS.</p> <p>Resolution</p> <p>The members confirmed the minutes of 23rd Academic Council Meeting.</p>	
2.	Confirmation of agendas by circulation	<p>One of the members of the Academic Council wanted reply in writing about his questions raised on the issue and urgency for circulation of agenda.</p> <p>The Chairman clarified the members about the safeguard followed.</p> <p>The Vice Chancellor clarified that there was an urgency to circulate the above agenda since the MOUs were to be signed.</p> <p>Resolution</p> <p>It is resolved that in future the urgency of circulations may be annexed / explained.</p>	

		The hon'ble members confirmed the agendas by circulation.	
3	Corrigendum for allocation of seats for persons with disabilities	<p>Resolution</p> <p>The hon'ble members have approved to reserve 03 seats for persons with disabilities from existing two. The increased seat has been taken from General category.</p> <p>It is also decided to fill up the vacancy of physically disabled category from General category / Other category if it is not filled up by PH candidates.</p>	
4	Change of limitation of time for completion of LL.B course	<p>Resolution</p> <p>Hon'ble members perused and approved to have limitation of time for completion of LL.B course within 10 (ten) years from the date of admission.</p>	✓
5	Amount payable by student as convocation fee	<p>Resolution</p> <p>The Hon'ble members approved the fees for Convocation as Rs. 1,000.00 (Rupees One thousand only) on the grounds of increasing cost of essential things for academic items from the passing out batch of 2010-2015.</p>	
6	Fee payable towards student verification	<p>Resolution</p> <p>The Hon'ble members approved to charge Rs. 1,000.00 (Rupees One thousand only) from the private or Non Government organizations for the purpose of verification of results / academic credentials of passed out students.</p>	
7	Addition in LL.M Regulations 2013	<p>Resolution</p> <p>The members noted and approved the addition in LL.M Regulations 2013. It is resolved that in case of variation of evaluation between the two examiners (internal and external) is 15% or more than 15%, in that case the dissertation will be sent to third examiner for evaluation. The average of two components of marks given by the examiners shall be the final marks for determination of result and shall be applicable from 2014 batch of one year course.</p>	✓
7(a)	Provision of Grace Marks for LL.M. Students	<p>The Hon'ble members perused the proposal.</p> <p>Resolution</p> <p>After careful perusal, the members rejected the proposal of giving grace to LL.M students. However, Hon'ble members did not reject the</p>	✓

		provision of Improvement examination for passed subjects for LL.M students.											
7(b)	Creation of Additional three teaching post of Assistant Professor in Law for teaching LL.M. course	<p>One of the members of the Academic Council suggested for constitution of a committee to look into the present work load of existing teachers before creation of additional posts.</p> <p>The Chairman informed the members that within the available strength of teachers it is not feasible to allocate teachers to teach LL.M exclusively. UGC also mandates to have dedicated teachers pool to teach LL.M effectively. Considering the practical aspects of teaching strength available in the University and the course of one year LL.M, minimum ten teachers shall be exclusively available to teach LL.M students. In view of the facts above, three additional teachers are required for the University and to fulfill the requirement of UGC.</p> <p>He also informed that at present teachers available are not sufficient to teach both LL.B and LL.M course simultaneously.</p> <p>However, the Council members agreed to change the title of Agenda as – Creation of Additional three teaching posts of Assistant Professors in Law for teaching and agenda may be reworded.</p> <p>Resolution</p> <p>The members approved the agenda.</p>											
8	Reservation of seats for Domicile of West Bengal for LL.B. Course	<p>Resolution</p> <p>The Vice Chancellor informed the members that University has received 45 Kottahs of land adjacent to University premises from Govt. of West Bengal with a nominal payment. As per discussion during the process of land acquisition, it was the issue to allot 10 seats in LL.B course for domicile of West Bengal.</p> <p>Accordingly, 10 seats as per the following details may be allotted to the domicile of West Bengal.</p> <table border="1"> <thead> <tr> <th><u>Category</u></th> <th><u>No. of seats</u></th> </tr> </thead> <tbody> <tr> <td>General</td> <td>- 04 ✓</td> </tr> <tr> <td>SC (Scheduled Caste)</td> <td>- 02 ✓</td> </tr> <tr> <td>ST (Scheduled Tribe)</td> <td>- 01 ✓</td> </tr> <tr> <td>NRI/NRI Sponsored</td> <td>- 01 ✓</td> </tr> </tbody> </table>	<u>Category</u>	<u>No. of seats</u>	General	- 04 ✓	SC (Scheduled Caste)	- 02 ✓	ST (Scheduled Tribe)	- 01 ✓	NRI/NRI Sponsored	- 01 ✓	✓
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		<p>OBC (West Bengal) A - 01</p> <p>OBC (West Bengal) B - 01</p> <p>Total - <u>10</u></p> <p>The Hon'ble members approved the allotment of 10 seats as per above category to the domicile of West Bengal. <i>Subject to the requirement</i></p> <p>In respect of increasing of 05 seats from 125 to 130 the Hon'ble members approved the same but subject to approval of Bar Council of India.</p> <p>It is also decided that if the eligible candidate from the reserved category is not available for admission then the vacant seats will be offered to the General category of West Bengal for admission.</p>	<p><i>disturbance</i></p> <p><i>already</i></p> <p><i>in</i></p> <p><i>in the</i></p> <p><i>name of</i></p> <p><i>Hostel</i></p> <p><i>Clat Rank</i></p> <p><i>admission</i></p>
Additional Agenda items			
9	Policy of Student Exchange Programme	<p>Resolution</p> <p>The members, after perusal, approved the same.</p>	
10	Awarding of medals for both the batches (2012-2014), two years and (2013) one year	<p>Resolution</p> <p>The Hon'ble members decided that since both the batches are passing out in the same academic year, both the batches will be provided the medals.</p> <p>The University will bear the expenditure for awarding the University Gold Medal to the topper of One Year LL.M batch of 2013-2014 only for this year as a substitute for N.A Palkhiwala Gold Medal, since two batches are graduating simultaneously, besides endowment medals.</p>	
Reportings			
11	Credit courses conducted during 2014-2015 Academic year	<p>Resolution</p> <p>The Hon'ble members perused and appreciated.</p>	

12	Exchange students	Resolution The Hon'ble members noted and appreciated.	
13	Award of NUJS Merit cum means scholarship 2014-2015	Resolution The Hon'ble members perused and appreciated.	
14	Composition of Committee for CPGLS	Resolution The Hon'ble members perused and appreciated.	

2. Amendment in provision of Retention / Redoing the provisions of Internal Assesment marks of B.Sc./B.A. LL.B (Hons.) course (project/written submission/viva etc.) and Proposed addition/amendment in Academic and Examination Regulations-2012 – regarding Repeat and Improvement examinations

1. Award of University Medal/Award/Honour for Repeat Examinations [Rule 12]

Explanation II: Marks obtained in a repeat examination written under 12.1 and 12.4 shall not be considered for the purpose of any medal, prize or honour to be awarded on the basis of grades obtained in any subject.

No student who write a Repeat Examination shall however be debarred for gold medal, award, prize or honour awarded for overall rank in the University/class.

2. Award of University Medal/Award/Honour for Improvement Examinations [Rule 42]

Explanation I: A student who writes the improvement examination in a subject shall not be awarded medal, award, prize or honour awarded on the basis of the marks in that subject.

He/she, however, shall not be debarred for gold medal, award, prize or honour awarded for overall rank in the University/class.

Explanation II: No student shall however be allowed to write improvement examinations in more than ten subjects during the entire course.

3. Retention of Original Marks/Resubmission of Internal Components for Repeat Examinations [Rule 12]

Explanation III: Any student who secures F grade in a subject and seeks to write the repeat examination for that subject in the same academic year shall, have the option of:

1. Retaining his/her marks obtained for project and other components of evaluation originally, or
2. Submitting a fresh project and other components of evaluation [except class-participation]. A student cannot selectively choose to resubmit/redo only some of the internal components of evaluation. In case they choose to resubmit/redo any component, they shall have to resubmit/redo all the components [apart from class participation marks which shall be retained].

However, a student who writes a repeat examination of a subject in the next academic year

Handwritten notes:
 Internal components 50% and above to be retained
 If not 50% he/she may redo in Project/ Internal components.
 Resubmit to opt for 7 to be given to students if they want to do the project or to retain the project.

Handwritten notes:
 No medal / award / prize as overall rank marks to be given to repeat improvement.

shall, however, complete all components of evaluation, except class participation, as prescribed for that subject in the relevant academic year. The marks allocated for class-participation shall be assigned to end-semester examination in such a case.

COMPARISON OF THE EXISTING AND PROPOSED PROVISIONS

The text of the proposed amendments are highlighted in the following comparative table:

Existing Provision	New Provision
<p style="text-align: center;"><u>Rule 12</u></p> <p><u>12. Eligibility to appear in a Repeat Examination shall be the following [Annexure 4]:</u></p> <ol style="list-style-type: none"> 1. Securing F grade in a subject. 2. A student who has missed a regular end semester examination due to participation in a University approved moot court competition held during the end semester examination. Such approval shall be obtained prior to the examination. 3. A student who was unable to write the end semester examination due to hospitalization or incapacitation due to any contagious disease or ailment of similar serious nature. Provided that no student shall be eligible to write repeat examination of any subject under this clause unless he or she informs, by phone or in writing, the office of the Assistant Registrar (Academic) or any other person 	<p style="text-align: center;"><u>Rule 12</u></p> <p><u>12. Eligibility to appear in a Repeat Examination shall be the following [Annexure 4]:</u></p> <ol style="list-style-type: none"> 1. Securing F grade in a subject. 2. A student who has missed a regular end semester examination due to participation in a University approved moot court competition held during the end semester examination. Such approval shall be obtained prior to the examination. 3. A student who was unable to write the end semester examination due to hospitalization or incapacitation due to any contagious disease or ailment of similar serious nature. Provided that no student shall be eligible to write repeat examination of any subject under this clause unless he or she informs, by phone or in writing, the office of the Assistant Registrar (Academic) or any other person

*Should be proposed in midship
 letter by student
 or by application
 with Annexure 4
 subject to Semester*

<p>designated as the Controller of Examinations, of his/her illness before the commencement of the examination in that subject.</p> <p>4. A student whose examination has been cancelled due to violation of examination regulations during the previous academic year.</p> <p>5. A student who participated in a Foreign Exchange Programme under Part X and allowed to write a repeat exam under Rule 58.</p> <p>Explanation I: A student who has been debarred from appearing in end-semester examination due to shortage of attendance will not be eligible to appear for repeat examination in that academic year (clause 4.5).</p> <p>Explanation II: Marks obtained in a repeat examination written under 12.1 and 12.4 shall not be considered for the purpose of any medal to be awarded on the basis of grades obtained in any subject.</p>	<p>designated as the Controller of Examinations, of his/her illness before the commencement of the examination in that subject.</p> <p>4. A student whose examination has been cancelled due to violation of examination regulations during the previous academic year.</p> <p>5. A student who participated in a Foreign Exchange Programme under Part X and allowed to write a repeat exam under Rule 58.</p> <p>Explanation I: A student who has been debarred from appearing in end-semester examination due to shortage of attendance will not be eligible to appear for repeat examination in that academic year (clause 4.5).</p> <p>Explanation II: Marks obtained in a repeat examination written under 12.1 and 12.4 shall not be considered for the purpose of any medal, prize or honour to be awarded on the basis of grades obtained in any subject. No student who write a Repeat Examination shall however be debarred for gold medal, award, prize or honour awarded for overall rank in the University/class.</p>
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To be dropped

Revised

VC

Repeat / Impasse

shall not be ~~by~~ entitled

for gold medal / rank p. . 2nd overall rank.

Passing on the first attempt only, 9

Explanation III: Any student who secures F grade in a subject and seeks to write the repeat examination for that subject in the same academic year shall, have the option of:

1. Retaining his/her marks obtained for project and other components of evaluation originally, or
2. Submitting a fresh project or other components of evaluation

However, a student who writes a repeat examination of a subject in the next academic year shall, however, complete all components of evaluation, except class participation, as prescribed for that subject in the relevant academic year.

Explanation III: Any student who secures F grade in a subject and seeks to write the repeat examination for that subject in the same academic year shall, have the option of:

3. Retaining his/her marks obtained for project and other components of evaluation originally, or
4. Submitting a fresh project **and** other components of evaluation [**except class-participation**]. **A student cannot selectively choose to resubmit/redo only some of the internal components of evaluation. In case they choose to resubmit/redo any component, they shall have to resubmit/redo all the components [apart from class participation marks which shall be retained].**

However, a student who writes a repeat examination of a subject in the next academic year shall, however, complete all components of evaluation, except class participation, as prescribed for that subject in the relevant academic year. **The marks allocated for class-participation shall be assigned to end-semester examination in such a case.**

Rule 42

Improvement: A student, who has passed a subject, but is desirous of improving existing grade in a subject, may write an Improvement Examination by paying fee of Rs. 2,000/- per subject. Repeat Examination in the same subject conducted by the University within one year from the declaration of result shall be considered to be the Improvement Examination for that student. The existing grade of the student writing Improvement Examination in that subject shall stand cancelled. The grade secured in such Improvement Examination shall be final. The transcript of student who has written Improvement Examination shall carry I beside his/her grade in that subject.

Rule 42

Improvement: A student, who has passed a subject, but is desirous of improving existing grade in a subject, may write an Improvement Examination by paying fee of Rs. 2,000/- per subject. Repeat Examination in the same subject conducted by the University within one year from the declaration of result shall be considered to be the Improvement Examination for that student. The existing grade of the student writing Improvement Examination in that subject shall stand cancelled. The grade secured in such Improvement Examination shall be final. The transcript of student who has written Improvement Examination shall carry I beside his/her grade in that subject.

Explanation I: A student who writes the improvement examination in a subject shall not be awarded medal, award, prize or honour awarded on the basis of the marks in that subject.

He/she, however, shall not be debarred for gold medal, award, prize or honour awarded for overall rank in the University/class.

Explanation II: No student shall however be allowed to write improvement examinations in more than ten subjects during the entire course.

Submitted for perusal and approval of Academic Council members.

3. Rationalization and distribution of Compulsory subjects for B.A./B.Sc. (LL.B) Hons. course

In terms of BCI, Legal Education Rules 2008 and consequent decision of the Academic Council, the following subjects are to be taught as compulsory subjects to B.A./B.Sc. LL.B. (Hons.) course.

- (I) Intellectual Property Law
- (II) Law of Taxation

Before the above decisions of Academic Council vide its 24th meeting dated 21 January 2015.

Subjects used to be taught

1. Intellectual Property Law as:

- (I) Intellectual Property Law – I
- (II) Intellectual Property Law – II

2. Law of Taxation –

- (I) Law of Taxation – I (Direct Tax)
- (II) Law of Taxation – II (Indirect Tax)

Keeping in mind the subjects of the students and the contents of the subjects which needs to be studied very minutely for academic and employment generation. It is, therefore, proposed that Intellectual Property Law and Taxation Law may be rationalized as compulsory subjects:

- (I) Intellectual Property Law – I
- (II) Intellectual Property Law – II
- (I) Law of Taxation – I (Direct Tax)
- (II) Law of Taxation – II (Indirect Tax)

Semester-wise distribution of the above rationalized compulsory subjects will be As follows:

- (I) Intellectual Property Law – I – 7th Semester
- (II) Intellectual Property Law – II – 8th Semester
- (III) Law of Taxation – I (Direct Tax) – 9th Semester
- (IV) Law of Taxation – II (Indirect Tax) – 10th Semester

and the above rationalization shall take place with effect from 2013 batch onwards.

Submitted for kind perusal and approval of the members.

Resolution

Suggested to have more credits than mandatory/compulsory courses. If made compulsory subjects, the scope of elective course will be limited.

12

① I P Law
② Law of Taxation

At this point No change is accepted. each will be subject.

4. Amendment in LL.M. Regulations – 2013

The following amendments / addition/deletion is proposed in the existing LL.M Regulations 2013 for better administration and time bound implementation:

Existing Regulations	Proposed Change
5.5 Students are required to take two optional papers from the range of papers on offer during the concerned semester barring the papers already studied.	Addition to 5.5: Explanation: Maximum two optional papers for each branch would be offered in each semester in addition to the option to choose a branch specific paper from the other branch.
7.1 Student is required to submit a dissertation containing minimum of 30,000 words in the partial fulfilment of the Degree.	7.1 Student is required to submit a dissertation containing minimum of 30,000 words (main text) in the partial fulfilment
7.3 Student is required to finalize the dissertation topic within 15 days from the beginning of second semester. Student must submit a synopsis for evaluation and approval of the dissertation topic.	7.3 Student is required to finalize the dissertation topic and intimate the AR (Academics) within 7 days after the puja vacations along with a detailed synopsis (minimum 5000 words) for evaluation and approval of the dissertation topic.
7.4 An initial presentation of the topic shall be made before the CPGLS after the submission of the synopsis but within 60 days from the commencement of second semester.	7.4 An initial presentation of the topic shall be made before the CPGLS after the submission of the synopsis but within 20 days after the puja vacations.
7.6 Only Professors and Associate Professors are qualified to guide the LL.M. dissertations. Each guide should have not more than 5 candidates.	7.6 Each guide should have not more than 5 candidates.
7.7 Student is required to make a pre-submission presentation before CPGLS during the period between 01 July and 15 July of the concerned year with an advance notice of 15 days to the office of AR (Academics).	7.7 After the completion of writing dissertation to the satisfaction of the guide, student is required to make a pre-submission presentation before CPGLS during the period between 15 April and 30 April of the concerned year with an advance notice of 15 days to the office of AR (Academics).
7.10 In case, the assessment of dissertation (thesis) component as mentioned in 7.2 (as annexed) of LL.M Regulations 2013 between the internal and external examiners as decided by the CPGLS varies by more than 15% (fifteen percent), in that case the assessment of thesis (dissertation) shall be referred to the third examiner, and the third examiner will in variably an external examiner, as decided by the Chairman of the CPGLS for assessment. The average of two nearest marks given by examiners shall be the final marks for determination of result.	* 7.10 In case the assessment of thesis component as mentioned in 7.2 by the internal and external examiners varies by more than 15% (fifteen percent), the assessment of thesis shall be referred to the third examiner, and the third examiner will invariably be an external examiner, as decided by the Chairman of the CPGLS for assessment. The average of two nearest marks given by examiners shall be the final marks for determination of result.

<p>* Amended vide 24th Academic Council meeting dated 21 January 2015</p>	<p>Addition: Note: A student failing to conform to any requirement mentioned above has to redo the entire dissertation by following the norms in the next academic year.</p>
	<p>Addition: 8. Any issue not covered by the foregoing rules, shall be governed by the decision of the Vice-Chancellor.</p>

Submitted before the honourable members for perusal and further directions please.

Encl: Annexure I: (Details of amendments)

AC approved
 in Annexure I.

Suggests to
 have a
word limit of
dissertation

THE WEST BENGAL NATIONAL UNIVERSITY OF
JURIDICAL SCIENCES, KOLKATA

**Master of Law^s (LL.M.) -
Regulations**

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2013

1. Degrees Offered

University offers full-time LL.M. Degree with specialization in

- (a) Corporate and Commercial Law; and
- (b) International and Comparative Law.

2. Administration of LL.M.

- 2.1 There shall be constituted a Centre of Post-Graduate Legal Studies (CPGLS) and a Post Graduate Curriculum Committee (PGCC)
- 2.2 The Vice-Chancellor in coordination with CPGLS and PGCC is responsible for the general supervision of LL.M. Degree at the University. The CPGLS and PGCC shall perform the functions in accordance with this Regulation.
- 2.3 The CPGLS would consist of minimum 10 faculty members and such other staff as may be required for the administration of LL.M. A minimum of 8 faculty members of CPGLS would be at the level of Professor/Associate Professor. The members of the CPGLS are nominated by the Vice-Chancellor.
- 2.4 The CPGLS is responsible for:
 - (a) recommending admission (as per Regulation 3), reviewing the students' progress and arranging for the supervision and examination of the student.
 - (b) reviewing and monitoring the conduct of the LL.M. examination and dissertation.
 - (c) ensuring compliance with the LL.M. Regulations.
 - (d) disclosing the information required under the UGC Guidelines for introduction of One Year LL.M. Degree Programme, 2012.
- 2.5 The PGCC shall consist of such number of Professors and Associate Professors forming part of CPGLS as may be required. The members of the PGCC are nominated by the Vice-Chancellor.
- 2.6 The PGCC is responsible for formulating, reviewing and revising the LL.M. curriculum on a regular basis.

3. Admission

- 3.1 The requirements for admission to LL.M. program are as follows:
 - a) The candidate must have completed a bachelor's degree in Law (LL.B.) with a percentage of at least 55 or an equivalent cumulative grade point average from any Indian University recognised by UGC or any equivalent degree offered by a foreign University;

Explanation: In case of degree by foreign University, the factor of equivalence would be decided by the CPGLS.

- b) The candidate must have been allotted with a seat through the All India Admission Test for LL.M. organized by NUJS coupled with the requisite merit in the form of work experience, publications and statement of purposes.

Explanation: The Admission test shall be conducted for 70 marks. The work experience, publications and statement of purposes shall be evaluated out of 30 marks.

- 3.2 Provisional admission may be offered, subject to the approval of CPGLS, for an applicant, whose result is due, to undertake the program provided the result / provisional degree certificate is submitted before the beginning of the first semester examination.

In case, the provisionally admitted candidate fails to submit the result / provisional degree certificate before the beginning of the first semester examination, the provisional admission of the candidate shall stand cancelled.

4. Duration of the Course

- 4.1 University offers a full-time one-year LL.M. program spread over two semesters.
- 4.2 Students are allowed a maximum of two years from the date of admission to complete the requirements of the degree.

5. The Course Details

- 5.1 Students in each stream of specialization are required to pass nine papers and a dissertation.
- 5.2 Out of the nine papers, students are required to pass the following three compulsory papers of three credits each.
- (i) Research Methods and Legal Writing
 - (ii) Comparative Public Law/Systems of Governance
 - (iii) Law and Justice in a Globalizing World
- 5.3 Students specializing in 'Corporate and Commercial Law' shall pass the following four papers of two credits each.
- (i) Company Law
 - (ii) International Trade Law
 - (iii) Bankruptcy Law
 - (iv) Competition Law / Investment Law
- 5.4 Students specializing in 'International and Comparative Law' shall pass the following four papers of two credits each.
- (i) Public International Law
 - (ii) International Organizations
 - (iii) Air and Space Law
 - (iv) International Human Rights Law / International Criminal Law

- 5.5 Students are required to take two optional papers from the range of papers on offer during the concerned semester barring the papers already studied.

Explanation: Maximum two optional papers for each branch would be offered in each semester in addition to the option to choose a branch specific paper from the other branch.

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Note: The detailed structure of papers to be taught in each semester is given in schedule I.

6. Project Work and Examination

- 6.1 Student shall be allowed to take end-semester examination in a paper only if the minimum attendance requirement fixed by the University is fulfilled.

- 6.1.1. Any student so debarred under 6.1 would be eligible to appear for the examination in that paper only in subsequent academic year after duly attending the course.

- * 6.2 Each paper is assessed based on the following components and marks:

Sl. No.	Name of the Component	Marks Allocated
1	Internal assessment (Test)	20
2	Project	20
3	Presentation	10
4	End Semester Examination	50
	TOTAL	100

However, the concerned course teacher shall have the discretion to change the components and marks with prior approval of the Vice Chancellor.

- 6.3 A student must secure a minimum of fifty percent marks in each paper and dissertation in order to fulfil the requirements of the Degree.

- 6.3.1. A student failing to conform to the above requirement in any of the papers shall appear in the repeat examination for that paper as and when it is held and secure the minimum marks prescribed in 6.3.

* Amended vide 23rd Academic Council meeting dated 21 June 2014

6.4 Grading system

Percentage of Marks	Grade	Grade Value
70% and above	E (Excellent)	7
65% and above but below 70%	A+ (Distinction)	6
60% and above but below 65%	A (Very Good)	5
55% and above but below 60%	B+ (Good)	4
50% and above but below 55%	B (Pass)	3
Below 50%	F (Fail)	0

7. Dissertation

- 7.1 Student is required to submit a dissertation containing minimum of 30,000 words (main text) in the partial fulfilment of the Degree.
- 7.2 Dissertation carries three credits and a total of 200 marks, which includes the following components and marks.

Sl. No.	Components	Marks
1	Synopsis	10
2	Synopsis Presentation	15
3	Pre-submission Presentation	25
4	Thesis	150

- 7.3 Student is required to finalize the dissertation topic within 15 days from the beginning of second semester and intimate the AR (Academics) within 7 days after the puja vacations along with. Student must submit a detailed synopsis (minimum 5000 words) for evaluation and approval of the dissertation topic.

- 7.4 An initial presentation of the topic shall be made before the CPGLS after the submission of the synopsis but within ~~60~~20 days after the puja vacations days from the commencement of second semester.
- 7.5 After the successful completion of initial presentation, a guide shall be assigned to the student by the CPGLS based on the feasibility and subject-matter expertise of the concerned faculty.
- 7.6 ~~Only Professors and Associate Professors are qualified to guide the L.L.M. dissertations.~~ Each guide should have not more than 5 candidates.
- 7.7 ~~After the completion of writing dissertation to the satisfaction of the guide, Sstudent is required to make a pre-submission presentation before CPGLS during the period between 01 July~~15 April and ~~45 July~~30 April of the concerned year with an advance notice of 15 days to the office of AR (Academics).
- 7.8 Final written-submission (thesis) shall be submitted within one month from the date of pre-submission presentation. Five hard copies of the thesis must be submitted along with a softcopy in pdf format to the office of AR (Academics).
- 7.9 Thesis shall be assessed by both an internal and an external examiner selected by the CPGLS.
- * 7.10 In case, the assessment of ~~dissertation (thesis)~~ components as mentioned in 7.2 ~~(as annexed) of L.L.M Regulations 2013 between~~by the internal and external examiners as decided by the CPGLS varies by more than 15% (fifteen percent), ~~in that case the assessment of thesis (dissertation) shall be referred to the third examiner, and the third examiner will in-variably be an external examiner, as decided by the Chairman of the CPGLS for assessment.~~

The average of two nearest marks given by examiners shall be the final marks for determination of result.

Note: A student failing to conform to any requirement mentioned above has to redo the entire dissertation by following the norms in the next academic year.

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8. Any issue not covered by the foregoing rules, shall be governed by the decision of the Vice-Chancellor.

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* Amended vide 24th Academic Council meeting dated 21 January 2015

Schedule - I

DETAILED STRUCTURE OF THE PAPERS TO BE TAUGHT IN EACH SEMESTER

1. Corporate and Commercial Law Specialization

Semester I: (a) Research Methods and Legal Writing ✓
(b) Comparative Public Law/Systems of Governance
(c) Company Law
(d) International Trade Law
(e) Optional Paper - I

Semester II: (a) Law and Justice in a Globalizing World
(b) Bankruptcy Law
(c) Competition Law / Investment Law
(d) Optional Paper - II
(e) Dissertation

2. International and Comparative Law Specialization

Semester I: (a) Research Methods and Legal Writing
(b) Comparative Public Law/Systems of Governance
(c) Public International Law
(d) International Organizations
(e) Optional Paper - I

Semester II: (a) Law and Justice in a Globalizing World
(b) Air and Space Law
(c) International Human Rights Law / International Criminal Law
(d) Optional Paper - II
(e) Dissertation

5. Extension of time to the P.G. students of pass out batch to clear their backlog subjects

On perusal of the results of some of the LL.M. students of 2012, 2013 batch it is found that they are yet to clear one/two of their subjects but the tenure to complete post graduation is likely to over/or over by end of 30 June, 2015.

After careful consideration Centre for Post Graduate Legal Studies (CPGLS) decided to extend the completion of the P.G. Council by 30th August, 2015 so that they can complete their subjects by appearing repeat examination.

Submitted for perusal and approval, please.

AC Council ~~is~~ allowed & approved.

6. Proposal to recognize the Chartered Accountancy qualification as Post Graduate degree for the purpose of registration to Ph.D programme.

The Institute of Chartered Accountancy of India, Eastern India Regional Council, has requested WBNUJS vide their letter dated 18.06.2015, to recognize the CA qualification as Postgraduate degree for the purpose of registration to Ph.D programme (Request letter dated 18.06.2015 is annexed as Annexure III).

The matter has been discussed at Doctoral Committee meeting dated 10 July 2015 and Doctoral Committee has accepted the above proposal subject to approval of the Academic Council.

Submitted for perusal and direction of the honourable members.

Encl: Annexure II: (Request letter from Institute of Chartered Accountancy of India, Eastern India Regional Council)

*Allowed &
Approved.*



Recd. at 12.15 P.M. ANNEXURE II
on 03/7/15

VC 0007/7 | 3 | 7 / 15

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

(Set up by an Act of Parliament)

Eastern India Regional Council

18/06/2015

Prof. Dr. P. Ishwara Bhat
The WB National University of Juridical Sciences
Dr. Ambedkar Bhavan
12, LB Block, Sector III, Salt Lake City
Kolkata – 700098

Sub: Request to recognize the Chartered Accountancy Qualification as Postgraduate degree for the purpose of registration to Ph.D. Programme

Dear Sir,

The Institute of Chartered Accountants of India (ICAI) is a statutory body established under the Chartered Accountants Act, 1949 (Act No. XXXVIII of 1949) for the regulation of the profession of Chartered Accountancy in India. During its more than six decades of existence, ICAI has achieved recognition as a premier accounting body not only in the country but also globally, for its contribution in the fields of education, professional development, maintenance of high accounting, auditing and ethical standards. ICAI now is the second largest accounting body in the world. Corporate India has witnessed several stalwart personalities emerging from the Institute of Chartered Accountants Of India. Since its establishment, the Institute is associated with all the exercises of the Government of India on Accounting and Audit practices, Corporate Law & Corporate governance. Under the Companies Act 1956, Institute's statutory role in the formulation of accounting standard and Members responsibility as Statutory Auditors has been recognized.

We have 5 Regional Councils & 133 branches across the country and 21 overseas chapters. The Council, the governing body of the Institute has 32 persons elected by the Members of the Institute from amongst the fellows of the Institute and not more than 8 persons are nominated by the Central Government. The Council is issuing Auditing practices, guidance note and standards in addition to the Accounting Standards to guide the Members in their Professional job. Eastern India Regional Council (EIRC of ICAI) was constituted in 1952 with its jurisdiction on West Bengal, Odisha, Assam, Tripura, Sikkim, Arunachal Pradesh, Meghalaya, Nagaland, Manipur, Mizoram and the Union Territory of Andaman & Nicobar Islands.

One of the important elements of the developmental role of the ICAI is to make contributions to various Government authorities and Regulators viz., the Ministry of Corporate Affairs, Trade Policy Division of the Ministry of Commerce & Industry, CBDT, RBI, IRDA, C&AG, SEBI, etc. to name a few, on relevant matters of importance to the profession. The ICAI is represented on the various Committees of C&AG, RBI, SEBI, IRDA, IBA and of Ministries such as Finance, Corporate Affairs, Commerce & Industry etc. which are entrusted with various critical issues and policy formulation.

The Institute registers students for pursuing the Chartered Accountancy Course for various levels (CPT, IPCC and Final Level) of the course, provides theoretical education, practical training, conducts examinations and thereafter confers Membership to the successful students to be known as 'Chartered Accountant'. The syllabus of Chartered Accountancy course includes various contemporary topics like IFRS based Financial Reporting, US GAAP based Financial Reporting; Risk Management, Strategic Planning and Analysis,

ICAI Bhawan, 7, Anandilal Poddar Sarani,
(Russel Street), Kolkata - 700 071

24

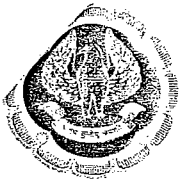
Phone : (+91) (33) 3021 1140/41 | Fax : (91) (33) 2229 2397
Email : eirc@icai.in /eirchairman@icai.in
Website : http://www.eirc-icai.org

*Dr. P. Ishwara Bhat
Pl. Resp. as an expert
for next meeting
of the Council*

*to be decided by
Council Committee*

*Ms. N. ...
for document
ready
put up
as Annexure
to the document
is ready*

*The document
accepted
subject to
approval of
members
18/6/15*



THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

(Set up by an Act of Parliament)

Eastern India Regional Council

Functional Strategies, Derivative, JIT Costing, Activity Based Costing, Foreign Exchange, Revised Schedule-VI, SBRL etc. As you are aware, Accounting, Auditing and Direct & Indirect Taxation are very specialized field of the Institute and students of this course are required to undergo in-depth study of these subjects. It may not be far-fetched to share that we have maintained very stringent standards as far as developing course curriculum and maintaining the impeccable examination system is concerned. The course offers an excellent opportunity to "earn while you learn". The Institute also offers post-qualification and certificate course to its members. On the International front, the Institute is following all the International Education Standards (IES) issued by the International Federation of Accountants (IFAC) and founder of the Confederation of Asian and Pacific Accountants (CAPA), the International Federation of Accountants (IFAC) and South Asian Federation of Accountants (SAFA).

The Board of Studies educational wing of the Institute is responsible for providing theoretical education, formulating and implementing the policies and programmes relating to the education of students pursuing Chartered Accountancy course. It imparts education mainly through distance education mode. The Board of studies inculcates a strong foundation of knowledge, skills and professional values that enables students to continue to learn by lifelong learning and adapt to change throughout their professional lives.

To serve the needs of students it performs numerous functions; some of the scholastic functions include the preparation and continuous revision of comprehensive study materials, suggested answers, Revision Test Papers, Periodical supplements, mock test papers, students journal etc. From Union Cabinet Minister, State Cabinet Ministers to Governors of States, Members of Parliament, Members of Legislative Assembly and corporate leader as CEO and CFO's have been our members.

You may kindly appreciate that the course coverage and the depth as well as Research acumen acquired during the study facilitates enough motivation to pursue research in any area of finance including Accountancy, Auditing and Corporate Governance. Many members after completion of Ph.D. are contributing in academics including IIM and Universities in India and abroad.

The Chartered Accountants (CAs) are spread all over the country and are generally gainfully engaged either in rendering professional services to the public or to their respective employing bodies. Many of them are interested in undertaking research work for Ph.D. degree. Given an opportunity, we believe, many members of the Institute will be able to contribute the intrinsic worth to the society by producing valuable research studies. There is no doubt that CAs with their sound practical and technical knowledge can contribute very significantly to the world of academics in the field of Accountancy and Commerce, if allowed to pursue their Ph.D. in your esteemed university.

The Institute has the privilege of having more than 2,30,000 Members and 10,00,000 Students. We have memorandum of understandings with accounting bodies in several countries of the World for reciprocal membership facilities.

The ICAI has set up ICAI Accounting Research Foundation (ICAI-ARF) in January 1999 as a Sec 25 Company to carry out research in the areas of accounting, auditing, capital market, fiscal policy, monetary policy and other related discipline. Since then ICAI-ARF has undertaken many projects including Kolkata Municipal Corporation Project & Delhi Municipal Corporation Project, Implementation of Accrual system of accounting in AIIMS and Strengthening Rural Decentralization (SRD) at Gram Panchayat levels in West Bengal.



THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

(Set up by an Act of Parliament)

Eastern India Regional Council

Any person who wants to become a member of ICAI and designate himself as a Chartered Accountant in India has to pursue this course. This course is an optimum blend of practical and theoretical education. It consists of three levels of examinations and three years of practical training under a practicing Chartered Accountant. The Chartered Accountancy course is considered to be one of the rigorous professional courses in India and globally recognized as prestigious Professional Course. We are enclosing herewith course curriculum for your perusal please.

The Association of Indian Universities has given recognition (AIU Letter No.EV/II (56-A)/83 dated 20.3.84) to those students who have passed their Final Examination of the Institute of Chartered Accountants of India, New Delhi and are graduates that they be treated to have completed a postgraduate degree in Commerce or allied disciplines for the purpose of registration to Ph.D. The list of the Universities including IIM and IIT is enclosed herewith for your perusal please.

While appreciating the contribution and standing of your esteemed University, we may request you to consider the Chartered Accountancy Qualification as the postgraduate degree for the purpose of Ph.D. so that our eligible Members can pursue Research in various areas of Commerce and Governance and contribute in the academic world.

We would be grateful to receive your earliest response.

With warm regards,

Sincerely yours,

CA Pramed Daval Rungta
Chairman, Eastern India Regional Council of ICAI

Mob: +91 9831007253

Email: pdrungta@gmail.com

Encl:

1. Syllabus of CA Course
2. AIU Letter
3. List of Universities recognized CA Qualification

List of Universities recognizing CA Qualification for pursuing Ph.D. are given as under:

Sl. No.	Name of the Institutes /Universities
	Western Region
1.	Bhavnagar University, Grouri Shankar Lake Road, Bhavnagar 364 002
2.	Dr.Babasaheb Ambedkar Marathwada University Aurangabad 431 004
3.	Gujarat University, P.B.No. 4010, Navrangpura, Ahmedabad 380 009
4.	Goa University, Sub Post Office, Goa University, Taleigao Plateau, Goa 403 203
5.	Indian Institute of Management, Vastrapur, Ahmedabad 380 015
6.	M.S.University of Baroda, Opp Drug Lab, Vadodara 390 002
7.	University of Mumbai, M.G.Road, Fort, Mumbai 400 032
8.	North Maharashtra University, PB No. 80, Umavinagar, Jalgaon 425 001
9.	Hemchandracharya North Gujarat University, P.B.No.21, University Road, Patan 384 265
10.	University of Pune, Pune 411 007
11.	Rashtra Sant Tukdoji Maharaj Nagpur University Ravindranath Tagore Marg Nagpur-440 001
12.	Sardar.Patel University, Vallabh Vidyanagar 388 120
13.	Saurashtra University, University Road, Rajkot 360 005
14.	Shivaji University, Vidyanagar, Kolhapur 416 004
15.	Tata Institute of Social Sciences, Sion Trombay Road, Deonar, Mumbai 400 088
16.	Yashwantrao Chavan Maharashtra Open University, Dnyangangotri, Near Gangapur Dam, Nasik 422 005

17.	Nirma University, Ahmedabad- 382 481
18.	Dr. D. Y. Patil Vidyapeeth, (Deemed University) Pimpri, Pune – 411018
19.	Bharati Vidyapeeth Deemed University, Pune- 411 030
	Southern Region
1.	Alagappa University, Algappa Nagar, Karaikudi 623 003
2.	Annamalai University, Annamalainagar 608002, TN
3.	Bangalore University, Jnana Bharathi, Bangalore 560 056
4.	Bharathidasan University, Palkalai Perur, Tiruchirappalli 620 024
5.	Bharathiar University, Coimbatore 641 046
6.	Calicut University, Thenhipalam, Malappuram Dist. - 673 635
7.	Cochin University of Science & Technology Kochi 682 022
8.	Dr. B.R.Ambedkar Open University, Prof. G. Ram Reddy Marg, Road No.46, Jubilee Hills, Hyderabad-500 033
9.	University of Hyderabad, P.O. Central University, Hyderabad 500 046
10.	Indian Institute of Management, Bannerghatta Road, Bangalore 560 076
11.	Kakatiya University, Vidyaranyaपुरi, Warangal-506 009
12.	Karnatak University, Pavate Nagar, Dharwad 580 003
13.	University of Kerala, Thiruvananthapuram 695 034
14.	Kuvempu University, Gnanasahyadri, Shankaraghatta 577 451 Dist. Shimoga (Karnataka)
15.	Mangalore University, New Administrative Building, Mangalagangothri, Mangalore 574 199
16.	University of Mysore, Crawford Hall, Mysore 570 005
17.	Mahatma Gandhi University, PO Priyadarshini Hills, Kottayam 686 560
18.	University of Madras,

19.	Chepauk, Chennai 600 005 Madurai Kamaraj University, Madurai 625 021
20.	Osmania University, Hyderabad 500 007
21.	Pondicherry University, R V Nagar, Kalapet. Pondicherry 605 014
22.	Sri Krishnadevaraya University, Anantapur 515 003, Andhra Pradesh
23.	Sri Venkateswara University, Tirupati-517 502
24.	Periyar University, Salem
25.	Indian Institute of Management, Kozhikode
26.	National Law School of Indian University, Bangalore
27.	Christ University, Bangalore
28.	Sri Sathya Sai Institute of Higher Learning, Anantapur 515 134, Andhra Pradesh
29.	Manipal University, Manipal- 576104, Karnataka
30.	Avinashilingam Institute For Home Science And Higher Education For Women Mettupalayam Road, Bharathi Park Road, Coimbatore -641 043
31.	Indian Institute of Technology Madras, Chennai – 600 036
	Eastern Region
1.	Rajiv Gandhi University, Rono Hills, Itanagar-791 112
2.	Gauhati University, Gopinath Bardoloi nagar, Guwahati 781 014
3.	Indian Institute of Management, Joka D.H. Road, Post Box 167 57 Calcutta 700 027
4.	Manipur University, Canchipur, Imphal 795 003
5.	University of North Bengal, Raja Rammohunpur 734 430 District Darjeeling
6.	Sambalpur University, Jyoti Vihar, Sambalpur 768 019
7.	Tezpur University, Napaam, Tezpur-784 025 District Sonitpur
8.	Utkal University, Vani Vihar, Bhubaneswar 751 004
9.	Vidyasagar University, Midnapore 721 102 West Bengal
10.	Kalyani University,

	Kalyani 741235 .West Bengal
11.	Rajiv Gandhi Indian Institute of Management, Shillong
12.	Mizoram University, Aizawl- 796004
13.	Sikkim University, Gangtok-737102, Sikkim
Central Region	
1.	Aligarh Muslim University, Aligarh 202 002
2.	Awadhesh Pratap Singh University, Rewa-486 003
3.	Banaras Hindu University, Varanasi 221 005
4.	Barkatullah Vishwavidyalaya, Bhopal 462 026
5.	Babasaheb Bhimrao Ambedkar Bihar University Muzaffarpur 842 001
6.	Ch. Charan Singh University, Meerut 250 005
7.	Chatrapati Shahu Ji Maharaj University, Kalyanpur,Kanpur 208 024
8.	Devi Ahilya Vishwavidyalaya, R.N.Tagore Marg, Indore 452 001
9.	Dr. Bhim Rao Ambedkar University, Agra 282 004
10.	Guru Ghasidas University, Bilaspur-495 099 (M.P)
11.	Indian Institute of Management, Prabandh Nagar, Off. Sitapur Road, Lucknow-226 013
12.	Jai Naraiyan Vyas University, Jodhpur 342 001
13.	Rajasthan University, Jaipur
14.	Jiwaji University, Gwalior 474 011
15.	University of Lucknow, Lucknow 226 007
16.	Mahatma Gandhi Kashi Vidyapeeth, Varanasi 221 002
17.	Mohanlal Sukhadia University, Udaipur 313 001
18.	MJP Rohilkhand University, DoriLal Agarwal Marg,Bareilly 243 001
19.	Nalanda Open University, 9, Adarsh Colony,Kidwaipuri, Patna-800 001
20.	Pt. Ravishankar Shukla University, Raipur 492 010

21.	Ranchi University, Ranchi 834 008
22.	Rani Durgavati Vishwavidyalaya, Saraswati Vihar, Jabalpur 482 001
23.	Vikram University, Ujjain 456 010
24.	Amity University, Uttar Pradesh
25.	Central University of Jharkhand, Ratu-Lohardaga Road, Brambe, Ranchi - 835 205
26.	Banasthali University, P.O Banasthali Vidyapith – 304022 Rajasthan
Northern Region	
1.	Guru Gobind Singh Indraprastha University, Kashmere Gate, Delhi-110 006
2.	Himachal Pradesh University, Summer Hills, Shimla 171 005
3.	Indira Gandhi National Open University, Maidan Garhi, New Delhi-110 068
4.	University of Jammu, Baba Saheb Ambedkar Road, Jammu Tawi-180 004
5.	Jamia Hamdard Hamdard Nagar New Delhi-110 062
6.	Jamia Millia Islamia (A Central University by an Act of Parliament) Maulana Mohammed Ali Jauhar Marg New Delhi- 110 025
7.	University of Kashmir, Hazratbal, Srinagar 190 006 (J & K)
8.	Kurukshetra University, Kurukshetra 132 119
9.	Panjab University, Chandigarh 160 014
10.	Punjabi University, Patiala 147 002
11.	Maharshi Dayanand University, Rohtak 124 001
12.	Chaudhary Devi Lal University, Sirsa
13.	Shri Mata Vaishno Devi University, Jammu
14.	Lovely Professional University, Jalandhar-Delhi G.T. Road, (NH-1), Phagwara, Punjab



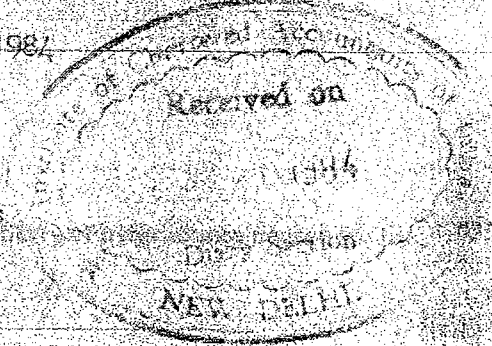
Telegrams: UNIBOAI
Telephone: 27 65 33

ASSOCIATION OF INDIAN UNIVERSITIES
CHANDRAYAN MARG NEW DELHI-110002
AIU House, 10 Kotla Road,

No. IV/II(56-A)/83/

20 March 1984

The Secretary
University Liaison Committee
Institute of Chartered Accountants
of India
Post Box No. 7100
Indraprastha Marg,
NEW DELHI-110002.



Sib : Recognition of Chartered Accountancy Course as
equivalent to a Post-Graduate Course in Commerce.
Ref : Your letter dated 4 January 1984.

Dear Sir,

The final examination of the Institute of
Chartered Accountants as suggested has been recognized
by the AIU in terms of the following statement:

"Resolved that the graduates having passed
their final examination of the Institute of
Chartered Accountants of India, New Delhi be
treated to have completed a postgraduate
degree in Commerce or allied disciplines for
purpose of registration to Ph.D."

Thanking you,

Yours faithfully,

(K.C. Kalra)
Under Secretary

7. Creation of 2 seats under supernumerary quota in undergraduate course for students from Jammu & Kashmir

The Ministry of Human Resource and Development, Government of India has decided that for the academic session 2015-16, the two Supernumerary Quota seats will be made available to the students of Jammu & Kashmir who seek admission through centralized counseling in Universities approved under Section 2(f) & 12B of the UGC Act.

UGC vide its letter No.: D.O. No. F.1-1/2012(SA-III) dated 22nd June 2015 requested WBNUJS to ensure that two supernumerary seats are created in Undergraduate course for the students of Jammu & Kashmir for 2015-16 academic session onwards (copy of letter is attached as Annexure V).

The WBNUJS endorses the request for creation of two Supernumerary seats in Undergraduate course and propose to create two supernumerary seats in Undergraduate course subject to approval of the Academic Council.

Submitted for perusal and further direction on the above issue by the honourable members.

Encl: Annexure III: (Letter from UGC No. F.1-1/2012(SA-III))

AC approved for next
Academic year - onwards.

125 → (Supernumerary)

Ex: 125 →

VC 0004/7/1/7/15



प्रो. (डॉ.) जसपाल एस सन्धु
सचिव

Prof. Dr. Jaspal S. Sandhu
MBBS, MS (Ortho), DSM, FAIS, FASM, FAFSM, FFIMS, FAMS
Secretary

Recd. at Secy. M. (time)
on 07/11/15

ANNEXURE-III

विश्वविद्यालय अनुदान आयोग
University Grants Commission

(मानव संसाधन विकास मंत्रालय, भारत सरकार)
(Ministry of Human Resource Development, Govt. of India)

बहादुरशाह ज़फ़र मार्ग, नई दिल्ली-110002
Bahadur Shah Zafar Marg, New Delhi-110002

Ph.: 011-23239337, 23236288,
Fax : 011-23238858, email : jssandhu.ugc@nic.in

By Speed Post

D.O.No.F.1-1/2012(SA-III)

22 JUN 2015
19 June, 2015

Dear Sir/Madam,

- A | Please refer to this office letters of even number dated 19th October, 2012, 8th September, 2014 and 10th March, 2015 regarding creation of 2 seats under Supernumerary Quota for students from Jammu & Kashmir.

LB | The Ministry of Human Resource Development has decided that for the academic session 2015-16, the two Supernumerary Quota seats will be made available to the students of J&K who seek admission through centralized counseling in universities/colleges approved under section 2(f) and 12B of the UGC Act or recognized by AICTE and have at least one NBA approved course.

I would feel highly obliged, if you would kindly ensure that the two supernumerary seats in your esteemed university and colleges affiliated under your university are created for the students of Jammu and Kashmir.

With kind regards,

Yours sincerely,

(Jaspal S. Sandhu)

Handwritten notes:
A, P.S. 03/11/15
Since it is not possible to accommodate this policy in 2015-16, it will be decided only if it can be decided.
To AR (Ac)
To circulate amongst AC members with an agenda note for approval.
07/11/15

The Vice-Chancellor
The West Bengal National University of Juridical Science
NUJS Bhava 12 LB Block Sector-III
Salt Lake City Kolkata

Handwritten notes:
Urgent
Dr. D. Banerjee
Pl. draft a Circular for the AC members in line with the direction of the VC & put up as per the direction of the VC & put up.
02/11/15

Handwritten notes:
Draft circular (attached) for permit. J up up
AR (Acad.)
02/11/15

8. Joint Certificate course on Securities Markets by NISM and WBNUJS ✓

The University would like to launch a joint Certificate course on Securities Law with NISM.

Details of Course outlines of the same may be found attached herewith.

Subject to approval, the Vice Chancellor may be authorized to sign the MOU on behalf of NUJS. This course is sought to be offered by the Centre for Financial Laws, Regulations and Governance, WBNUJS.

Submitted for perusal and further directions.

Encl: Annexure IV: (Details of Course outlines of Certificate course on Securities Law with NISM)

*As per approval to add a course.
AC Register to approval to add.*



2015-16

NISM

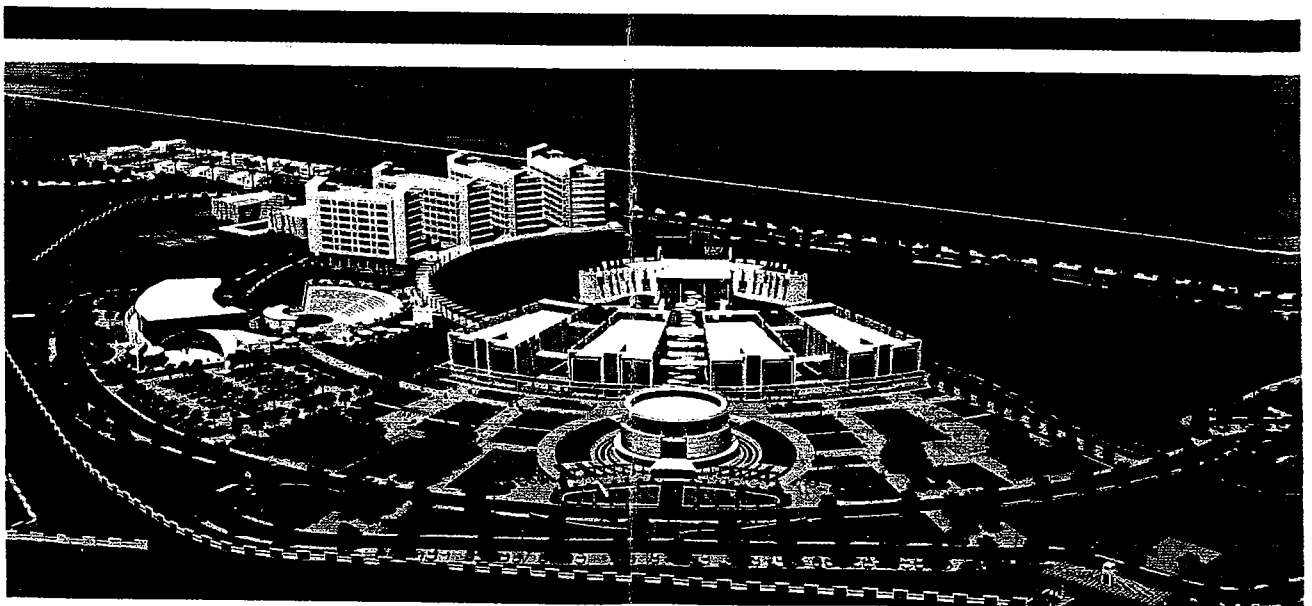


CERTIFICATE IN SECURITIES LAW

Syllabus

Certificate In Securities Law (CSL)

(A Proposed programme by NISM and NUJS)



Index

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CSL 101: Securities Markets

Objectives

To provide the participants with an overview and details of the overall functioning of the securities market. In addition to providing insights, it will also broad-base the knowledge of experienced participants. The course will also be informative on the current development in the functioning of the securities market.

Scope

The course will capture the existing features of securities market and also give insights on contemporary developments. This course will cover the classic and contemporary issues in securities markets.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan

Session No	Topic
1	Schematic Overview and Flow of Funds across the Economy Financial System: Government, Regulators, Institutional Mechanisms
2	Issuers, Intermediaries, Investors, Instruments
3	Primary and Secondary Markets
4	Sub-prime crisis in USA The Financial Crisis in Europe
5	An appreciation of the works of Richard Posner and George Stigler
6	An appreciation of the Dodd-Frank Act Contemporary Indian developments: Raghuram Rajan Committee, Percy Mistry Committee Report, Shyamala Gopinath Committee Report on MFI, Usha Thorat Committee on NBFC, Bimal Jalan Committee on MII
7	An appreciation of IOSCO and OECD frameworks on Securities Markets
8	Code of Ethics and Conduct in the Financial Sector Mis-selling Trends in Corporate Governance Practices An Appreciation of Sarbenes-Oxley Act and related Acts in U.K., Europe and India

Text:

1. Financial Institutions and Markets by Mier Kohn

References:

1. Indian Financial System by M.Y.Khan, Tata McGraw Hill Publishers.
2. Frontiers of Legal Theory by Richard A Posner, Universal Law Publishing Co. Delhi.
3. Crisis Economics by Nouriel Roubin, Stephen Mihm
4. Fault Lines by Raghuram Rajan

5. Why Markets Fail by John Cassidy
6. How to Think like Benjamin Graham and Invest like Warren Buffett by Lawrence Cunningham
7. Financial Markets and Institutions by A Santomero and D Babel
8. Financial Markets and Institutions by Anthony Saunders and Marcia M Cornett

CSL 102: Corporate and Other Entity Laws

Objectives

To provide the participants with a perspective and knowledge of the supporting legislation influencing the securities market environment

Scope

The major focus will be on the Companies Act. Other Acts such as FEMA, LLP, Negotiable Instrument Act, and the Indian Trust Act will be dealt with in respect of relevant interface with securities markets.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan

Session No	Topic
1	Linkage between Constitution, Law, Economic Legislation and Financial Sector Interpretation of Statues
3 to 5	Companies Act 1956 (<i>Refer Annexure A for detailed contents</i>) Drafting Specimen Resolution of Meetings of Directors and Shareholders MCA 21 Introduction to XBRL Appreciation of IFRS and linkage to New Schedule VI of Companies Act Corporate Governance for listed companies, Clause 49. Housekeeping - Compliance - Governance Limited Liability Partnership Act 2008, Suitability for Private Equity Firms
6	Indian Trust Act 1882, applicable to Mutual Funds and Special Purpose Vehicles Negotiable Instrument Act 1881
7	Competition Act 2002, applicable to Corporate Restructuring
8	Foreign Exchange Management Act 1999, applicable to International Transactions in Securities Prevention of Money Laundering Act 2002, with special reference to Financial Action Task Force (FATF), KYC, Participatory Notes, etc. Economic Offences Wing (EOW), Financial Intelligence Unit (FIU)

Text:

1. Corporate Laws (Bare Acts) by Taxmann

References:

1. Maxwell on The Interpretation of Statutes by P.St.J.Langan, Published by LexisNexis Butterworths Wadhwa, Nagpur.
2. Learning the Law by Glanville Williams, Published by Universal Law Publishing Co.
3. Corporate Laws (Bare Acts) by Wadhwa (Nagpur)
4. Corporate Laws (Bare Acts) by Bharat Law
5. Companies Act by Avatar Singh

Annexure A:

List of Sections in the Companies Act, 1956, related to Securities Markets

[Note: This compilation is prepared in May 2012 and does not incorporate the changes in the proposed Companies Act Amendment Bill, which has yet to be passed in Parliament]

16	Change in the Capital Clause in the Memorandum, Preference Capital
17	Change in the Objects Clause in the Memorandum
18	Change in the Objects Clause in the Memorandum
21	Change in the Name (of Company) Clause in the Memorandum
31	Change in the Articles of Clause in the Articles, incidental to raising the Authorized Capital
56	Liability for Misstatement in the Prospectus / Offer Document
58	An expert's consent is to be obtained, before he is named in the Prospectus
58A	Deposits not to be invited before issuing an Advertisement. Central Government, in consultation with RBI, prescribe the limits.
62	Liability for Misstatement in the Prospectus / Offer Document
77A, 77AA, 77B	Share Buyback
77A	A company can buy back its own shares out of its free reserves and securities premium account or fresh issue of securities
77AA	Where shares are redeemed out of free reserves, an amount equal to the nominal value of securities redeemed must be transferred to the Capital Redemption Reserve Account
77B	No company shall buy back its own shares through a subsidiary company, investment company or in the presence of any default in respect of debt instrument or interest
80	Articles of Association, Change in Capital
81	Further Issue of Shares to Existing Shareholders
81(IA)	Issue of Shares to persons other than Existing Shareholders
94	Articles of Association, Change in Capital and power of the company to issue and cancel shares, after receiving the approval of the shareholders. Also includes sub-division of shares (stock-split)

100 to 103	These sections deal with reduction of capital various business of a company.
100	Reduction in Share Capital shall take place by a Special Resolution by the Members.
101	Creditors have a right to object to reduction of share capital
102	Tribunal may confirm the reduction
103	ROC shall incorporate the Orders of the Tribunal
149(2A)	Approval from shareholders is necessary to commence the activity for which new object clause has been inserted in Memorandum of Association
173(2)	An Explanatory statement in regards to the Item to be discussed in Shareholder's General Meeting
192A	Consent of Shareholders through Postal Ballot
198	Managerial Appointment and Remuneration
212(8)	It is a statement reporting on subsidiary companies. It provides, in the case of each subsidiary: Name, Country of Registration, and financial data (Rs): Capital, Total Assets, Total Liabilities, Investments, Turnover, PBT, Provision for I Tax, PAT, Proposed Dividend.
292	Powers of the Directors to be exercised only at a Board Meeting
292(b)	Power to issue Debentures
293	Restrictions on the Powers of Directors, subjected to authorization by members
293(1)(a)	Power of the Board of Directors to transfer, sell or dispose the whole or a part of the assets of the company, after receiving the approval of the shareholders. Also operative when a company takes a loan by mortgage/hypothecation of its assets, which implies a possible liquidation by the lender, in future.
293(1)(d)	Increase in borrowing powers of the Company. Operative when borrowings exceed the Net Worth
372(A)	It provides powers to investing/lending company's Board for making Investment, loan or giving guarantee or provide security in connection with a loan. The maximum amount cannot exceed 60% of the Net Worth or 100% of its Free Reserves, whichever is more. If a higher amount is sought to be invested/lent, the approval of the members is to be sought.
391-394	This group of sections deals with Schemes of Arrangement, implying Corporate Restructuring exercises such as Mergers, Amalgamations, Demergers, etc. It is a practice to view these four sections as a whole, with 393 as the actual, operative section. Applications to High Courts for approval are usually made with reference to Sections 391-394, in totality.
391	Power to make compromise or make arrangements with creditors and members, by calling meetings
392	Power of Tribunal to supervise enforce compromise and arrangement and give directions or make modifications
393	Members and creditors are entitled to receive a detailed statement of the terms of the Scheme of Arrangement, together with a notice to the meeting.
394	The Tribunal has the power to facilitate reconstruction and amalgamation of companies

CSL 103: Taxation and Securities Market

Objectives: To enable the participants to understand and grasp the critical matters impacting securities markets transactions, impact on investors and corporate actions & corporate restructuring.

Scope: The emphasis will be on corporate taxation.

Duration: 24 Hours, consisting of 8 sessions of 3 hours each.

Duration: Session-wise Plan:

Session No	Topic
1 to 6	Income Tax Act – related to Securities market: Section 10, Capital Gains Taxation, Dividend Distribution Tax, Taxation in M&A, Slump Sale, Double Tax Avoidance Treaties (DTAT), Treaty Over-ride (GAAR), Vodafone Case. <i>(Refer Annexure A for detailed contents)</i>
7	Service Tax, Securities Transaction Tax (STT), Turnover Tax
8	Indian Stamp Act and Bombay Stamp Act as applicable to transactions and setting up of entities engaged in Securities Markets and related areas

Text:

1. Nabhi's Guide to Income Tax and Ready Reckoner (Nabhi Publications)

References:

1. Income Tax Act 1961 (Bare Act) by Taxmann
2. Direct Taxes: Law and Practice by Vinod Singhania
3. Indirect Taxes by V.S.Datey

Annexure A

Direct Taxes

Income Tax:

[With an emphasis on Corporate Income Tax]

Domestic and Foreign Company, defined

Basis of Charge: Income in India, Outside India

Concept of Controlled Foreign Company (CFC)

Heads of Income (Business and Profession, Capital Gains, Dividends, Interest)

- **Income Exempt from Tax (Section 10), with some examples related to securities:**

Provident Fund Interest and Exempt-Exempt-Exempt(EEE) treatment

Tax Free Bonds S 10(15)

Pass-through principle: Mutual Funds 10(23D), Venture Funds 10(23FB)

Dividends 10(33)

Taxation of Business and Profession: e.g. Investment Company; Trusts and LLPs.

Capital Gains Taxation: Short-term, Long-term, STT, Indexation

- Deductions under Section 80 [80C, CCC, CCD, CCE, CCF]
Disclosure of Income Tax Benefits in Offer Documents
Rajiv Gandhi Equity Investment Scheme
Dividend Distribution Tax (DDT) and S 115(O)
Minimum Alternate Taxes (MAT) and Alternate Minimum Taxes (AMT)
- Taxation of Domestic and Foreign Companies
Withholding taxes (TDS) in respect of domestic and international transactions
International Tax: Double Tax Avoidance Treaties (DTAT), Mauritius and other tax havens
Tax Information Exchange Agreements (TIEA)
General Anti-Avoidance Rules (GAAR): Look-at and Look-through approaches.
Case Study: Vodafone. Decisions of Bombay HC, Supreme Court and retrospective amendment

Preview of the Direct Tax Code (DTC)

Wealth Tax: as applicable to:

High Net Worth Individuals, Closely-held companies and others

Indirect Taxes

[appreciation of invoicing matters]

Securities Transaction Tax (STT)

Service Tax
Stamp Duty (Bombay Stamp Act and Indian Stamp Act)
Turnover Tax

CSL 104: Workshop on Documentation (A)

Objective

To enable the participants to obtain the hands-on knowledge and skills to apply various sections of the Companies Act and other acts covered in CSL 101 and CSL 102 by writing sample resolutions and documents.

Scope

Documentation including agreements and forms in connection with various laws and acts covered in CSL 101 and CSL 102.

Duration

12 Hours

Contents

(Illustrative. This list may be expanded keeping the current needs in mind)

Drafting of specific clauses of Memorandum of Association (Name, Objects, Capital)

Drafting specimen resolutions on change in name/objects/capital clauses

Drafting specimen resolutions on Sections 31, 77A, 81(1A), 91, 372A, 293(1)(a), 293(1)(d), 393.

Drafting changes in Articles of Association to be in conformity with the listing agreement

Observations in Prospectus with specific reference to compliance with Companies Act 1956

Exercises based on Legal Data Bases

CSL 201: Securities Market Laws

Objectives

To provide the participants with a thorough knowledge of the laws immediately relevant to the securities markets.

Scope

This will be a combination of both theory and practice. Field visits (to stock exchanges and SAT) will be a part of this course.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan

Session No	Topic
1	SEBI Act 1992 (<i>Refer Annexure A for detailed contents</i>)
2 to 4	Securities Contracts (Regulation) Act 1956
5	Depositories Act 1996
6	Consumer Protection Act 1986 SEBI (Prohibition of Fraudulent and Unfair Trade Practices) Regulations SEBI (Investor Education and Protection) Regulations
7	Arbitration and Conciliation Act 1996 International Practices in Arbitration Jurisdictions: Stock Exchanges, SAT, High Court, Supreme Court
8	SEBI (Prohibition of Insider Trading) Regulations SEBI (Payment of Fees) Regulations SEBI (Manner of Service of Summons and Notices issued by the Board) Regulations SEBI (Procedure for Holding Enquiry by Enquiry Officer and Imposing Penalty) Regulations

Text:

2. Corporate Laws (Bare Acts) by Taxmann

References:

6. Corporate Laws (Bare Acts) by Wadhwa (Nagpur)
7. Corporate Laws (Bare Acts) by Bharat Law House

Refer Annexure A:

Section	Content
11	Functions of the Board – To protect the interest of the investors, to promote the development of and to regulate the securities markets
11A	Power to regulate or prohibit issue of Prospectus
12	Registration of Stock Brokers, Sub-brokers, Share Transfer Agents, etc
12A	Prohibition of Manipulative and Deceptive Devices, Insider Trading and Substantial Acquisition
15K to 15Z	Securities Appellate Tribunal (SAT)

CSL 202: Regulation of Issuers

Objectives

To provide the participants with an exposure of specific regulations in respect of issuers of securities.

Scope

It covers the ICDR and other important regulations impacting issuers. It bears an important link with specific sections in the Companies Act 1956, related to issue of shares and corporate actions.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan

Session No	Topic
1 to 4	SEBI (Issue of Capital and Disclosure Requirements) Regulations = (ICDR), linkages with Sections 16, 31, 81, 81(1A), 94 and other sections of the Companies Act 1956. SEBI (Facilitation of Issuance of Indian Depository Receipts) Regulations SEBI (Issue of Sweat Equity) Regulations SEBI (Employee Stock Option Scheme/Employee Stock Purchase Scheme) Regulations Guidelines for QIP SEBI (Interest Liability Regularization) Scheme, 2004 Due Diligence Review (DDR)- Business, Finance, Technical, Legal
5	Pre and Post Issue Activities Pre and Post Listing Activities including Listing Agreement IPO Frauds and legal aspects

6	SEBI (Issue and Listing of Debt Securities) Regulations SEBI (Public Offer and Listing of Securitized Debt Instruments) Regulations
7	SEBI (Buy-Back of Securities) Regulations Treasury Stocks and proposed amendment in New Companies Bill SEBI (De-Listing of Equity Shares) Regulations
8	SEBI (Collective Investment Schemes) Regulations Sahara Financial Corporation – OFCD Case

Readings and References:

www.sebi.gov.in

CSL 203: Regulation of Intermediaries

Objectives

To provide the participants with an exposure of specific regulations in respect of intermediaries in securities markets.

Scope

It covers the important regulations impact various intermediaries in the securities markets.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan:

Session No	Topic
1	SEBI (Intermediaries) Regulations
2	SEBI (Credit Rating Agencies) Regulations
3	SEBI (Merchant Bankers) Regulations Due Diligence Review (DDR) Merchant Bankers Check List
4	SEBI (Underwriters) Regulations
5	SEBI (Brokers and Sub –Brokers) Regulations SEBI (Portfolio Managers) Rules
6	SEBI (Registrar to an Issue and Share Transfer Agent) Regulations SEBI (Depositories and Participants) Regulations SEBI (Custodian of Securities) Regulations SEBI (Debenture Trustees) Regulations
7	SEBI (Bankers to an Issue) Regulations

8	Securities Contracts (Regulation) (Manner of Increasing and Maintaining Public Shareholding in Recognized Stock Exchanges) Regulations – MIMPS Regulations MCX – SX Case SEBI (Regulatory Fee On Stock Exchanges) Regulations SEBI (Change in Conditions of Registration of Certain Intermediaries) Regulations SEBI (Certification of Associated Persons in the Securities Market) Regulations
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Readings and References:

www.sebi.gov.in

CSL 204: Regulation of Investors

Objectives

To provide the participants with an exposure of specific regulations in respect of investors in securities markets.

Scope

It covers the important regulations impacting investors in the securities markets, including the SAST Regulations.

Duration

24 Hours, consisting of 8 sessions of 3 hours each.

Session-wise Plan

Session No	Topic
1 to 2	SEBI (Foreign Venture Capital Investors) Regulations SEBI (Venture Capital Funds) Regulations
3 to 4	SEBI (Mutual Funds) Regulations
5	SEBI (Foreign Institutional Investors) Regulations
6	SEBI (Alternative Investment Funds) Regulations SEBI (Collective Investment Schemes) Regulations
7 to 8	SEBI (Substantial Acquisition of Shares and Takeovers) (Amendment) Regulations =(SAST) Linkage with Sections 391 to 394 of the Companies Act Linkage with Competition Act

Readings and References:

www.sebi.gov.in

CSL 205: Workshop on Documentation (B)

Objective

To enable the participants to obtain the knowledge and skills to apply various sections of the SCRA, other acts and SEBI Regulations covered in CSL 201, CSL 202, CSL 203 and CSL 204 by writing sample resolutions and documents.

Scope

Documentation including agreements and forms in connection with various laws and acts covered in CSL 201 to CSL 204.

Duration

12 Hours

Contents

(Illustrative. This list may be expanded keeping the current needs in mind)

Drafting specific items of Listing Agreement

Reviewing the Prospectus of IPO/FPO/Rights Issue/QIP

Reviewing specimen of Buy-Back Offer Documents

Reviewing documents of Corporate Restructuring and Schemes of Arrangement (391 to 394, Companies Act)

Drafting Trust Deed and Objects Clause of a Mutual Fund trusts

Exercises based on Legal Data Bases

CSL 206: Field Visits

Objective

To provide the participants with an exposure to the actual working environment of various legal processes and institutional mechanism. It will also enable the participants to interact with legal professionals working on various aspects of securities markets laws and regulations.

Scope

Visits to the various institutions. Participants are required to maintain a diary containing the visit reports covering various meetings and interactions.

Duration

4 to 5 visits to various institutions / organizations totaling approximately 8 hours.

Contents

Visit to Securities Appellate Tribunal (SAT),

Visit to Stock Exchange, Listing and Compliance Department

Visits to SEBI to interact with Officers of SEBI

Visits to offices of Solicitors, Merchant Bankers, Auditors and Other Experts

Mock-trials

CSL 207: Final Project Dissertation

Objectives

At the end of a post-graduate programme of study, a participant is expected to come up a high quality document, blending theory and practice, based on original work and thinking. The final project dissertation is a capstone project integrating all the learning into a focused topic of study.

Scope

The project shall be based on all the courses CSL 101 to CSL 206. It must be on relevant situation faced by either a market participant or regulator or policy maker. It could also high light the short-comings of the existing system, or be a comparative study between two jurisdictions or be a study on a case or a set of similar cases. The participant is expected to work independently, but the guidance or mentorship of a faculty member shall be available.

Duration:

40 Hours of study out-side the class-room. The participants may at the commencement of Term II, select a topic in consultation with a faculty member. The final submission of the project dissertation shall coincide with the last day of the final examination of Term II.

Project Guidelines:

Detailed project guidelines will be provided on commencement of Term II.

9. Introduction of Post Graduate Diploma Course on Public Healthcare and Medical Laws

University would like to introduce the following subject in diploma course for online programme.

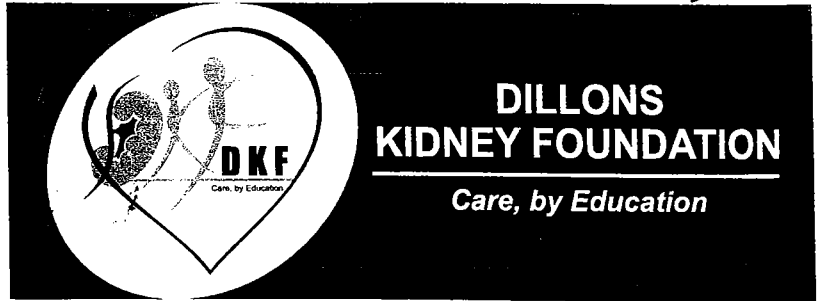
- Post Graduate Diploma Course on Public Healthcare and Medical Laws

Details of course outline and other conditions are put up in the Annexure VII.

Put up for perusal and further directions please.

Encl: Annexure V: (Details of course outline and other conditions of Diploma in Medicine & Law)

Ac Member approved the Course.



To,
The Vice Chancellor,
The WB National University of Juridical Sciences,
Dr. B.R. Ambedkar Bhawan, 12 LB Block,
Sector III, Saltlake City,
Kolkata – 700 098

Dated:14.08.2015

Sub: Request for approval for the “**Post Graduate Diploma in Public Healthcare and Medical Laws (PGDPML)**” put forward by **Dillons Kidney Foundation**, Kolkata.

Ref: The letter dated on 07.07.2015 and subsequent discussions at your office on 17th & 28th July, 13th August 2015.

Sir,

Warm regards from the foundation!

In furtherance of the discussion we had on 17th & 28th July and 13th August 2015; at your office, with regard to the “**Post Graduate Diploma in Public Healthcare and Medical Laws (PGDPML)**” put forward by Dillons Kidney Foundation, Kolkata; we are submitting the details of the proposed course and syllabus for your kind perusal.

The proposed PGDPML is first of its kind in eastern part of India; with great demand in this time. We hope this course would serve the beneficial purpose to the health care industry as well as society in large.

Soliciting your kind co-operation and appropriate action.

Thanking you.

Regards,



Jayanta Das
14/08/2015

Dr. Jayanta Das, General Secretary.

For placing before AC

To AR (AC).

14/8/15

 <p>Dillons Kidney Foundation Care. by Education</p>	<p>POST GRADUATE DIPLOMA IN PUBLIC HEALTHCARE AND MEDICAL LAWS (PGDPML)</p>	
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About the Course:

Duration	1 year
Mode	Online and / or Classroom teaching and Practical
Intake	100 candidates
Qualification required	Bachelor degree in any discipline from a recognized University. The course is also open for the candidates who are in the final year of Bachelor degree. However, the granting of the PG Diploma (PGDPML) is contingent upon the successful completion of the Bachelor degree by the candidate.
Library Access	All candidates are entitled to have access to NUJS library on working days as per the rules of NUJS library.
Fee sharing	The total course fee will be shared by Dillons Kidney Foundation and NUJS, in 70:30 ratio.
Expenditure of the Course	Will be taken care of by Dillons Kidney Foundation
University will provide	<ol style="list-style-type: none"> 01. Classroom 02. Library facilities 03. Canteen facilities 04. Faculties for 50% of contact classes 05. One room for Faculties of the Course, as and when required. 06. Other basic amenities... etc.
Marketing	Will be done by Dillons Kidney Foundation
Other official procedures	Will be done by Dillons Kidney Foundation
Beginning	With the proper agreement between NUJS and Dillons Kidney Foundation

<p>Subjects</p>	<p>Paper - 01. LAW AND THE LEGAL SYSTEM IN INDIA WITH SPECIAL EMPHASIS ON THE HEALTH CARE SECTOR:</p> <p>Paper - 02. LEGAL ASPECTS OF HEALTH CARE AND HOSPITAL ADMINISTRATION</p> <p>Paper - 03. INTERFACE BETWEEN THE STAKEHOLDERS IN THE HEALTH SECTOR</p> <p>Paper - 04. EMERGING ISSUES IN THE FIELD OF MEDICAL LAW AND HEALTH CARE</p> <p>Paper -0 5. PRACTICAL and DISSERTATION</p> <p><input type="checkbox"/> <input type="checkbox"/> Visit to courts to witness ongoing cases. <input type="checkbox"/> <input type="checkbox"/> Visit to Hospitals and on spot discussions. <input type="checkbox"/> <input type="checkbox"/> Visit to Forensic Museums and on spot discussion. <input type="checkbox"/> <input type="checkbox"/> Mock court Trials <input type="checkbox"/> <input type="checkbox"/> Case studies <input type="checkbox"/> <input type="checkbox"/> Role plays <input type="checkbox"/> <input type="checkbox"/> Detailed study of relevant cases and its presentation to be undertaken as a Project work. <input type="checkbox"/> <input type="checkbox"/> Academic exchange programme with other institutes</p>
<p>Components</p>	<p>Paper I to IV would consist of individual project in each paper and annual examination. Paper V would be a dissertation about 50 to 60 pages on a topic chosen by the candidates in consultation of the coordinators. It would also contain a viva-voce examination.</p>
<p>Study materials</p>	<p>The study materials will be provided for the paper I to IV. The candidates are expected to refer library works on the course even before receiving the study material.</p>
<p>Contact classes (each 1 hour and 30 minutes)</p>	<p>15 contact classes per paper (except paper V). For paper V, hands on training and visits (outside NUJS) will be arranged. And sessions will also be held on research methodology to facilitate the dissertation writing. The contact classes will be held in NUJS</p>

	premises and the information about the classes would be provided in due course of time.
Marks allocation	Total marks will be 600. Paper I to IV would carry 100 marks each, which includes 30 marks for projects and 70 marks for final examination. The dissertation will be evaluated out of 200 marks, 50 marks for field works and 50 marks for Viva-voce examination and 100 marks for Dissertation.
Passing marks	Minimum 40 % in individual paper must be obtained to pass examination.
Attendance	Minimum 30 % attendance must be there to be eligible to sit final examination.
Examination	The final examination will be held in the month of June - July.
Maximum period	The candidate must complete the course by obtaining minimum passing marks within three years from registration.
Certificate	Certificate will be given by NUJS acknowledging the involvement of Dillons Kidney Foundation.

Fee structure

Sl.No.	Fee Head	Indian Candidates	Foreign / NRI candidates
01	Application fee	Rs. 2000 /-	US\$ 50 /-
02	Registration / Course fee	Rs. 40,000 /-	US\$ 1000 /-
03	Examination fee	Rs. 2000 /- per paper	US\$ 50 /- per paper
04	Hands on working fee / academic exchange programme (outside the class room)	As per actual	As per actual

Note: The application fee and the registration/course fee must be sent along with the application form. The examination fee must be paid one month before the final examination. Examination fee for individual subject must be paid every year until the candidate passes that subject. Fees once paid would not be refunded.

Guidelines on Application and payment of application & Registration / Course fee:

- The Indian candidates must make the payment of fee by way of demand draft, drawn in favour of 'DILLONS KIDNEY FOUNDATION' payable at Kolkata. The filled in application form along with the demand draft must be sent to the contact address given below. Mention your name and contact number in the backside of the demand draft.
- The foreign / NRI candidates must make the payment of fee either by way of demand draft in favour of 'DILLONS KIDNEY FOUNDATION' payable at Kolkata or in alternative, may make the wire transfer to 'DILLONS KIDNEY FOUNDATION' account. The details of the account for wire transfer are given below. Any cost involved in the payment of fee must be incurred by the candidates. The filled in application form along with the demand draft / wire transfer receipt must be sent to the contact address given below. Mention your name and contact number in the backside of the demand draft.
- Any candidate may pay the required fee by credit / debit card to the account of 'DILLONS KIDNEY FOUNDATION'.
- The last date for submission of application form is **30 May 2016**.

CONTACT ADDRESS	
Dr. Jayanta Das Course Coordinator	Dr. Sandeepa Bhat B. Course Coordinator
Coordinator, PGDPML Dillons Kidney Foundation 26 Beadon Street, Kolkata – 700006 Ph: + 91 98362 16494 E-mail: dillonskidneyfoundation@gmail.com www.dkf.org.in	Coordinator, PGDPML The WB National University of Juridical Sciences 12 LB Block, Sector III, Salt Lake Kolkata - 700098, West Bengal, INDIA Phone: +9133 - 23357379 / 0534 / 0765 [Extn: 1180] Mobile: +91 8762131608 / 9903854794 E-mail: sandeep_nls@yahoo.com

POST GRADUATE DIPLOMA IN PUBLIC HEALTHCARE AND MEDICAL LAWS

(PGDPML)

Expected Expenditure for the Academic Year 2016 - 17:

Sl. No.	Expenditure Head	Amount
1.	Honorarium for Taking Contact Classes (Rs. 2,000/- per session)	1,20,000
2.	Travel Expenses of Guest Faculty	40,000
3.	Accommodation & Food for Guest Faculty	50,000
4.	Honorarium for Preparation of Modules (Rs.1,20,000/- per paper)	4,80,000
5.	Cost of Printing, Photocopying and binding of Study Materials	50,000
6.	Honorarium for Examination Paper Evaluation (Rs. 100/- per paper)	40,000
7.	Honorarium for Project Evaluation (Rs. 200/- per project)	80,000
8.	Honorarium for Dissertation Evaluation (Rs. 500/- per dissertation)	50,000
9.	Honorarium for the Coordinators (Rs. 50,000/- per annum)	1,00,000
10.	Honorarium for the DEO (Rs. 25,000/- per annum)	25,000
11.	Honorarium for the Attendant (Rs. 10,000/- per annum)	10,000
12.	Contingency (To be used in case of shortage of amount in any of the above heads and also for other future expenditures relating to the course)	50,000
13.	Marketing and miscellaneous	1,00,000
Total		11,95,000

DRAFT COURSE OUTLINE OF POST GRADUATE DIPLOMA PUBLIC HEALTHCARE AND MEDICAL LAWS *

1. LAW AND THE LEGAL SYSTEM IN INDIA WITH SPECIAL EMPHASIS ON THE HEALTH CARE SECTOR:

AIM OF THE PAPER:

- To familiarize the student with the concept of 'law' and the two major legal systems operative in the world today – the civil law and common law traditions and highlight the attributes of the system followed in India;
- To acquaint the student with the legal system, the law making procedure in India and the role played by the legislature, executive and the judiciary in the legal process and to shed light on the concept of delegated or subordinate legislation;
- To make the student aware of the important branches of law and their applicability in India.
- To make the student aware of the State's responsibility of imparting health care facilities to its citizens, the need and importance of the State's obligation in this field, the Constitutional provisions from which the right to health stems and the powers vested on the Centre and the States to legislate on the subject;
- To delineate and familiarize the students with the health care delivery system in India; the various policy frameworks adopted by the Government in the field of medicine and health care.
- To apprise the student with the various statutory provisions pertaining to health and medicine in India.

CONTENTS OF THE PAPER:

1. MODULE 1- INTRODUCTION TO LAW AND THE LEGAL SYSTEMS
 - 1.1 Law – definition
 - 1.2 Sources of law
 - 1.3 Major legal systems of the world
 - 1.4 Attributes of the legal system followed in India
 - 1.5 Relationship between international law and municipal law

* This is a draft outline of the syllabus which may be subject to change in the due course of time.

2. MODULE 2 – FORMULATION OF LEGAL NORMS IN INDIA

2.1 Separation of powers

2.2 Constitution as the grundnorm

2.3 Role of legislature in law making

- 2.3.1 Passage of Bills
- 2.3.2 Amendment of laws

2.4 Role of the judiciary in law making

- 2.4.1 Judicial precedents
- 2.4.2 Judicial activism
- 2.4.3 Judicial review

2.5 Role of executive in formulation of legal norms

- 2.5.1 Delegated legislation
- 2.5.2 Types of delegated legislation

2.6 Classification of laws

- 2.6.1 Public and private laws
- 2.6.2 Substantive and procedural laws
- 2.6.3 Civil and criminal laws

MODULE 3 – IMPORTANT BRANCHERS OF LAW AND THEIR APPLICABILITY IN INDIA

3.1 Law of contract

3.2 Law of tort

3.3 Law of evidence

3.4 Environmental law

3.5 Labour laws

3.6 Administrative law

3.7 Corporate laws

3.8 Alternate Dispute Redressal Mechanisms

MODULE 4 – CONSTITUTIONAL PROTECTION TO HEALTH CARE

- 4.1 State's consciousness towards health care.
- 4.2 Constitution and the right to health
- 4.3 Role of the Centre and States in health care.
- 4.4 Judicial pronouncements
- 4.5 Noteworthy international instruments on health ratified by India

MODULE 5 – THE SYSTEM OF HEALTH CARE ADMINISTRATION IN INDIA

- 5.1 The organizational set-up of health care administration in the Centre.
- 5.2 The organizational set-up of health care administration in the States and Union Territories.
- 5.3 The organizational framework of the health care system in the district level.
- 5.4 Laws relating to local self governments and the provisions that deal with public health parameters therein.
- 5.5 Various central and state level policies and programs directed towards health care and health insurance in India

MODULE 6 – STATUTORY PROVISIONS PERTAINING TO HEALTH CARE

- 6.1 Overview of the public health Acts of various states
- 6.2 The Clinical Establishments (Registration and Regulation) Act, 2010
- 6.3 Overview of laws governing the qualification, practice and conduct of medical professionals.
- 6.4 Laws governing professional training and research
- 6.5 Other laws pertaining to the health sector like laws governing medical insurance

2. LEGAL ASPECTS OF HEALTH CARE AND HOSPITAL ADMINISTRATION

AIM OF THE PAPER:

- To familiarize the student with the various aspects of hospital administration and the various stakeholders of the health care sector.
- To acquaint the students with the laws that the hospital authorities have to comply with pertaining to the sale or storage of drugs etc.
- To make the students aware of the pollution control and environmental legislations that a hospital has to adhere to.

- To enlighten the students about the important labour laws applicable to hospital administration.
- To give a brief overview of the regulation of the medical device market in India and to throw light on the management of clinical and non-clinical services
- To apprise the student about the various doctrines of jurisprudence applicable to the medical field and the duty owed by the hospitals towards patients in cases of emergency.

CONTENTS OF THE PAPER:

MODULE 1- HOSPITAL AND THE LAW

- 1.1 Need for regulation of hospitals by the law
- 1.2 Different stakeholders of the health care sector
- 1.3 Alternative systems of medicine prevalent in India and their regulation by the law
- 1.4 Organization and regulation of hospitals in the private and the public sector
- 1.5 Hospital management issues and the law

MODULE 2 – LAWS GOVERNING THE SALE AND STORAGE OF DRUGS

- 2.1 Need for regulation of the sale and storage of drugs by the law
- 2.2 The Drugs and Cosmetics Act, 1940 and the concomitant Rules
- 2.3 Blood Bank Regulations under Drugs and Cosmetic (Second Amendment Rules
- 2.4 The Drugs Control Act, 1950
- 2.5 Penal provisions pertaining to drugs

MODULE 3 – LAWS PERTAINING TO ENVIRONMENTAL SAFETY APPLICABLE TO HOSPITALS AND CLINICAL ESTABLISHMENTS

- 3.1 Biomedical Waste (Management and Handling) Rules, 1998 as amended in 2000
- 3.2 Environment Protection Act and Rules
- 3.3 Air (Prevention and Control of Pollution) Act, 1981
- 3.4 Water (Prevention and Control of Pollution) Act, 1974
- 3.5 Provisions of the India Penal Code, 1860 pertaining to environmental safety

MODULE 4 – LABOUR AND SOCIAL WELFARE LAWS APPLICABLE TO HOSPITALS

4.1 Labour welfare legislation

- 4.1.1 Industrial Disputes Act, 1947
- 4.1.2 Trade Unions Act, 1926
- 4.1.3 Payment of Wages Act, 1936
- 4.1.4 Minimum Wages Act, 1948
- 4.1.5 Workmen's Compensation Act, 1923
- 4.1.6 Equal Remuneration Act, 1976

4.2 Social welfare legislation

- 4.2.1 Maternity Benefit Act, 1961
- 4.2.2 Prohibition of employment of child labourers
- 4.2.3 Prevention of Sexual Harassment at Workplace

4.3 Social security legislation

- 4.3.1 Payment of Bonus Act, 1965
- 4.3.2 Payment of Gratuity Act, 1972
- 4.3.3 The Employees' Provident Fund and Miscellaneous Provisions Act, 1952
- 4.3.4 Employees State Insurance Act, 1948

4.4 Corporate Social Responsibility of hospitals

MODULE 5 –REGULATION OF MEDICAL DEVICE INDUSTRY IN INDIA AND THE MANAGEMENT OF CLINICAL AND NON-CLINICAL SERVICES

- 5.1 Overview and importance of regulation of medical device industry
- 5.2 Current regulatory structure
- 5.3 Types and classes of medical devices
- 5.4 Laws applicable for:
 - 5.4.1. export and import restrictions
 - 5.4.2 advertising
 - 5.4.3 sales and promotion of medical devices,
 - 5.4.4 patentability of medical devices etc.

5.5 Regulation of private clinics, non-clinical services like support and utility services, therapeutic and diagnostic services, ambulance services etc.

5.6 Laws governing safety of patients with regard to the use of medical devices

5.5.1 Atomic Energy Act, 1962

5.5.2 Atomic Energy (Radiation Protection) Rules, 2004

5.5.3 Radiation Surveillance Procedure for Medical Applications of Radiation, 1989

5.5.4 The Safety Code for Medical Diagnostic X-ray Equipment and Installations

5.5.5 Medical Devices Regulation Bill, 2006

5.5.6 The Drugs and Cosmetics (Amendment) Bill, 2013

MODULE 6 – GENERAL NORMS OF JURISPRUDENCE APPLICABLE IN HOSPITAL ADMINISTRATION

6.1 Vicarious liability

6.2 Res ipsa loquitor

6.3 Role played by the hospital in cases of emergency or accidents etc

6.4 Death on table

6.5 Management of issues arising due to death on table

3. INTERFACE BETWEEN THE STAKEHOLDERS IN THE HEALTH SECTOR

AIM OF THE PAPER:

- To delineate the nature of the medical profession and the regulation of the medical professional through professional bodies;
- To identify the nature of the relationship that exists between the patient or other recipients of medical services and the doctors or other caregivers; to familiarize the students with the rights and responsibilities of the patients
- To apprise the students about the role played by the doctors in the various court proceedings
- To deal with issue of consent and medical treatment
- To understand the importance of confidentiality with special emphasis on the treatment of HIV/AIDS patients
- To understand the concept of medical negligence and the remedies available to the doctors and patients.

CONTENTS OF THE PAPER:

MODULE 1- THE MEDICAL PROFESSION

- 1.1 Understanding the concept of profession and the nuances of the medical profession
 - 1.1.1 The structure and system of medical education & training in India.
 - 1.1.2 The healthcare delivery systems in India – contemporary history and future directions.
 - 1.1.3 The practice of clinical medicine – occupational psychology and cognitive analysis.
- 1.2 Regulatory bodies of the medical profession
- 1.3 Regulation of the health professionals by the professional bodies
- 1.4 Code of Medical Ethics etc.
- 1.5 Need for regulation of the medical education

MODULE 2 – RELATIONSHIP BETWEEN RECIPIENTS OF MEDICAL CARE AND THE OTHER STAKEHOLDERS OF THE HEALTH SECTOR

- 2.1 Relationship between doctor and patient and its duration
 - Under the law of torts,
 - Under the law of contract
- 2.2 The duty of care owed to the patient by the doctors
- 2.3 Association between hospital and patient
- 2.4 Interface between recipients of medical care and the providers of diagnostic or other therapeutic services
- 2.5 Rights and responsibilities of recipients of medical care towards the other stakeholders of the health sector

MODULE 3 – DOCTORS AND THE JUDICIARY

- 3.1 Evidence of doctors in criminal cases
- 3.2 Medical certificates, proving mental illness, assessing psychiatric injury determination of age
- 3.3 Dying declaration, extra judicial confession by a doctor
- 3.4 Narco-analysis, brain mapping and Lie-detectors, paternity testing

- 3.5 Evidence of doctors in civil cases:
 - 3.5.1 Motor Accident Claims Tribunal Cases
 - 3.5.2 Workmen's Compensation Act
 - 3.5.3 Matrimonial proceedings

MODULE 4 – ROLE OF CONSENT IN MEDICAL CARE

- 4.1 Need for consent in medical treatment
- 4.2 Consent in various stages of treatment
- 4.3 Components of informed consent
- 4.4 Attributes and contents of a consent form
- 4.5 Consent and some complex issues of medical intervention

MODULE 5 – CONFIDENTIALITY AND MEDICAL PRACTICE

- 5.1 Right to confidentiality of patients
- 5.2 Duty of medical practitioners to maintain health privacy
- 5.3 Medical Council of India (MCI) Code of Ethics Regulations
- 5.4 HIV/AIDS and the issue of confidentiality
- 5.5 Liability of doctors for violating confidentiality

MODULE 6 – MEDICAL NEGLIGENCE

- 6.1 Medical negligence – definition
- 6.2 Liability of the health care provider
 - 6.2.1 Under criminal law
 - 6.2.2 Under the Consumer Protection Act, 1986
 - 6.2.3 Under the law of tort
 - 6.2.4 Under the law of contract
- 6.3 Complaint mechanism for breach of duty of health care providers
- 6.4 Remedies that can be availed of by the patient or recipient of medical service
- 6.5 Precautions and defences that may be taken by doctors and hospitals to avert and defend medical malpractice suits
- 6.6 Concept of indemnity insurance

4. EMERGING ISSUES IN THE FIELD OF MEDICAL LAW AND HEALTH CARE

AIM OF THE PAPER:

- To update students about the issues that are emerging in the field of medicine and apprise them about their legal ramifications.
- To tackle some of the contentious issues in the medical field that are on the rise to the likes of euthanasia or mercy killing, organ transplantation, abortion and reproduction, clinical research etc. from the legal and ethical perspective

CONTENTS OF THE PAPER:

MODULE 1- ABORTION

- 1.1 Abortion and its types
- 1.2 Abortion and the debate of law and morality
- 1.3 Penal provisions – IPC
- 1.4 MTP Act, 1971
 - 1.4.1 Situations under which pregnancy can be lawfully terminated
 - 1.4.2 Persons authorized to terminate pregnancy
 - 1.4.3 Place where pregnancy can be lawfully terminated
 - 1.4.4 Consent
- 1.5 Pre-conception and Pre-natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994
- 1.6 Guidelines for ART Clinics in India
- 1.7 Other debatable issues- immunity to a medical practitioner, terminating the pregnancy of
 - 1.7.1 a minor
 - 1.7.2 a mentally ill patient,

MODULE 2 – ASSISTED REPRODUCTION

- 2.1 Ethical and legal debate on assisted reproduction
- 2.2 Methods involved in assisted reproduction- artificial insemination, in vitro-fertilization, embryo transfer etc.
- 2.3 Surrogacy in India
- 2.4 ICMR Guidelines on surrogacy
- 2.5 Assisted Reproductive Technologies (Regulation) Bill

MODULE 3 – ORGAN TRANSPLANTATION

- 3.1 Ethical, social and legal considerations of organ transplantation
- 3.2 Transplantation of Human Organs Act, 1994,
- 3.3 MCIR guidelines for live donor transplants, cadaver donor patients, recipients of transplants,
- 3.4 Donors who are incompetent to give consent-minors and mentally ill patients
- 3.5 Medical tourism

MODULE 4 – CLINICAL RESEARCH

- 4.1 Ethical aspects of clinical research
 - 4.1.1 Ethical Guidelines for Bio-medical Research on Human Subjects, 2000,
 - 4.1.2 ICMR rules governing medical research
- 4.2 Legal regulations
 - 4.2.1 Drugs and Cosmetics Act and Rules
 - 4.2.2 Penal provisions – IPC
 - 4.2.3 Considerations under law of tort
- 4.3 International guidelines on clinical trials
 - 4.3.1 Nuemberg Code
 - 4.3.2 Declaration of Helsinki
- 4.4 Consent and Confidentiality
- 4.5 Sharing of benefits and compensation for subjects of research
- 4.6 Medical inventions and patents

MODULE 5 – AUTOPSY

- 5.1 Meaning of autopsy
- 5.2 Reasons for conducting medico-legal autopsies
- 5.3 The Indian law on autopsy
- 5.4 General guidelines for conducting the Post-mortem examination
- 5.5 Second autopsy
 - 5.5.1 When required and
 - 5.5.2 Legal provisions in India.

**MODULE 6 – END OF LIFECARE ISSUES AND EUTHANASIA OR MERCY
KILLING**

6.1 Scientific aspects of 'brain death' and 'end of life care' issues

**6.2 Dilemmas in 'end of life care' due to socio-economic considerations and
its legal perspective**

6.3 Euthanasia - Ethical aspects of euthanasia

6.4 Constitution and euthanasia

6.5 Current Indian position on euthanasia

10. Introduction of online Diploma Course on Entertainment and Media Law ✓

The University would like to launch a new online Diploma course on Entertainment and Media Law.

Details of Course outlines of the same may be found attached herewith.

Submitted for perusal and further directions of the honourable members please.

Encl: Annexure VI: (Details of course outline of Diploma in Entertainment and Media Law)

AA=2
(A-4) - diploma Pa. Dept (online)
Academic Council approved and sent
to Institute to regulate.
Institute will go ahead after
these courses to regulate.

An Online Diploma Course on Entertainment and Media Law

By

Shameek Sen

Assistant Professor (Law), NUJS

Introduction

This course seeks to establish a co-relationship of the much-flaunted Constitutional objective of Right to Freedom of Speech and Expression, and existing Rights and Restrictions governing the fourth estate, an essential pillar of Democratic Governance. Since the course is titled 'Entertainment and Media Law', it covers elements in excess to what a standard 'Law of the Press' course would cover. In addition to the press, this course would address the other industries actively involved in providing communication linkages and disseminating information, both commercial and non-commercial in nature. Thus, advertising, broadcasting, the cinema and the music industry are also potential subjects of study in this course.

For this course, the students should not restrict themselves to the online study module only. Since this is an emerging jurisprudence, newer developments of the law are always to be incorporated in one's ambit of knowledge. However, as a starting point, the students are required to read, in addition to all that is recommended in the module, articles on relevant issues from the internet, online repositories, free speech platforms etc., that will be identified and pointed out to the students at the introduction stage itself.

Salient Features of the Course

- There is an increasing demand for such diploma programmes/ courses on Media Law, especially among the journalistic fraternity.
- With the ever-widening mediascape, courses like these can provide a student with first hand tools of legal knowledge about the rights and limitations of the media, and can be instrumental in being a key to numerous career opportunities, both in the media and legal profession.
- There are Media Law courses in National Law Schools, and courses on journalism in different university departments. But, a course like this will be instrumental in effectively bridging the gap between the two.

Objectives

- To identify to value of free speech in a democratic society.
- To understand the different facets of the Fundamental Right to Freedom of Speech and Expression, and the ambits of the reasonable restrictions to the same.

- To identify the different models of regulation of the media, especially in light of the legal and regulatory complexities posed by the ever-emerging branches of media like the social media.
- To gather knowledge about laws and regulations affecting different forms of media – print, broadcasting, advertising and film media.

Target Group

- Graduates from any field – science, commerce or humanities.
- Law students who have completed their third year in any Bar Council of India recognized B.A./B.Sc. LL.B. course (five years) are also eligible.
- Any working journalist who holds a valid accreditation/ license from the competent authorities is also eligible.

Methodology

- The duration of the course shall be **ONE YEAR**.
- The modules will be uploaded online, at the beginning of every month. At the end of every module, there will be an examination, which will be multiple choice based. Only upon successful completion of the examination of a module (securing a pass mark), will the student be allowed to move to the next module. Thus, essentially, a student will have one month (and unlimited attempts) of completing a module.
- There will be six such modules which are to be completed over the period of the first six months. The remaining six months will be devoted to writing a research thesis (of 10,000 words limit) on a topic of the student's choice from out of a list circulated to them. A student will be allowed to start working on his/her thesis only after successfully clearing all the six modules.
- There will be designated contact hours every week when the course instructor will be available online (via skype/ online chat) to clear doubts and difficulties of the students.

Modules

- **Module One – Media, Law and Society**

This module will introduce the students to the different forms of media – traditional forms of media like press, literature, films, broadcasting and advertisement, and the 'new media' like the online media and other emerging phenomenon like citizen journalism etc. In addition, the omnipotent role of the media as a reflection of societal concerns will be looked at. The other side of the coin i.e., the societal responses to media reports will also be studied. In this context, theories on Media by scholars like Harold Innis, Marshal McLuhan, Jurgen Habermas, Jean Baurdrillard and John Thomson will be referred to. Also to be discussed in this context would be different models of regulation of the media – from state-

controlled 'command and control' modes of regulation to the contemporary phenomena of self-regulation by the peers in the industry themselves.

- **Module Two – Media, Free Speech and the Constitution of India**

This module will look at A/19 (1) (a) of the Indian Constitution, which guarantees a free speech and expression, in the backdrop of A/19(2), which lays down the 'Reasonable Restrictions' to the exercise of such Rights. The different concomitant Rights associated with A/19(1)(a) like Right to Broadcast, Right to Criticize, Right to Advertise etc., will be looked at. In this context, the module will also throw some light on the Right to Privacy in the backdrop of new-found practices like sting journalism and incidents like the Niira Radia expose. Also to be discussed in course of this discussion would be Right to Publicity – a concomitant right of the celebrities to commercially exploit (and prevent unwarranted commercial exploitations) of attributes of their persona. Similarly, another important tool made use of by the media, the Right to Information, will be looked, both in terms of the statutory provisions and otherwise. The module will trace the history of the Right to Information (RTI) movement and the evolution of the Right to Information as an important tool of ensuring transparency in governance and public life. It will, in addition to studying the various provisions of the RTI Act, look at phenomena like whistle blower protection, and right to know the Criminal antecedents of the electoral candidates.

- **Module Three – Media and the 'Reasonable Restrictions'**

This module will look into the imposition of reasonable restrictions by the state on the unbridled enjoyment of the freedom of speech and expression. In this context, three such grounds of imposition of reasonable restriction will be discussed as case studies – morality and decency, contempt of court and defamation. The module will thus deal with the ever-evolving trends of the restriction regime in India, and compare it with the US and the UK positions.

- **Module Four – Advertising Media and its Regulations**

Commercial Speech has of late become an important component of A/19(1) (a), owing to its increased importance in a fast-moving consumerist Society. Different facets of this Right and its regulation, including self-regulation by the Advertising Standards Council of India (ASCI) will be studied. In this context, advertising practises like comparative advertisement, surrogate advertisement, ambush marketing etc. will be discussed at some details, along with the means of regulation for the same.

- **Module Five – Broadcasting Media and its Regulations**

Radio (AIR and FM Channels) and the Television have a wide reach, and are often the battlefields of conflicting commercial interests, and the battle over TV Rights of the Cricket Tournaments seems to suggest. This module looks at the functioning of the state run, as well as non-state run broadcasting media, in the backdrop of the wide prescriptions of the Cable

Television Network Act, and seeks to pertaining to this form of media – Cricket Broadcasting, CAS/DTH, TV Censorship etc. Also to be discussed in this module are different roles played by self-regulatory available in the Broadcasting media, like the IBF, the NBA/ NBSA etc. Also, contemporary developments like compulsory Terrestrial Transmission of Lok Sabha and Rajya Sabha proceedings, reporting of court proceedings etc. will be discussed in this module.

- **Module Six – Other Relevant Themes**

This part will sum up the course, by looking into recent controversies and issues that have arisen in the recent past or will arise in course of the Diploma programme. Examples include the Role of Media in Elections and Emergency, the phenomena of Paid News and Private Treaties, legal framework governing the online media and social networking sites like Facebook and Twitter, and a host of other topics, as per the students' demands and requirements.

Fee Structure

Since this course purports to be a professional course, the registration fee for this course has been proposed to be Rs. 25,000/- (Rupees Twenty Five Thousand Only), or as the university authorities deem fit.

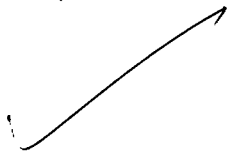
11. Introduction of Diploma Course in Competition Law and Policy

The University would like to launch a new Diploma course in Competition Law and Policy.

Details of Course outlines of the same may be found attached herewith.

Submitted for perusal and further directions of the honourable members please.

Encl: Annexure VII: (Details of course outline of Diploma in Competition Law and Policy)



Approved-

COURSE PROPOSAL FOR DIPLOMA COURSE ON COMPETITION LAW & POLICY

*Course Instructor: Shouvik Kumar Guha, Assistant Professor, The W.B. National University of
Juridical Sciences*

Overview: Growing Importance of Competition Law and Need for this Course

Competition law is a legal discipline that is witnessing rapid and exponential growth in the recent times in true reflection of the increasing popularity of the free market economy and globalized business transactions. Often considered an essential handmaiden to efficient trade, the ultimate *raison d'être* of competition law is to secure consumer interest and welfare. Competition can bring about greater productive, allocative and dynamic efficiency in the market economy through innovation, technological development, lower price and better quality of product and service offered to the consumers. The need for competition law arises owing to the tendency of the market to suffer from occasional failures and distortions and the penchant of various players to resort to anti-competitive practices such as cartelisation, abuse of dominant position etc. that can have an adverse impact on overall market efficiency and consumer welfare. The pervasive presence of competition law cutting across sectoral barriers to spread into the depths of business functions of a wide and varying range is what has led to the generation of a high demand for competition law-related awareness, compliance and enforcement. Not a single collaborative agreement between market players, or a solitary acquisition or merger, or strategic business policy and action can escape the mandates prescribed under competition law. That is the reason why the diploma course on competition law and policy has the potential to be a great success among both students, as well as professionals.

Course Objective and Target Group

The course is intended to provide an initial fundamental overview of the need for competition law in marketplace, its role in various businesses, the underlying economic rationale for this law and the basic features of competition law and policy in general. Subsequently, it intends to impart an advanced insight into the specific concerns addressed by the Competition Act, 2002, viz. anti-competitive agreements, abuse of dominance and combinations, along with competition advocacy. It is also going to discuss the role played by the Competition Commission of India in the competition framework of the country, the interface of this

discipline with other branches of law such as Intellectual Property, Corporate Law and Consumer Protection Law as well as strategic business decisions and objectives and the various features of the National Competition Policy along with the challenges lying ahead.

The course is meant to cater to both students of law, business management, economics, chartered accountancy and company secretaryship, as well as to practitioners, academics and working professionals. The course intends to provide such target groups with valuable skills that would lead to creation of career opportunities and growth in regulatory bodies, in-house corporate legal departments, law firms, research organizations and educational institutions.

The aim of the course is to enable students to critically reflect upon the basic principles and policies at the heart of competition law. In particular, the course intends to help the students understand how the law governs business practices that may restrict competition in economic markets through private and public enforcement and analyse how competition law can curb anticompetitive activities and facilitate free competition. At the end of the course, students should be able to:

- (i) understand how competition law controls cartel and other anti-competitive agreements and concerted practices, the abuse of monopoly power, mergers and acquisitions;
- (ii) gain insight into the enforcement of competition law through private enforcement and via the investigations of the Competition Commission of India;
- (iii) critically reflect upon the economic principles underpinning the definition and control of anti-competitive practices;
- (iv) apply the law to solve practical problems concerning the control of anti-competitive practices;
- (v) critically analyse how far the law facilitates the promotion of free competition; and
- (vi) develop their own critical perspective concerning how law should and could control anti-competitive practices and the role of India in developing this law, as compared to other established jurisdictions such as the U.S.A., the E.U. and South Africa, to name a few.

Course Outline

Paper I: Introduction to Competition Law and Economics

In the various units of this paper, the meaning of competition and several market structures, the underlying economic principles, the roles envisaged for competition regulations in a

market economy and the relationship of various businesses with competition law will be discussed.

Paper II: Evolution of Competition Law and Policy across Different Jurisdictions

In the various units of this paper, the need for competition policy and its interaction with different other policies such as trade, intellectual property, disinvestment etc. and the manner in which such policies can contribute to the overall economic development of the country will be discussed, along with an overview of the evolution of such laws across jurisdictions like the U.S.A., the E.U., India, South Africa etc.

Paper III: Anti-Competitive Agreements

This paper deals with the various forms of collusive agreements that can have adverse impact on market competition, both horizontal and vertical in type, and the manner in which such agreements have been sought to be regulated under the competition law provisions of various jurisdictions. Case studies relating to prominent cartels and other forms of agreements are also going to be presented in this paper.

Paper IV: Abuse of Dominance

This paper will focus on identification of the relevant market, including both the product market and the geographical market, determination of dominance in such market, the various avenues through which an entity can seek to abuse and leverage its dominance in one or more of such markets and the ways in which competition authorities across different jurisdictions have sought to regulate and nullify such instances of abuse.

Paper V: Combination Control and Regulations

The various units associated with this paper will seek to discuss the various combinations dealt with inside the ambit of competition law, the need for regulating combinations, prescribed thresholds, modalities of review, stances taken by the competition enforcement authorities and defences and exceptions built within the legal framework across jurisdictions.

Paper VI: Competition Commission of India: Powers and Responsibilities

This paper is going to talk about the powers of the Competition Commission of India under the provisions of the Competition Act, 2002 and assorted rules and regulations, as well as its various responsibilities and the remedies it can provide under the Act, along with other

enforcement mechanisms provided under the same. The various jurisdictional conflicts involving the CCI and other regulators like the TRAI, SEBI, RBI etc. will also be discussed here.

Paper VII: Competition Advocacy and National Competition Policy

This paper is going to discuss the various facets of the National Competition Policies in India and the extent to which they have been incorporated under the various regulatory provisions, including the criticisms levelled at such policies. It will also deal with the unique responsibility of the Competition Commission provided under the Competition Act, 2002, viz. competition advocacy and the steps taken by the Commission in pursuit of the same.

Paper VIII: Interface between Competition Law and Other Disciplines and Challenges ahead

This concluding paper is going to look at the different situations in which it interacts, coexists or comes into conflict with other legal disciplines such as intellectual property law, consumer law, trade law and corporate law, along with the new emerging challenges in this discipline and possible suggestions to meet such challenges in the days to come, as well as the manner in which lessons from competition law can be made a part of strategic business objectives.

Course Duration

One calendar year. A student will be provided an additional period of one year to complete the course, after which registration will have to be renewed.

Course Methodology and Evaluation

The course will be delivered completely through the online platform established under the aegis of the W.B. National University of Juridical Sciences. The contents of the various papers and units will be uploaded on a dedicated website and the student will be provided with a unique registration identification number and password to access the same. The completion of every unit will be followed by a set of online questions providing multiple-choice based pattern of answers. The student needs to successfully complete all the questions and secure the necessary pass-marks (a minimum of 40%) to proceed to the next unit/paper. The student will also be required to submit two research papers throughout the course, of 3000 words each, from a list of topics made available to him/her. Each paper will carry 50 marks. The student needs to secure a minimum of 40 marks to successfully complete the

course. Apart from the contents of the papers, topic-specific lectures in the form of video recordings may be uploaded on the website for the students to access them.

Eligibility

The following people are eligible to participate in the diploma course:

- A graduate in any discipline from an institution recognised by the UGC or any other regulatory body.
- A student in his/her final year of graduation in any discipline from an institution recognised by the UGC or any other regulatory body (subject to successful completion of graduation within specified timeline).
- A student of a five year integrated programme (in an institution recognised by the UGC or any other regulatory body), who is in his/her third year or above.
- An International student who has graduated from a recognized university. (Regarding the recognition status of the foreign university, the student should produce the relevant document/declaration at the time of admission, and such admissions will be subject to due approval).

Course Fees

For Professionals: INR 25,000/-

For Students (subject to satisfaction of the authorities concerned regarding proof of status):
INR 20,000/-

12. Recast of names of External Examiners/Evaluators for Ph.D./M. Mphil/LL.M

The following names are proposed to be included in the existing approved list of external Examiners/Evaluators for Ph.D/M.Phil/LL.M. programmes.

- 1.
- 2.
- 3.

Submitted for the perusal and further directions of the honourable members.

Ac accredited
VC to nominate
members in the permanent
list of external examiners

13. Inclusion of new members in Recruitment Panel

Due to retirement of the members of the existing members of Panel for recruitment of the faculty members, need is felt to include new members in the existing panel for recruitment.

<u>Names of Existing Panel Members</u>	<u>Proposed inclusion of members</u>
<ol style="list-style-type: none"> 1. Prof. I.G.Ahmed, Calcutta University 2. Prof. Gangotri Chakraborty, North Bengal University, West Bengal 3. Prof. A. Lakshminath, Vice Chancellor, Chanakya NLU, Patna 4. Prof. Gurjeet Singh, Vice Chancellor, National Law University, Assam 5. Prof. A. Venkat Rao, Vice Chancellor, NLSIU, Bangalore 6. Prof. Faizan Mustofa, Vice Chancellor, NALSAR Law University, Hyderabad 7. Prof. V. Nagaraj, Vice Chancellor, NLU Odisha, Cuttack 8. Prof. N. Balu, Vice Chancellor, NUALS, Cochin 9. Prof. N.S. Gopalakrishnan, CUSAT, Cochin 10. Prof. Gurdeep Singh, Vice Chancellor, RM Lohia NLU, Lucknow 11. Prof. K. Elumalai, Professoer of Law, Director, IGNOU School of Law 12. Prof. K.M. Hanumantha Rayappa, Bangalore University, Bangalore 13. Prof. C. Basavaraju, University of Mysore 14. Prof. Dilip Okhey, Pune University 15. Prof. Usha Razdan, Delhi University 16. Prof. Paramjit Jaiswal, Vice Chancellor, RGNLU, Patiala 17. Prof. B.P.Dwivedi, Professor of Law, NBU, West Bengal 18. Prof. Nirmal K. Chakraborty, KIIT Law School 19. Prof. Shubram Rajkumar, Guwahati University, Guwahati 20. Prof. Subir Bhatnagar, Dr. Ambedkar Central University, Lucknow 21. Prof. Manik Chakraborty, Burdwan University 22. Prof. Ranbir Singh, VLU Delhi 23. Prof. A.K.Kaul, Ranchi NLU 24. Prof. S.K.Raina, Delhi University 25. Prof. F.K. Jayakumar, Osmania University 	<p><i>the panel</i></p> <p><i>many have been included -</i></p> <p><i>Prof. Jose Hughes - Cochin Univ</i></p> <p><i>Prof. Pooja Suresh - Jodhpur National Univ.</i></p> <p><i>Prof. Vijayendra - KSSU National Univ.</i></p> <p><i>Dr. Sri Krishna Rao - National Univ. of Odisha.</i></p>

Put up for the perusal and further directions please.

Submitted.

It is proposed to include following members in the recruitment panel:

- | | | | |
|-------|---------------------------|---|---------------------------------|
| (i) | Prof. Rose Verghese | - | Cochin University |
| (ii) | Prof. Poonam Saxena | - | Jodhpur National Law University |
| (iii) | Prof. Vijayendra | - | Assam National Law University |
| (iv) | Prof. Sri Krishna Dev Rao | - | National Law University, Orissa |

14. Conversion of unadmitted reserved seats in LL.B/LL.M course

It has been observed that after the admission process, a number of reserved seats are not fulfilled/admission not taken by respective category students. Thus seats remain vacant.

It is proposed that the vacant seats may be filled up.

The following shall be the procedure to fill up the unadmitted category seats to the categories as per the following norms.

<u>Category</u>	<u>To be converted to</u>	<u>To be converted to</u>
Scheduled Caste (SC)	→ ST	→ General
Scheduled Tribe (ST)	→ Scheduled Caste (SC)	→ General
Foreign National (FN)	→	→ Non Resident Indians (NRI)
Physically Handicapped (PH)	→	→ General

The above proposal may be perused and further direction may be given.

Submitted.

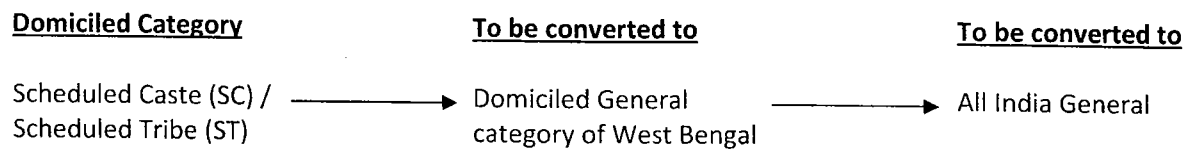
Proposed →
There should be
specific rules on admission.
Particularly conversion rules in
absence of that we
follow this we will
concern policy.

15. Change of Procedure of Admission for West Bengal Domicile seats

10 seats have been earmarked in LL.B course for domicile of West Bengal among the various categories.

It is proposed that the distribution/admission of these domiciled seats shall be on the basis of merit of the CLAT rank.

In case seats are not filled up by the respective domiciled categories, the vacant seats shall be open to categories as proposed below:



The above proposal is put up for the perusal of the honourable members and for their further directions please.

Approved

Reporting

1. Appointment of faculty members

The following faculty members have been appointed by the University for teaching purpose during the last academic session 2014-2015:

- (I) Ms. Ankita Chakraborty – Assistant Professor, Sociology ✓
- (II) Mr. Mahesh Menon – Assistant Professor, Law ✓
- (III) Mr. Nizamuddin Ahmed Siddiqui – Assistant Professor, Law ✓
- (IV) Mr. Arun Krishnan – Assistant Professor, Law ✓

Submitted for information of the members.

Amend ad noted.

Reporting

2. Admission in LL.B & LL.M course

Admission in LL.B and LL.M course during the academic year 2015-16, is reported here. The list of the admitted students has been annexed as Annexure VIII & IX for kind perusal of the members.

Encl: Annexure VIII: (List of Students admitted to LL.B programme in 2015)

Annexure IX: (List of Students admitted to LL.M programme in 2015)

→
Annexure & subd.
Recy → Catalogue for the university
in India

LIST OF STUDENTS ADMITTED TO B.SC./B.A. LL.B (HONS.) PROGRAMME IN 2015-16

SL. No.	WBUJS Roll No.	Section	Name
1	215001	A	RONGEET PODDAR
2	215002	A	SHREYA SINGHI
3	215003	A	ANIRUDH KRISHNAA K.
4	215004	A	ARBINA DEY
5	215005	A	HEMANT SINGH
6	215006	A	AMRITA GHOSH
7	215007	A	MOHAMMAD ZAID
8	215008	A	DEBANGA BHUSAN GOSWAMI
9	215009	A	PAUL T THOTTAN
10	215010	A	VARUN KRISHNAN K
11	215011	A	SHAURYA MITTAL
12	215012	A	AMAN GOYAL
13	215013	A	SHRESHTH SINGH TOMAR
14	215014	A	ADITYA AGRAWAL
15	215015	A	DEVVRAT SINGH SHAKTAWAT
16	215016	A	ROHIT DHALARIA
17	215017	A	ARYAN AGRAWAL
18	215018	A	JATIN SHARMA
19	215019	A	ARKA BANERJEE CHOUDHURY
20	215020	A	SHIVAM SHARMA
21	215021	A	SHREYA MISHRA
22	215022	A	AASHWYN SINGH
23	215023	A	ADITYA
24	215024	A	TANVI CHITRANSHI
25	215025	A	JAI KUMAR SHARMA
26	215026	A	ANKIT SINGH SIKARWAR
27	215027	A	ROHAN JAIN
28	215028	A	ROHIT SHARMA
29	215029	A	SOLOMON D. SONE
30	215030	A	ANJANESH VATSA
31	215031	A	PANKAJ AGARWAL
32	215032	A	NEELAM TRIPATHI
33	215033	A	DEVASHEESH PATHAK
34	215034	A	ISHANI MOULIK
35	215035	A	GEORGE J MOOLAMKUNNAM
36	215036	A	TANVI ANAND
37	215037	A	ARJUN SHYAMAL TIKADAR
38	215038	A	BINISH KUMAR
39	215039	A	DIPSHIKHA DHAR
40	215040	A	KSHITIZ GOHIL
41	215041	A	RAJA AGRI
42	215042	A	GYAN PRAKASH PUTTE
43	215043	A	ANKIT MONDAL

LIST OF STUDENTS ADMITTED TO B.SC./B.A. LL.B (HONS.) PROGRAMME IN 2015-16

SL. No.	WBNUJS Roll No.	Section	Name
44	215044	A	SANJANA SAHA
45	215045	A	PAWAN KUMAR RAJWANSHI
46	215046	A	MRINAL SINGH MEENA
47	215047	A	RAKSHA SINGH
48	215048	A	ANANYA KUMAR NIGAM
49	215049	A	ANDRE JAGGI
50	215050	A	PRIYAMBADA DATTA
51	215051	A	AHIBHUSHAN KARJEE
52	215052	A	MAHIMA CHOLERA
53	215053	A	ABHISHEK HAZARI
54	215054	A	TANUSMITA GHOSAL
55	215055	A	RISHABH ANJAY MOHNOT
56	215056	A	ARCHI CHOUHAN
57	215057	A	ANUSHKA MEHROTRA
58	215058	A	AGREEMA SANGHAI
59	215059	A	ANWESH PANDA
60	215060	A	ANMOL SHYAMAL SHETH
61	215061	A	SAUBIDHYA KUMAR VERMA
62	215062	A	ANKITA TALUKDAR
63	215063	A	ANIRUDH GOYAL
64	215064	A	VATSAL SINGH
65	215065	A	ARINDUM NAYAK
66	215066	B	PRANAY PRATEEK
67	215067	B	VARUN KHANDELWAL
68	215068	B	VARUN KANNAN
69	215069	B	MANIKA GUPTA
70	215070	B	ADITYA RAJAGOPAL
71	215071	B	SHRIKRISHNA UPADHYAYA
72	215072	B	ROCHONA MAJUMDAR
73	215073	B	VISHAL DAGAR
74	215074	B	JASMINE KHAN
75	215075	B	JASEL MUNDHRA
76	215076	B	SARATH NINAN MATHEW
77	215077	B	SAIYED KAMIL
78	215078	B	TEJAS RAJENDRA POPAT
79	215079	B	ANANT PRATAP SINGH
80	215080	B	CHAITANYA PRASAD DESHPANDE
81	215081	B	NISCHAY NILESH MAHAMBRE
82	215082	B	PRAGYA BHARTI GOYAL
83	215083	B	PAAYAS PANDIT
84	215084	B	GATHA G NAMBOOTHIRI
85	215085	B	RAHUL P S
86	215086	B	PRAKHAR MITTAL

LIST OF STUDENTS ADMITTED TO B.SC./B.A. LL.B (HONS.) PROGRAMME IN 2015-16

SL. No.	WBNUJS Roll No.	Section	Name
87	215087	B	ANANYA KUMAR
88	215088	B	AFREEN MARZBAN THANEVALA
89	215089	B	SWARNIMA JAYANTO MUKHERJEE
90	215090	B	LAKSHYA THUKRAL
91	215091	B	PRASHANT SHUKLA
92	215092	B	VIDUSHI GARG
93	215093	B	GAURAV KUMAR GUPTA
94	215094	B	AKSHITA JHA
95	215095	B	SAMARTH SHANDILYA
96	215096	B	AAYUSH SAKLANI
97	215097	B	DEVANJALI BANERJEE
98	215098	B	LAKESH KUMAR
99	215099	B	SIMARPREET KAUR
100	215100	B	SIDDHARTH SONKAR
101	215101	B	SHRITI SRINIVASAN
102	215102	B	PAWAN GHAWARIYA
103	215103	B	PRAKRITI SINGH
104	215104	B	SHREYA PURTI
105	215105	B	ANUPRIYA KUMARI
106	215106	B	ANUJA RAMESH RAMUGADE
107	215107	B	DARSHIKA MEENA
108	215108	B	A YELIKA LIZAH CHOPHI
109	215109	B	MANISHA MUNDA
110	215110	B	RISHABH BAJAJ
111	215111	B	ALEX SAHA
112	215112	B	ARNAB RAY
113	215113	B	ARJUN VARMA
114	215114	B	DISHARI BALA
115	215115	B	ADYA JHA
116	215116	B	SHUBHI AGRAWAL
117	215117	B	DAKSHITA CHOPRA
118	215118	B	RISHABH HOODA
119	215119	B	HIMANI VIPUL SHAH
120	215120	B	PRERNA ACHARYA
121	215121	B	ROMA RAJESH BHOJANI
122	215122	B	BHAVYA YOGESH NAHAR
123	215123	B	SHIVANI BIPINCHANDRA KABRA
124	215124	B	MISHI MALHOTRA
125	215125	B	RUCHIR ASH

List of admitted students in the One-Year LL.M Course -
Batch 2015 (as on 06 August 2015)

SL. NO.	ID NO.	NAME OF THE STUDENT
1	PG 21501	KAUSHIK CHOWDHURY
2	PG 21502	VRISHALI GUPTA
3	PG 21503	PRATIK MISHRA
4	PG 21504	KAVYA SRIVASTAVA
5	PG 21505	ARINDAM MITRA
6	PG 21506	SUBHAPRAD MOHANTY
7	PG 21507	ASHIANA SIDDIQUEE
8	PG 21508	NIBHA KUMARI
9	PG 21509	SAKSHI YADAV
10	PG 21510	SHWETA SAHU
11	PG 21511	SHUBHAM SHREE
12	PG 21512	PRIYANKA CHOUDHARY
13	PG 21513	ANUKANKSHA SUDHINDRA KALKERI
14	PG 21514	DIVYA JYOTI
15	PG 21515	DIVYENDU SHEKHAR
16	PG 21516	LOVELEEN SINGH
17	PG 21517	SHILPA DAS
18	PG 21518	MONALISA MINZ
19	PG 21520	KHUSHBU KUMARI
20	PG 21521	ANSHU KUMAR YADAV
21	PG 21522	SRISHTI SINGH
22	PG 21523	RAJAT BANERJEE
23	PG 21524	BAGESHREE SHARMA
24	PG 21525	KRISHNA AGRAWAL
25	PG 21527	NIKITA PATTAJOSHI
26	PG 21528	KANDARP VANITA
27	PG 21529	SOUVIK GHOSH
28	PG 21531	KUMARI PRINKI PRIYANKA
29	PG 21532	KISHAN PRATAP S DEORA
30	PG 21533	DIVYA SHARMA
31	PG 21534	TANVI SHARMA
32	PG 21535	SRIJAN MEHROTRA

List of admitted students in the One-Year LL.M Course -
Batch 2015 (as on 06 August 2015)

SL. NO.	ID NO.	NAME OF THE STUDENT
33	PG 21536	SAHELI SEN
34	PG 21537	MOHIT KUMAR PRASAD
35	PG 21538	NEELAM LAMA
36	PG 21539	RUCHITA KAUNDAL
37	PG 21541	SAMARMIT LEPCHA
38	PG 21542	RASHI DUBEY

Reporting

3. NUJS Merit cum Means Scholarship 2014-15

A number of students were awarded NUJS Merit cum Means Scholarship for 2014-15. The list of recipients of scholarship (Annexure X) is attached for perusal of the honourable members please.

Submitted.

Encl: Annexure X: (List of Students who were awarded NUJS Merit cum Means Scholarship for 2014-15)

Annexure X
—
—

Recipients of NUJS Merit cum Means Scholarship 2014 - 15

Sl. No.	I.D. No.	Year	Name of the student	Waiver of tuition fees during this semester
01.	214010	1 st	Debomita Sadhu	75%
02.	214048	1 st	Pradyumna Soni	100%
03.	214046	1 st	Shreyas Shrikant Bapat	50%
04.	214096	1 st	Anant Kumar Dwivedi	100%
05.	214003	1 st	Bhadra G. Nair	100%
06.	214009	1 st	Medha Haradhan	100%
07.	213105	2 nd	Prafful Goyal	75%
08.	213015	2 nd	Ayushi Singhal	50%
09.	212008	3 rd	H.R. Vasujith Ram	50%
10.	212060	3 rd	Atul Kumar Jha	75%
11.	211101	4 th	Chitwan Deep Singh	100%
12.	211123	4 th	Sohini Chatterjee	50%
13.	211124	4 th	Sreyan Chatterjee	75%
14.	211008	4 th	Yash Vijayvargiya	25%
15.	210072	4 th	Somak Mukherjee	75%
16.	210050	5 th	Abhinav Chandra	100%
17.	210002	5 th	Aishwarya Ayushmaan	75%
18.	210051	5 th	Arjun Bhagi	100%
19.	210038	5 th	D. Divyanshu	75%
20.	210045	5 th	Tapabrata Mukhopadhyay	75%
21.	214087	1 st	Avantika Sharma	100%
22.	214119	1 st	Priya Garg	100%
23.	213097	2 nd	Karan Mittal	25%
24.	213115	2 nd	Kirtikar Srivastava	50%
25.	213049	2 nd	Yashvi Ganeriwal	75%
26.	211133	3 rd	Vijay Kumar Sirohiwal	50%
27.	210071	5 th	Akriti Shashni	25%
28.	210028	5 th	Rishabh Sharma	75%

AA
18/2/15

Additional Agenda: 1

Report on Annual Convocation of the University

The annual convocation of the WBNUJS was held on 14th February 2015.

Hon'ble Dr. Justice Manjula Chellur, Chief Justice, High Court of Calcutta, presided and conferred the degrees as nominee of the Chancellor.

Hon'ble Professor Bikash Chandra Sinha, INSA Emeritus Scientist, Former Homi Bhaba Professor, DAE Former Director, Saha Institute of Nuclear Physics & Variable Energy Cyclotron Centre, was present as the Chief Guest and delivered the convocation address.

The list of students who were awarded degrees and medals in LL.B and LL.M is attached for the perusal of the honourable members.

(Annexure: AA1)


Annexure

Ninth Convocation 2015

List of candidates receiving various degrees at the Ninth Convocation held on 14.02.2015

2014-15 Passout Batch

A.		LL.M.	
Sl. No.	ID No.	Name	Degree to be awarded
1	PG 21001	Mr. Lokesh Nath Jha	LL.M
2	PG21103	Ms. Sancharee Mukherjee	LL.M
3	PG21109	Ms. Sumita Bhowmik	LL.M
4	PG21117	Ms. Moumita Sharma	LL.M
5	PG 21201	Ms. Anita Singh	LL.M
6	PG 21202	Ms. Arunima Bhattacharya	LL.M
7	PG 21203	Ms. Ananya Chatterjee	LL.M
8	PG 21204	Ms. Dichen Choden Bhutia	LL.M
9	PG 21207	Mr. Ratul Das	LL.M
10	PG 21210	Ms. Devpurna Talapatra	LL.M
11	PG 21211	Ms. Moli Mondal	LL.M
12	PG 21212	Ms. Neha Choudhury	LL.M
13	PG 21213	Ms. Bhavna Chugh	LL.M
14	PG 21214	Mr. Shubradip Roy	LL.M
15	PG 21216	Ms. Moumita Hazari	LL.M
16	PG 21217	Mr. Siddhajyoti Biswas	LL.M
17	PG 21218	Ms. Amrita Ganguli	LL.M
18	PG 21219	Ms. Sanhita Mukherjee	LL.M
19	PG 21221	Ms. Oyndrila Ganguly	LL.M
20	PG 21222	Ms. Manaswita Chakraborty	LL.M
21	PG 21223	Ms. Paushally Mozumder	LL.M
22	PG 21224	Ms. Alivia Paul	LL.M
23	PG 21225	Ms. Manali Sarkar	LL.M
24	PG 21226	Ms. Annapurna Chakraborty	LL.M
25	PG 21227	Ms. Sneha Singh	LL.M
26	PG 21228	Mr. Sagar Chakravarty	LL.M

27	PG 21229	Ms. Chandrima Chatterjee	LL.M
Sl. No.	ID No.	Name	Degree to be awarded
28	PG 21232	Mr. Suryanu Sengupta	LL.M
29	PG 21238	Ms. Suchismita Pati	LL.M
30	PG 21240	Mr. Amit Kumar	LL.M
31	PG 21242	Ms. Moumita Mandal	LL.M
32	PG 21243	Ms. Shimul Dutta	LL.M
33	PG 21301	Mr. Agnidipto Tarafder	LL.M
34	PG 21302	Ms. Jayshree Lamoria	LL.M
35	PG 21303	Ms. Arpita Jaiswal	LL.M
36	PG 21304	Ms. Yamuna Vijayagopal	LL.M
37	PG 21305	Ms. Saumya Kumar	LL.M
38	PG 21306	Ms. Upama Bhattacharjee	LL.M
39	PG 21308	Ms. Akanksha	LL.M
40	PG 21311	Ms. Rupama Banerjee	LL.M
41	PG 21312	Ms. Monalisa Saha	LL.M
42	PG 21313	Ms. Arushi Malik	LL.M
43	PG 21315	Ms. Upma Shree	LL.M
44	PG 21317	Ms. Shruti Das	LL.M
45	PG 21318	Ms. Suparna Sinha	LL.M
46	PG 21322	Mr. Jeremy Ashley Marak	LL.M
47	PG 21323	Ms. Anamika Sagar	LL.M
48	PG 21327	Ms. Sonam Basu	LL.M
49	PG 21328	Ms. Soma Gupta	LL.M
50	PG 21329	Ms. Samriddhi Mishra	LL.M
51	PG 21330	Ms. Shruthi Prabhakar	LL.M
52	PG 21331	Ms. Tapasya Roy	LL.M
53	PG 21332	Ms. Ginni Sehgal	LL.M
54	PG 21334	Mr. Himanshu Singh	LL.M
55	PG 21335	Ms. Rukmini Shankar Sinha	LL.M
56	PG 21337	Mr. Shivam Goel	LL.M
57	PG 21338	Ms. Nilabha Sharma	LL.M

58	PG 21339	Ms. Deborisha Dutta	LL.M
59	PG 21340	Mr. Arkadeb Bhattacharya	LL.M
Sl. No.	ID No.	Name	Degree to be awarded
60	PG 21341	Ms. Monica Mishra	LL.M
61	PG 21342	Ms. Apoorva Garg	LL.M
62	PG 21344	Mr. Jit Pramanick	LL.M
63	PG 21346	Ms. Ritu Apurva	LL.M
64	PG 21349	Ms. Madhubanti Sadhya	LL.M

B

B.A. / B.Sc. LL.B. (Hons.)

Sl. No.	ID. No.	Name	Degree to be awarded
1	209002	Mr. Shantanu Tikadar	B.A. LL.B. (Hons.)
2	209003	Ms. Modhulika Bose	B.A. LL.B. (Hons.)
3	209004	Ms. Charu Chitwan	B.A. LL.B. (Hons.)
4	209005	Mr. Anagh Sengupta	B.A. LL.B. (Hons.)
5	209006	Ms. Apala Das	B.A. LL.B. (Hons.)
6	209007	Ms. Aanchal Dalal	B.A. LL.B. (Hons.)
7	209008	Ms. Sanya Parmar	B.A. LL.B. (Hons.)
8	209009	Mr. Saumay Bhasin	B.A. LL.B. (Hons.)
9	209011	Ms. Nayantara R.	B.A. LL.B. (Hons.)
10	209012	Ms. Srishti Goyal	B.A. LL.B. (Hons.)
11	209013	Ms. Akanksha Kaushik	B.A. LL.B. (Hons.)
12	209014	Mr. Ashish Daniel Alexander	B.A. LL.B. (Hons.)
13	209015	Mr. Anubhab Dasgupta	B.A. LL.B. (Hons.)
14	209016	Mr. Anish Singhvi	B.A. LL.B. (Hons.)
15	209017	Ms. Trisha Singhvi	B.A. LL.B. (Hons.)
16	209018	Ms. Aayushee Singh	B.A. LL.B. (Hons.)
17	209019	Ms. Rhyea Malik	B.A. LL.B. (Hons.)
18	209020	Ms. Adrija Das	B.A. LL.B. (Hons.)
19	209021	Ms. Rupsa Mitra	B.A. LL.B. (Hons.)
20	209022	Ms. Bhakta Debasmita Pijush	B.A. LL.B. (Hons.)
21	209023	Ms. Nikita Kanam P Engheepi	B.A. LL.B. (Hons.)

22	209025	Ms. Susanah Naushad	B.A. LL.B. (Hons.)
23	209026	Mr. Milan Kumar Singh Tomar	B.A. LL.B. (Hons.)
24	209027	Ms. Gitanjali Balkrishna	B.A. LL.B. (Hons.)
25	209028	Mr. Aiswarja Mohanty	B.A. LL.B. (Hons.)
Sl. No.	ID. No.	Name	Degree to be awarded
26	209029	Ms. Pankhuri Mehndiratta	B.A. LL.B. (Hons.)
27	209030	Ms. Shruti Singh Baghel	B.A. LL.B. (Hons.)
28	209032	Mr. Nihal Kaniathra Joseph	B.A. LL.B. (Hons.)
29	209033	Ms. Pragya Gupta	B.A. LL.B. (Hons.)
30	209034	Mr. Shobit Phutela	B.A. LL.B. (Hons.)
31	209035	Ms. Ruth Preethika Chenchiah	B.A. LL.B. (Hons.)
32	209036	Ms. Rhea Panda	B.A. LL.B. (Hons.)
33	209038	Mr. Pallab Das	B.A. LL.B. (Hons.)
34	209039	Mr. Kunal Madhav Khaitan	B.A. LL.B. (Hons.)
35	209040	Mr. Saurajay Prakash Nanda	B.A. LL.B. (Hons.)
36	209041	Mr. Vivek Mathur	B.A. LL.B. (Hons.)
37	209042	Mr. Archit Mathur	B.A. LL.B. (Hons.)
38	209043	Ms. Monalisa Kosaria	B.A. LL.B. (Hons.)
39	209044	Ms. Srishti Aishwarya	B.A. LL.B. (Hons.)
40	209045	Ms. Malavika Chandu	B.A. LL.B. (Hons.)
41	209046	Mr. Vidyamaan Singhal	B.A. LL.B. (Hons.)
42	209047	Mr. Rishabh Mishra	B.A. LL.B. (Hons.)
43	209048	Ms. Aditi Pal	B.A. LL.B. (Hons.)
44	209049	Mr. Abhishek Rajesh Khatri	B.A. LL.B. (Hons.)
45	209050	Ms. Shriyani Datta	B.A. LL.B. (Hons.)
46	209051	Ms. M.S. Anusha Reddy	B.A. LL.B. (Hons.)
47	209052	Ms. D. Aishwarya Rao	B.A. LL.B. (Hons.)
48	209053	Ms. Vaishnavi Chillakuru	B.A. LL.B. (Hons.)
49	209054	Ms. Jenisha Parikh	B.A. LL.B. (Hons.)
50	209055	Mr. Abhinav Tigga	B.A. LL.B. (Hons.)
51	209056	Mr. Puneeth Ganapathy	B.A. LL.B. (Hons.)
52	209057	Ms. Pankhuri Agarwal	B.A. LL.B. (Hons.)
53	209058	Ms. Anugya Sahai	B.A. LL.B. (Hons.)

54	209059	Ms. Prerna Khandelwal	B.A. LL.B. (Hons.)
55	209061	Ms. Ujwala Uppaluri	B.A. LL.B. (Hons.)
56	209063	Mr. Smaran Sitaram Shetty	B.A. LL.B. (Hons.)
57	209065	Ms. Neytra Nayak	B.A. LL.B. (Hons.)
58	209067	Mr. Suman Mazumdar	B.A. LL.B. (Hons.)
Sl. No.	ID. No.	Name	Degree to be awarded
59	209068	Mr. Arghya Brata Mandal	B.A. LL.B. (Hons.)
60	209070	Mr. H. Murali Krishnan	B.A. LL.B. (Hons.)
61	209071	Ms. Madhavi Khare	B.A. LL.B. (Hons.)
62	209072	Ms. Anviti Chaturvedi	B.A. LL.B. (Hons.)
63	209074	Ms. Esha Satya Chatterjee	B.A. LL.B. (Hons.)
64	209075	Mr. Vaisakh Shaji	B.A. LL.B. (Hons.)
65	209076	Ms. Pritika Rai Advani	B.A. LL.B. (Hons.)
66	209078	Ms. Shivika Tiwari	B.A. LL.B. (Hons.)
67	209079	Mr. Ivan	B.A. LL.B. (Hons.)
68	209080	Ms. Ayesha Talpade	B.A. LL.B. (Hons.)
69	209082	Ms. Nandita Jha	B.A. LL.B. (Hons.)
70	209084	Mr. Dipayan Bhattacharjee	B.A. LL.B. (Hons.)
71	209085	Ms. Rupa Roy	B.A. LL.B. (Hons.)
72	209087	Ms. Bedashruti Mallik	B.A. LL.B. (Hons.)
73	209088	Ms. Prathima Appaji	B.A. LL.B. (Hons.)
74	209089	Mr. Deep Rao Palepu	B.A. LL.B. (Hons.)
75	209091	Mr. Nikunj Agarwal	B.A. LL.B. (Hons.)
76	209092	Ms. Raveena Dhamija	B.A. LL.B. (Hons.)
77	209093	Mr. Gaurav Malhotra	B.A. LL.B. (Hons.)
78	209094	Ms. Sushmita Sarin	B.A. LL.B. (Hons.)
79	209095	Mr. Balu G. Nair	B.A. LL.B. (Hons.)
80	209096	Ms. Aanchal Basur	B.A. LL.B. (Hons.)
81	209098	Ms. Anupama Sharma	B.A. LL.B. (Hons.)
82	209100	Mr. Sahil Arora	B.A. LL.B. (Hons.)
83	209101	Ms. Harshit Khandar	B.A. LL.B. (Hons.)
84	209102	Ms. Ritika Agarwal	B.A. LL.B. (Hons.)
85	209103	Ms. Shilpa Margaret Ekka	B.A. LL.B. (Hons.)

86	209105	Ms. M.U. Ganashruthi	B.A. LL.B. (Hons.)
87	209106	Mr. Adithya Jayaraj	B.A. LL.B. (Hons.)
88	209107	Mr. Jonathan Lalrintluanga	B.A. LL.B. (Hons.)
89	209108	Ms. Kritika Sethia	B.A. LL.B. (Hons.)
90	209110	Ms. Sonika Bajpeyee	B.A. LL.B. (Hons.)
91	209111	Mr. Shreyas Vijayvargiya	B.A. LL.B. (Hons.)
Sl. No.	ID. No.	Name	Degree to be awarded
92	209112	Mr. Ankesh Shreyansh	B.A. LL.B. (Hons.)
93	209113	Ms. Abhipsita Kundu	B.A. LL.B. (Hons.)
94	209114	Mr. Midhun Joseph Zacharia	B.A. LL.B. (Hons.)
95	209115	Ms. Harshita Jalan	B.A. LL.B. (Hons.)
96	209116	Mr. Arnab Basu	B.A. LL.B. (Hons.)
97	209118	Ms. Gayathri R.	B.A. LL.B. (Hons.)
98	209119	Ms. Akanksha Choudhary	B.A. LL.B. (Hons.)
99	209120	Mr. Prashant Pranjal	B.A. LL.B. (Hons.)
100	209121	Mr. Shishira Amarnath	B.A. LL.B. (Hons.)
101	209122	Mr. Shoumendu Mukherji	B.A. LL.B. (Hons.)
102	209123	Ms. Nithya Rhea Rajshekhar	B.A. LL.B. (Hons.)
103	209124	Mr. Vinayak Mehrotra	B.A. LL.B. (Hons.)
104	209126	Ms. Anchal Verma	B.A. LL.B. (Hons.)
105	209127	Mr. Karan Sangwan	B.A. LL.B. (Hons.)
106	209128	Mr. Akshat Bajpai	B.A. LL.B. (Hons.)
107	209129	Mr. Harshavardhan Singh Rathore	B.A. LL.B. (Hons.)
108	209131	Ms. Devyani Jain	B.A. LL.B. (Hons.)
109	209132	Mr. Siddharth Tiwary	B.A. LL.B. (Hons.)
110	209133	Ms. Khushi Kejriwal	B.A. LL.B. (Hons.)
111	209135	Ms. Aditi	B.A. LL.B. (Hons.)
112	209136	Mr. Shourya Sengupta	B.A. LL.B. (Hons.)
113	209137	Ms. Naina Pachnanda	B.A. LL.B. (Hons.)
114	208089	Ms. Shriti Brahma	B.A. LL.B. (Hons.)
115	208130	Mr. M. Waseem Shuaib Ahmed	B.A. LL.B. (Hons.)
116	208134	Mr. Hersh Sewak	B.A. LL.B. (Hons.)

117	208115	Mr. Sylvian Lama	B.A. LL.B. (Hons.)
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Provisional Degree Certificate Recipients

Sl. No.	ID. No.	Name	Provisional Degree to be awarded
1	209081	Ms. Divya Murthy	B.A. LL.B. (Hons.)
2	208107	Ms. Anshita Priyadarshini	B.A. LL.B. (Hons.)

List of students who were awarded medals during the Ninth Convocation of W.B.N.U.J.S.

Sl. No.	Name of the Medal	Name of Recipient
1	University Gold Medal for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Pritika Rai Advani
2	Sir Ashutosh Mookerjee Memorial Gold Medal for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Pritika Rai Advani
3	Deshapran Birendranath Sasmal Cash Prize sponsored by Deshapran Smriti Raksha Samity for Securing first rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Pritika Rai Advani
4	University Medal for Securing second rank in B.A./B.Sc. LL.B (Hons.) programme	Ms. Kritika Sethia
5	Justice V.R. Krishna Iyer Gold Medal for Securing highest marks in Criminal Law	Ms. Malavika Chandu
6	N.R. Madhava Menon Gold Medal for Securing highest marks in Media Law	Mr. Deep Rao Palepu
7	D.S. Chimni Gold Medal for Securing highest marks in Public International Law	Ms. Aanchal Basur & Mr. Midhun Joseph Zacharia
8	Shanbhogue Raghavendra Rao Subbalakshamma Gold Medal for Securing highest marks in Jurisprudence	Ms. Anupama Sharma
9	R. Gopalakrishnan Saroja Gopalakrishnan Gold Medal for Securing highest marks in Constitutional Law	Mr. Smaran Sitaram Shetty
10	Duttal Jhunjunwala Memorial Gold Medal to Best student in Labour Law	Mr. Nihal Kianthra Joseph
11	Laxmi Devi Jhunjunwala Memorial Gold Medal to Best student in Environmental Law	Ms. Srishti Goyal
12	Sitaram Jhunjunwala Memorial Gold Medal to Best student in Property Law	Mr. Dipayan Bhattacharjee

13	Kunj Bihari Jhunjhunwala Memorial Gold Medal to Best student in Administrative Law	Ms. Khushi Kejriwal
14	Duttal Jhunjhunwala Memorial Gold Medal to Best student in Corporate Law	Ms. Ayesha Talpade
15	Laxmi Devi Jhunjhunwala Memorial Gold Medal to Best student in Corporate Law	Ms. Ayesha Talpade
16	Sitaram Jhunjhunwala Memorial Gold Medal to Best student in Intellectual Property Law I	Ms. Khushi Kejriwal
17	Kunj Bihari Jhunjhunwala Memorial Gold Medal to Best student in Intellectual Property Law II	Mr. Smaran Sitaram Shetty
18	Parbati Debi Jhunjhunwala Memorial Gold Medal to Best student in Constitutional Law I	Ms. Malavika Chandu
19	Parbati Debi Jhunjhunwala Memorial Gold Medal to Best student in Constitutional Law II	Mr. Smaran Sitaram Shetty
20	P.L. Khaitan Memorial Gold Medal to the Best student in Direct Tax	Ms. Srishti Goyal
21	P.L. Khaitan Memorial Gold Medal to the Best student in Indirect Tax	Ms. Srishti Goyal
22	Deshapran Birendranath Sasmal Gold Medal sponsored by Deshapran Smriti Raksha Samity to the Best student in Legal Method	Ms. Malavika Chandu
23	Deshapran Birendranath Sasmal Gold Medal sponsored by Deshapran Smriti Raksha Samity to the Best student in Political Science	Ms. Aayushee Singh
24	Eastern Book Company Gold Medal to the Best student in Law of Torts	Ms. Sanya Parmar
25	Eastern Book Company Gold Medal to the Best student in Alternative Dispute Resolution	Ms. Khushi Kejriwal
26	Nani A. Palkhivala Memorial Gold Medal for Standing First in order of merit, at the LL.M examination	Ms. Anita Singh

27	University Gold Medal for Securing First Rank in order of merit, at the LL.M Examination	Ms. Madhubanti Sadhya
28	Deshapran Birendranath Sasmal Gold Medal Sponsored by Deshapran Smriti Raksha Samity to the topper in Commercial Law Branch of LL.M Examination	Ms. Madhubanti Sadhya
29	Deshapran Birendranath Sasmal Cash Prize Sponsored by Deshapran Smriti Raksha Samity for First Rank holder in LL.M Examination	Ms. Madhubanti Sadhya
30	Deshapran Birendranath Sasmal Gold Medal Sponsored by Deshapran Smriti Raksha Samity to the topper in International Law Branch of LL.M Examination	Ms. Shruthi Prabhakar

To,

17/08/15

The Registrar,

WBNUJS, Kolkata

Respected Sir,

Sub: Letter to the Academic Council

Please find attached a letter I would like to submit to the members of the Academic Council, for their consideration in today's meeting. I came to know about the meeting of the Academic Council on the 13th of August, through a circular inviting the faculty members for lunch, hence I was unable to finalise my letter and submit the same before the agenda was prepared.

However, this matter is most urgent and it pertains to consideration of the existing leave rules and recommendation of leave for the next semester, before which the Academic Council may not meet again. It also involves certain important policy issues involving research incentives for faculty members.

I have discussed this matter with the internal members of the Academic Council, including Hon'ble Mr. Justice Altamas Kabir, and he has suggested that I place this matter before the Academic Council today for their consideration.

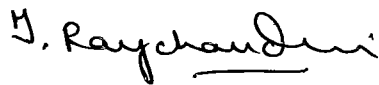
As per Clause 14 (6) of the Schedule to the NUJS Act, the Academic Council has the power to consider proposals submitted by the Faculty Members.

I would be grateful if you kindly place this matter on the table today, at the meeting of the Academic Council, with the permission of the Chair.

Meanwhile, I'm e-mailing soft copies of my letter to the internal members of the Academic Council.

Thanking you,

Yours faithfully,



Tilottama Raychaudhuri

Assistant Professor (Law)

WBNUJS, Kolkata



To,

17/08/2015

The Chairman and Members of the Academic Council,

WBNUJS, Kolkata

Respected Sir/ Ma'am,

Subject: Consideration of Viability of Rules regarding Paid Study Leave for Teachers

and

Recommendation for Paid Study Leave of One Semester for Ph.D. research

I, the undersigned, am holding the position of Assistant Professor (Law) in WBNUJS and I have been associated with the University since 2007. In the year 2010, I have registered for my Ph.D. in National Law School, Bangalore. The area of my research is Vertical Agreements in Competition Law and my research guide is Professor M.P. P. Pillai, Chair Professor, Reliance Chair on Corporate Law and Governance. However, due to rigorous academic pressure, including the taking of compulsory and/or optional courses in WBNUJS every semester, I have been unable to complete my Ph.D. till date and I am now in the final stage of my research. I would like to apply for Paid Study Leave during the upcoming Winter Semester (January 2016 to April 2016) to complete my Ph.D. work. It is with respect to this matter that I urgently seek the help and guidance of the Academic Council.

I understand that the Executive Council of WBNUJS, in its 35th Meeting on 30th April, 2011 has approved Leave Rules for Teachers, in accordance with the UGC guidelines. The Office Order issued on June 2nd 2011 states that "All teachers are now eligible to be granted leave as per the enclosed leave rules w.e.f. May 01, 2011".

According to Clause 20.5.K of the WBNUJS Leave Rules, study leave may be granted to Assistant Professors, after a minimum of three years of continuous service, to pursue a special line of study or research directly related to his/her work in the university so that a teacher entering service without Ph.D. or higher qualification could be encouraged to acquire these qualifications in the relevant disciplines at the earliest rather than at a later stage of the career. Clause 20.5.K further says that study leave may be granted on full pay up to two years extendable by one year at the discretion of the university.

However, inspite of the said Leave Rules being adopted, I am given to understand that the mentioned paid study leave is never (or very rarely) granted to teachers in practice.

I am requesting the members of the Academic Council to kindly review this matter. While I understand that the University is a self funded and autonomous Institution, pursuing higher academic goals (like one's Ph.D.) is crucial for faculty members and the University also benefits from academic enrichment of its faculty members. I humbly submit that it must have been with this higher objective of producing quality research in India that the UGC enacted paid leave rules for teachers pursuing Ph.D. and the Hon'ble Executive Council of WBNUJS also adopted the same. After all, there is hardly any point in having paid study leave rules, if teachers cannot benefit from the same.

In this regard, I request the Academic Council to evaluate the existing state of affairs and consider whether there is a way out of this "all or none situation" whereby on one hand we adopt the UGC Guidelines in totality, entitling teachers to fully paid leave for upto three years, whereas on the other hand, we cannot grant the mentioned paid leave and at the most, grant leave without pay to teachers. In this regard, I further submit that grant of leave without pay (in the absence of any fellowship or grant given to the teacher pursuing Ph.D.) amounts to punishment of the teacher, who has to forego his/her salary in order to pursue higher studies, inspite of WBNUJS Leave Rules having clear provisions for paid leave.

My humble request to the Hon'ble Academic Council is to consider and recommend a balance with respect to the matter of grant of paid study leave to teachers pursuing Ph.D. For instance:

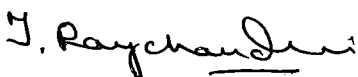
- Instead of three years as per the existing rules, teachers may, as a matter of policy, be granted at least a semester of paid leave, which would not exceed four months, if one excludes holidays and vacations.
- Further, leave for Ph.D. may be availed of only once by the teacher during the entire course of his/her Ph.D. work.
- The teacher who avails of Ph.D. leave would have to complete his/her Ph.D. in due course and submit proof of the same to the University failing which the leave amount could be deducted from his/her salary.
- Teachers who are already receiving a grant, fellowship or any other financial assistance for Ph.D. should not apply for paid leave from the University.

I humbly request the Academic Council to urgently take a policy decision in this matter and make recommendations accordingly, so that the interests of the University as well as the teachers may be balanced, and we also manage to abide by the UGC Regulations, at least in part. After all, the days of poor academicians who have to struggle without salary to pursue higher studies would not attract the best in the profession in the days of fierce competition amongst law schools. Nor would it encourage quality research, which is one of the objectives of our University as per the NUJS Act.

Since this is a matter of interpretation and applicability of Leave Rules for higher studies and research, I am putting this matter before the Hon'ble Academic Council, as it is the appropriate body to assess academic and research concerns. I look forward to favourable consideration of this matter from the Academic Council with a request to kindly forward their views/recommendations to the Executive Council, so that I may be granted paid study leave for one semester, from January 2016 to April 2016 in accordance with the existing WBNUJS study leave rules.

Thanking you,

Yours faithfully,



Tilottama Raychaudhuri

Assistant Professor (Law)

WBNUJS, Kolkata

Post Graduate Diploma (ONLINE) - Guidelines 2015

1. Diploma - University Proposes to offer Post Graduate Diploma (ONLINE) with specialization in

- (a) Business Laws
- (b) Cyber Laws
- (c) Intellectual Property Law
- (d) Entertainment and Media Law
- (e) Medicine and Law
- (f) Air and Space Law
- (g) Nuclear Law
- (h) Human Rights
- (i) Consumer Law
- (j) Competition law
- (k) Any other specialization as approved from time to time.

2. Admission

2.1 The requirements for admission to Diploma Program are as follows: a) Candidate must have completed a bachelor's degree or should be in the final year of the Bachelor's degree.

2.2 Provisional admission may be offered, subject to the approval of the University for an applicant, whose result is due, to undertake the program provided the result / provisional degree certificate is submitted before the beginning of the first semester is completed. In case, the provisionally admitted candidate fails to submit the result / provisional degree certificate before the first semester examination, the provisional admission of the candidate shall stand cancelled.

3. Duration of the Course

3.1 The duration of the Diploma program is one year.

3.2 A student will be provided an additional period of one year to complete the course, after which registration will have to be renewed.

4. The Course Details

4.1 Students in each stream of specialization are required to pass all the papers/ assignments as per the requirement of the course structure of each specialization.

4.2. The program will be covered through an array of activities including continuous assessment through quizzes, assignments, research projects as well as viva.

AN ONLINE POST-GRADUATE DIPLOMA COURSE ON:

MEDICINE & LAW

By

Paramita DasGupta

[Faculty of Law, NUJS]

Introduction:

This course on Medicine & Law seeks to offer not just a general conceptual overview of the interface between the two aforesaid domains, but, to introduce students to a holistic, inclusive, and well-rounded perspective on both, the economics and social imperatives that shape and mould laws and policies inasmuch as they pertain to the rapid strides and remarkable advancements made in the field of biomedical research and as its myriad applications, most notably, medical practice, both, in the state-of-the-art private sector, as well as, the public health institutions.

Salient Features of the Course:

Students, through the course of this module, will be made to confront and tackle a number of some very topical and contentious issues of the day, such as:

- (i) Health as a concept and a reality
- (ii) Public Health as a logical evolution of the fundamental rights discourse

- (iii) Medical Law, Medical Ethics, and established 'standards of care', as a social consequence and its jurisprudential jurisdiction
- (iv) Biomedical research, clinical trials, consent, privacy & data protection
- (v) Conception, surrogacy, assisted reproduction, termination of life issues & ethics
- (vi) Death, its definitions and ramifications
- (vii) The human body as 'property', organ donation, transplantation, replication: international trade & intellectual property considerations
- (viii) The prevailing international human rights discourse and India's position therein

Appreciation and sound critical analyses of the above will be considerably eased and facilitated by way of lectures and illustrations, drawn from a wide spectrum of practice, so as to optimally highlight the simultaneous applications of the concepts and theories being posited.

Jurisdiction-specific laws and rules will be studied, as will key international and national instruments, such as the UDHR, the WHO Constitution, relevant WHO Guidelines, the Alma Ata Declaration, the Helsinki Declaration, the Geneva Declaration, the ICESCR, the ICCPR, the CEDAW, the WTO TRIPS Agreement, relevant provisions of the Indian Constitution read with the ICMR Guidelines, the Code of Medical Ethics and relevant provisions of Contract & Tort Law, etc. The relationship between biomedical research, bioethics, international trade objectives, intellectual property law, and human rights as well as its diverse applications and socio-cultural constraints will be perused and analysed in-depth, as shall more profound philosophical issues such as, the commodification of life and death.

In a nutshell therefore, this module aims to introduce students to key ethical and legal principles that define, characterise and propel the prevailing international discourses pertaining to the delicate yet inescapably omnipresent interface between the disciplines of biomedical research, bioethics and public health jurisprudence, often inescapably extending to universally applicable fundamental and inalienable human rights, – against a backdrop, as it were, of an increasingly commercial, competitive and disparate global marketplace.

This will involve studying various ethical theories and interest groups that drive the diverse debates on the aforementioned issues and in the process, seek to analyse the various jurisprudential and commercial arguments formulated in their wake as also their influence on the legislative, statutory, legal and regulatory developments.

Course Objectives:

1. To acquire knowledge and understanding of the basic principles of law pertaining to health, public health, biomedical R&D and its diverse outcomes, such as access to & stewardship of vital knowledge, access to essential medicines, etc.
2. To acquire an understanding of the context in which highly significant and often life-altering biomedical research is conducted and the key motivations and imperatives that drive such research initiatives
3. To acquire an understanding of the ethical issues involved in particular areas of said initiatives and their 'trickle-down effect' of sorts in the realm of medical practice

4. To develop a critical understanding of the formulation of policies, hence the promulgation and consequently, the operation of the law and within given social contexts
5. To develop a critical perspective to the existing laws *vis-à-vis* biomedical research
6. To appreciate and assess the influence of international agreements on national policy framing exercises
7. To identify the relative strengths and weaknesses of the varied schools of thought and competing justifications
8. To develop skills necessary for applying the law to hypothetical facts
9. To learn to develop coherent legal arguments, both, orally and in writing
10. To engage in problem-solving
11. To undertake some independent research
12. To learn to develop and defend preferences and to propose solutions

Target Group:

- Graduates from any field – science, commerce or humanities, with some demonstrable interest in this subject area will be eligible to avail of this course.
- Law students who have completed their third year in any Bar Council of India recognised B.A./B.Sc. LL.B. course (five years) will be eligible.
- Any practising physician, paramedic, biomedical scientist, social worker/activist, who holds a valid accreditation/license from the competent authorities, will also be eligible.

Methodology:

- The duration of the course shall be **one year**.
- The modules will be uploaded online, at the beginning of every month. At the end of every module, there will be an examination, which will be multiple choice based. Only upon successful completion of the examination of a module (securing a pass mark), will the student be allowed to move to the next module. Thus, essentially, a student will have one month (and unlimited attempts) of completing any given module.
- There will be thirteen such modules which are to be completed over the period of the first ten months. The remaining two months will be devoted to writing a research paper on a topic of the student's choice from out of a list circulated to them.

N.B.: A student will be allowed to start working on his/her research component only after successfully clearing all the twelve modules.

- There will be designated contact hours every week when the course instructor will be available online (*via*: Skype, etc.) to clear such queries, doubts and difficulties that the students may have.

Modules:

Module 1: Health – An Overview

- 1.1 'Health' as a concept
- 1.2 Medical & legal definitions of health
- 1.3 The reality of health

Module 2: Public Health – Of Rights & Entitlements

- 2.1 Public Health: legislative interpretation
- 2.2 Constitutional & international mandates
- 2.3 Ground realities: access to essential medicines & medicare

Module 3: Healthcare & Medical Ethics

- 3.1 Classical modes of healthcare & their evolution
- 3.2 Medical ethics & the Hippocratic Oath
- 3.3 General 'Duty of Care' & specific contractual obligations

Module 4: Consent – Validity, Capacity, etc.

- 4.1 What constitutes 'Consent'
- 4.2 The capacity to consent
- 4.3 Discerning the validity of consent

Module 5: Biomedical Research & Bioethics – Shifting Frontiers

- 5.1 Biomedical R&D – a chronological overview
- 5.2 The run-up to *Myriad* and beyond – shifting perspectives?
- 5.3 'Bioethics' – an amorphous definition

Module 6: Biomedical R&D, Clinical Trials, Privacy & Data Protection

- 6.1 Biomedical research, clinical trials & data protection
- 6.2 Confidential information & individual privacy
- 6.3 IPR exploitation *versus* 'Duty of Confidence' – an elusive balance?

Module 7: Conception, Birth & Beginning of Life Issues

- 7.1 Contraception, conception, IVF & gamete banks
- 7.2 Birth & afterbirth
- 7.3 Diagnosis & treatment of genetic / congenital / birth defects
- 7.4 Rehabilitation & sustained care

Module 8: Assisted Reproduction, Surrogacy, Abortion

- 8.1 Assisted reproduction techniques
- 8.2 Surrogacy
- 8.3 Abortion & choice
- 8.4 The 'Morality Debate'

Module 9: Euthanasia, Assisted Suicide & End of Life Issues

- 9.1 Non-treatment, euthanasia & assisted suicide
- 9.2 Legality & morality

Module 10: Death & Thereafter

- 10.1 Defining 'Death': legal & medical definitions
- 10.2 Causation & circumstance of death
- 10.3 Possible consequences & ramifications

Module 11: The Human Body as 'Property'

- 11.1 Physical autonomy: volunteers' rights in biomedical research & clinical trials
- 11.2 Organ donation, replication, transplants & market realities
- 11.3 Right to intellectual property & benefit sharing

Module 12: Personhood, Human Rights & Humanitarian Laws

- 12.1 Dignity of the individual persona & autonomy
- 12.2 Jurisprudential evolution of 'Personhood'
- 12.3 Relevant international human right laws

Module 13: Concluding Thoughts

- 13.1 Patenting Life – stem cell research, cloning, etc: morality & *Ordre Public* concerns
- 13.2 Facts, figures & market imperatives
- 13.3 Utilitarianism *vs.* Humanitarianism in global healthcare culture – reconciling the twain

Fee Structure:

Since this course purports to be a professional course, the registration fee for the same may be affixed at a rate, which the University deems fit.

COURSE OUTLINE

Post-Graduate Diploma in Business Laws

The Post-Graduate Diploma in Business Laws has been specially designed to aid professionals and graduates, both with and without a legal background or education. The programme can help business and management professionals to gain an understanding of the impact of regulatory and policy changes that influence the business sector. A working knowledge of business laws and their application will help them minimise the bearing of such changes on their business operations. It is important that legal dimensions of business are not an after-thought in the business strategy development process. This online course in business laws and corporate laws will help one to effectively integrate law into strategy development policies, solve complex business problems, and protect and leverage the corporate resources.

The programme can help entrepreneurs to understand the impact of law on their business and also identify most suitable legal framework to work in. It is also particularly suitable for non-law graduates who aspire to advance in their career by gaining a comprehensive understanding of business laws. Needless to say, such a synthesis of knowledge in business laws and corporate laws will help the students examine strategies, analyse policies, make effective business decisions, and also resolve business problems whilst understanding the implications of all the choices before them. The curriculum has been designed to keep abreast of vibrant market dynamics.

Module I: Introduction to Law

- The origins and history of law and its development through the ages, both in India and globally
- Principles of Law such as Rule of Law, principles of statutory interpretation and the Doctrine of Precedent
- History and development of the Common Law System
- Overview of different laws and hierarchy of courts in India
- Introduction to the Constitution of India
- Fundamentals of the law of torts and consumer protection in India
- General principles pertaining to Civil Law, Criminal Law, Law of Evidence, Property Laws, Business Laws and Administrative Law

Module II: Business Organisations

- Sole Proprietorship Concerns
- Partnership Firms
- Companies
- Hindu Undivided Families
- Limited Liability Partnerships
- Governing laws and procedure for formulation and dissolution

Module III: General Principles of Contract

- Formative requirements and vitiating elements for a contract
- Essentials for discharge of a contract
- Remedies available in case of a breach of contract such as damages
- Various types of contracts such as implied, oral and written contracts as well as void, voidable and contingent contracts

Module IV: Special Contracts, Sale of Goods Act and Partnership Act

- Indemnity
- Guarantee
- Bailment
- Pledge
- Principal-Agent Relationship
- Fundamentals of and the law governing Sale of Goods and Partnerships

Module V: Company Law

- Separate Corporate Legal Personality
- Limited Liability
- Investor Ownership
- Transferability of Shares
- Delegated Management
- Fundamentals for the formation of a Company including Share Capital and other forms of financing
- How a Company is managed and controlled
- Essentials of winding up of a Company
- Mergers and Amalgamations
- Corporate Social Responsibility and Environmental Impact Assessment
- Corporate Criminal Liability

Module VI: Law relating to Securities

- Securities legislations in India

- SEBI and its powers.
- How stock exchanges function in India
- How to set-up stock exchanges
- Fundamentals of Initial Public Offerings
- Capital Markets in India
- Essentials of a Listing Agreement
- Various Elements of the Takeover Code
- Insider Trading

Module VII: Banking Law

- Evolution of banks
- Various types of banks
- Relevant provisions of the Banking Regulation Act, 1949
- Definitions of a banker and banking business and services
- Banker-Customer relationship and liabilities, qualification of employees
- Powers and responsibilities of RBI
- Concepts such as capital requirements, reserves, loans, rate of interest, returns and audit
- Management and control of banking business
- Prohibition of certain activities
- Acquisition of undertaking by banking companies
- Suspension and winding up of a banking company
- Sub-Prime Crisis
- Money Laundering
- Provisions of the Negotiable Instruments Act pertaining to dishonour of cheques
- Bill of Lading and Letter of Credit
- Provisions of the SARFAESI Act

Module VIII: Competition Law

- Rationale behind Competition Law
- Comparison between MRTP Act and Competition Act
- Implementation of Competition Act, 2002, various phases
- Anticompetitive Agreements
- Abuse of Dominance
- Combination Control
- Role and Powers of CCI
- Competition Advocacy

Module IX: Insurance Law

- Principles of insurance law such as Good Faith and Misrepresentation, Warranties and Conditions, Indemnity and Subrogation and Proximate Cause and Insurable Interest
- Insurance Industry in India
- Regulating Authorities like IRDA – Roles and Powers
- Requirements and procedures for the registration, renewal, cancellation and suspension of Insurance Companies in India
- Regulatory compliances such as valuation, taxation and filing of returns
- Various concepts of Insurance Law such as Assignment and Nomination

Module X: Property Law I - Real Property

- Movable and immovable property
- Transfer and transferability and restrictions on transfer
- Vested and contingent interest
- Sale and acquisition of immovable property by Indians as well as NRIs
- Concepts of ownership, election, part performance
- Equitable rules regarding revocation, conflict of rights and compensation
- Various types of transfer of immovable property such as mortgages, charges, leases, gifts and wills
- Easements and trusts

Module XI: Property Law II - Intellectual Property

- What is IP
- Role and Importance of IP in the present business environment
- Copyright Law, procedure for design and enforcement and fair use exceptions
- Patents law, patent filings and commercialization and pre-grant and post-grant issues
- Trademark law, passing off, registration and mode of enforcement of trademark
- Design law
- Geographical indication
- Traditional knowledge
- Technology transfer

Module XII: International Trade Law

- Fundamentals of International Trade including terms of trade; Balance of Trade and Balance of Payment; Economic Development and Foreign Trade Commercial Policy: Generalized System and Preferences.

- International Monetary System: Current Exchange Rate Systems Exchange Rate Policy of India, Foreign Exchange Market – Terms used and working
- Regional Economic Groupings and International Institutions - regional Blocks - NAFTA, LAFTA, APEC, ASEAN, SAARC, EU, WTO - Evolution, structure and principles and dispute settlement, WTO-related conferences and global rounds, Gains and development from trade - bilateralism v. multilateralism
 - India and Foreign Trade, Role, Composition and Direction of India's Exports and Imports, Trade Policy of India, Export Promotion, Import Policy and Control, Exchange Control, India's WTO Commitment
 - Government and Foreign Trade, Role of Government in India's Foreign Trade, Export Oriented Units, Export Processing Zones, Special Economic Zones, Trade and International Economic Cooperation, Foreign institutional and direct investment, Technology and International Trade, International Migration of Skilled and Unskilled Labour, Foreign Collaborations and Joint Ventures.

Module XIII: Law relating to Foreign Investment in India

- Regulatory framework relating to Foreign Investment in India.
- Foreign Direct Investment
- External Commercial Borrowings
- Foreign Institutional Investor
- Procedure and strategy for entry, prior permission, sectoral caps, permissible activities and exit issues.
- Relevant press notes pertaining to Foreign Investment in India
- Issues in handling and remittance of foreign exchange
- Taxation aspects of Foreign Investment in India

Module XIV: Taxation: Direct and Indirect

- Important Concepts of Taxation including classification, constitutional provisions, residence, liability and difference between tax and fee
- Various components of Income Taxation such as heads of income, computation of income and
- calculation of tax as well as agricultural income
- Fundamentals of corporate taxation such as tax on rights issue, capital gains and the tax payable, tax on Employee Stock Option Plans
- Provisions relating to double taxation avoidance
- Various indirect taxes such as Sales Tax, Customs Duty, Excise Duty, VAT and Service Tax.

Course Duration

One calendar year. A student will be provided an additional period of one year to complete the course, after which registration will have to be renewed.

Course Methodology and Evaluation

The course will be delivered completely through the online platform established by the W.B. National University of Juridical Sciences. The contents of the various papers and units will be uploaded on a dedicated website and the student will be provided with a unique registration identification number and password to access the same. The programme will be covered through an array of activities including continuous assessment through quizzes, assignments, research projects as well as viva.

- Quiz - $100 \times 14 = 1400$
- Research Paper - $100 \times 2 = 200$
- Viva = $200 \times 2 = 400$
- Total = 2000
- Pass Mark = 800

Eligibility

The following people are eligible to participate in the diploma course:

- A graduate in any discipline from an institution recognised by the UGC or any other regulatory body.

POST GRADUATE DIPLOMA IN INTELLECTUAL PROPERTY LAW

- Duration – 1 year
- Offered through online platform

COURSE OUTLINE

MODULE 1: INTRODUCTION TO IPR

- Theories of law relating to the protection of Intellectual Property Rights
- Economic justification behind protection of IPR
- Ownership of IP and related rights
- International Organisations and IP: TRIPS, WIPO

MODULE 2: COPYRIGHT

- Copyright Protection under the Indian Legal System
- Subject Matter of Copyright protected work
 - Literary work
 - Dramatic work
 - Artistic work
 - Musical work
 - Cinematographic Films
- Originality as a concept under Copyright Law
- Idea and Expression Dichotomy
- Performer's Right
- Ownership of Copyright
- Transfer of Copyright: Assignment and Licensing
- Tests to determine infringement of Copyright
- Enforcement of Copyright under the current judicial setup
- Copyright over Computer Software

MODULE 3: INDUSTRIAL DESIGN

- Definition of Industrial Design
- Designs Act, 2000
- Subject Matter of Protection
- Nature of rights granted
- Application of the Design
- Infringement and Protection
- Hague Agreement

MODULE 4: PATENTS

- Concept of Patent
- Tests and conditions to determine Patentability
 - Non-obviousness
 - Industrial application
 - Novelty
- Subject Matter
- Disclosure requirements under the Patent Law
- Inventions that are not Patentable
- Filing an application under the Patents Act, 1970
- Procedure for granting of Patents
- Rights of Patent Owner and Assignment
- Patent Infringement and Remedies
- Defences against a suit of Patent infringement
- Paris Convention

MODULE 5: TRADEMARK

- Relevance of a Trademark
- Trademarks Act, 1999
- Conditions for Registering a Trademark
- Concept of Well Known Marks
- Advertisement and Opposition
- Rights of the Trademark Owner
- Infringement

- Passing Off
- Defences

MODULE 6: TRADE SECRET

- Meaning and Relevance of Trade Secret
- Case Laws on Trade Secret
- National Innovation Bill
- Confidentiality Agreement
- Obligations due to Confidentiality

MODULE 7: GEOGRAPHICAL INDICATIONS

- Concept and justification for Geographical Indications
- International Organisations, Treaties and Agreements
- Geographical Indications under the Indian legal regime
- Protection and preservation of Geographical Indications on an International Platform

MODULE 8: TRADITIONAL KNOWLEDGE

- Definition of the terms 'traditional' and 'knowledge'
- Reasoning behind protection of traditional knowledge
- Protection of Traditional Knowledge under Indian Law

MODULE 9: INTEGRATED CIRCUITS

- The Semi-Conductor Integrated Circuits Layout
- Registration and Protection of Integrated Circuits
- Assignment
- Protection against Infringement

MODULE 10: PLANT VARIETIES AND FARMER'S RIGHTS

- Scope of Protection
- Registration of Plant Variety
- Duration and effect of the Registration
- Protection against Infringement
- Farmer's Rights

MODULE 11: BIODIVERSITY

- Biological Diversity and IPR
- Biological Diversity Act, 2002
- Biopiracy and Bioprospecting

EVALUATION SYSTEM

- Quiz – Two per Module – $50 \times 2 = 100 \times 11 = 1100$
- Research Paper – Two – $100 \times 2 = 200$
- Viva – Two – $100 \times 2 = 200$
- Total – 1500
- Pass Marks - 600

COURSE OUTLINE

Post-Graduate Diploma in Cyber Law

The current information era is witnessing an exponential increase in the use of computers and internet as an integral and indispensable part of any professional, commercial and industrial activity. The growth and development of information technology, especially in the context of knowledge management and utilization, continue to give rise to novel and complex legal problems related to the use of cyber space and its varying components. In the light of this, it is more imperative than ever to ensure the appropriate and lawful use of technology, for the purpose of which, framing appropriate rules and regulations governing the cyberspace has become the need of the hour. These rules and regulations that govern the transactions carried out with the use of computers and internet comprise cyber laws, also popularly referred to as information and communications technology law, which covers issues such as electronic commerce and governance, intellectual property, telecommunications, data protection, cybercrimes, breach of privacy and so on.

The Post-Graduate Diploma in Cyber Laws is a one-year long programme that aims to cater to the need of the times by providing a strong legal research orientation that needs to travel along with technological developments if not in advance. Such an effort can make law as a management tool, of rights and obligations in the interface of technology and governance. The programme aims to familiarize the students with the fundamentals and dynamics of cyber laws, with special focus on cybercrimes, to establish basic knowledge of the technical and legal aspects involved, to engage with the modern debates and reality of cyberspace, to provide tools for study and critical analysis of the cyberspace, as well as an update of the latest developments in this legal discipline.

Module I: Introduction to Internet and Cyber Law

- Definition and understanding of cyberspace

- Overview of computer and web-based technology
- Interface between technology and law
- An overview of the applicable general laws and procedures in India

Module II: Jurisdictional issues in cyberspace

- Concept of jurisdiction
- Internet jurisdiction
- Jurisdictional issues in cyberspace: Indian approach and international approach
- Case-studies

Module III: Electronic contracts

- Fundamentals of Indian Contract Act, 1872
- Constructions of electronic contracts
- Security, privacy and technical issues in electronic contracts
- Categories of electronic contracts: employment, consultation, contractor, resale and distribution, non-disclosure, software development and licensing, click-wrap and shrink-wrap, source code escrow
- Legal issues in electronic contracts, Information Technology Act, 2000
- Drafting of electronic contracts

Module IV: Intellectual property rights in cyberspace

- Software technology – copyright v. patent debate
- Authorship and assignment of copyright
- Commissioned work and work-for-hire
- Idea/expression dichotomy
- Copyright in internet
- Jurisdictional issues
- Infringement and remedies
- Software piracy
- Copyright and multimedia
- Computer-related patents: legal position
- Trademarks and passing off in cyberspace
- Domain name registration, disputes and WIPO
- Database protection and sui generis extraction right

Module V: Electronic commerce and related issues in cyberspace – Part I

- Introduction to e-commerce, e-business models
- Tools of e-commerce, Electronic data interchange
- E-contracts, Mail Box Rule, privity of contracts
- Security: dual key encryption, digital signatures, evidence related issues

- UNCITRAL Model Law, IT Act 2000, Evidence Act, Proposed bill

Module VI: Electronic commerce and related issues in cyberspace – Part II

- E-banking
- Electronic money and transactions
- Role of RBI
- Transnational e-cash transactions
- Credit card and internet and secure electronic transactions
- Taxation of internet commerce
- Tax evasion in cyberspace
- International taxation: fixed place v. website, permanent establishments, double taxation
- Role of ISPs
- OECD initiatives in international taxation

Module VII: Cyber Crimes – Part I

- Definition of crime and crime in the context of internet, actus reus/ mens rea
- Categories of crime in internet and computing damage
- Relationship of Indian Penal Code with cybercrimes such as fraud, hacking, mischief, trespass, defamation, stalking and spamming

Module VIII: Cyber Crimes – Part II

- Investigation in cyber crimes
- Computer forensics and digital evidence
- Liability of ISP and other intermediaries for online harm/infringement of right
- Issues and challenges involved in Internet governance

Module IX: Data Protection

- Privacy issues in Internet
- Data Protection regime
- Existing Indian Law

Module X: Internet Taxation

- Taxability
- Jurisdiction
- Avoidance of double taxation

Course Duration

One calendar year. A student will be provided an additional period of one year to complete the course, after which registration will have to be renewed.

Course Methodology and Evaluation

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- Quiz - $100 \times 10 = 1000$
- Research Paper - $100 \times 2 = 200$
- Viva = $200 \times 2 = 400$
- Total = 1600
- Pass Mark = 640

Eligibility

The following people are eligible to participate in the diploma course:

- A graduate in any discipline from an institution recognised by the UGC or any other regulatory body.