

ENVIRONMENTAL LAW

JUNE/JULY 2016

1. “Article 21 of Indian Constitution is wide enough to encompass various aspects of right to clean environment and earn livelihood” – Discuss with the help of leading cases. **(Refer Page No.)**
2. ‘Rio-declaration re-affirmed the Stockholm declaration with the object to establish global partnership to protect human environment’ – Explain. **(Refer Page No.)**
3. Explain the doctrine of Public Trust, Polluter Pays and Precautionary Principles with the help of decided cases. **(Refer Page No.)**
4. Explain the procedure prescribed in Bio-Medical Waste (Management and Handling) Rules 1998 for safe disposal of Bio-medical waste. **(Refer Page No.)**
5. Discuss the powers of central government under Environment Protection Act, 1986 for the purpose of improving quality environment. **(Refer Page No.)**
6. What is Air Pollution? Explain the salient features of Air Pollution Act? **(Refer Page No.)**
7. Define sustainable development. Discuss the contribution of Judiciary for the protection of environment. **(Refer Page No.)**
8. Write short notes any two of the following:
 - a. Protected Area. **(Refer Page No.)**
 - b. Bhopal Gas Disaster. **(Refer Page No.)**
 - c. Sustainable development. **(Refer Page No.)**

9. Solve any two problems:

a. The people of Marur Municipality are suffering from stench and stink caused by open drains. The alcohol plant situated there also releasing effluents. The area is having poor sanitation and open public excretion system by the people created environmental pollution. What are the rights available to residents of the Marur? Whether municipality is liable? Can the financial inability be an excuse? Decide.

(Refer Environmental Law – Volume – II Separate Book)

b. A private company Spark Motel Pvt.Ltd. Had built a club at the bank of river 'B' by encroaching land including substantial forest land. The Motel polluted the River 'B' and used earth movers and bulldozers to turn the course of the river. There was an effort to create a new channel by diverting the river flow. Is there any possibility for legal action against this? If yes what action can be taken? **(Refer**

Environmental Law – Volume – II Separate Book)

c. Mr. 'X' is in possession of lion shaped chinkara skins meant for sale without license. Decide. **(Refer Environmental Law**

– Volume – II Separate Book)

DECEMBER 2016

ENVIRONMENTAL LAW

Time: 3 hours Max. Marks:100

Instructions: 1. Answer Q.No. 9 and any five of the remaining questions.

2. Q.No. 9 carries 20 marks and the remaining carry 16 marks each.

3. Answers should be written either in English or in kannada completely.

1. Narrate the history of Environment Protection Legislation in india. **(Refer**

Page No.)

2. What is sustainable development? Explain the salient principles of sustainable development. **(Refer Page No.)**

3. "Actions brought under tort law are among the oldest of legal remedies to abate pollution"-Explain. **(Refer Page No.)**

4. Explain the salient features of Wild life (Protection) act, 1972. **(Refer Page No.)**

5. Explain how developmental activities are regulated under Coastal Regulation Zone notification, 1991. **(Refer Page No.)**

6. Narrate the framework of Air Act, 1981 and discuss the principles laid down in Taj Trepozium Zone case. **(Refer Page No.)**

7. Define pollution. Discuss the significant changes in Indian Environment policy in the light of Stockholm conference. **(Refer Page No.)**

8. Write short note on any two of the following:

(a) Environment impact Assessment. **(Refer Page No.)**

(b) Olga Tellin V. Bombay Municipal Corporation. **(Refer Page No.)**

(c) Prevention of cruelty against animals. **(Refer Page No.)**

9. Solve any two of the following problems:

(a) The State Government has assigned a portion of the forest land by way of lease and hereby creating right in properties, which formed part of National park-reserve forest in favour of a private company, without seeking prior approval of the Central Government. Whether grant of lease is valid? Give reasons. **(Refer Environmental Law – Volume – II Separate Book)**

(b) A person has built a brick grinding machine in front of the consulting chamber of a doctor. The machine generating dust and noise causing inconvenience to doctor and patients. What are the remedies available to the doctor for this nuisance? **(Refer Environmental Law – Volume – II Separate Book)**

(c) The Government of Karnataka by enacting a legislation imposes ban on operation of sawmills within the notified forest area in order to prevent illegal cutting of trees. The petitioner who has been operating saw mills for the past 10 years the area which now gets prohibited, he questions the constitutional validity of this legislation. Advise. **(Refer Environmental Law – Volume – II Separate Book)**
