

BLB - VI - 3 years May 2017
 LLB - II - 1 year

Sem II

2017 - 18

Q.P. Code :16311

(REVISED COURSE)

[Time: Three Hours]

[Marks:100]

1. Answer the following (not more than two sentences):- 20
- Who is an 'Occupier' as per the Air Act?
 - How many reports of sample analysis to be made by government Analyst under the Water Act?
 - Define 'Pollutant' under Environment protection Act.
 - Define 'Animal product' under the Wildlife Act.
 - Define 'Strict Liability' in environmental accident.
 - When the 'Authorization' is required for disposal of bio-medical waste?
 - Name the zones under Noise pollution rules.
 - State two prohibited activities within CRZ.
 - Where can an appeal be filed against state board order under the Water Act?
 - Define Ozone layer
2. Write short notes on the following (any four):- 20
- Environment Audit report.
 - Categories of forests under Forest Act 1927.
 - Oleum gas leak case.
 - Treatment and disposal of bio-medical waste.
 - Eco-labeling scheme.
 - Polluter pays principle.
3. Solve the following (Any two):- 12
- (a) (a) A chemical industry was emitting hazardous gases from its chimney since long. No action was initiated against the industry for faulting laws.
- Can the Pollution control board take the suo-moto action against the Industry?
 - What offence is committed by the said Industry?
 - State the remedies available to surrounding residents.
- (b) During Navratri festival one group was playing loud music on the public road and arranged 'Dandiya' dance until midnight. Objections were taken by surrounding residents but the organization refused to stop the program.
- What offence is committed by the group?
 - What are the permissible decibel limits in residential zone under the Noise pollution rules?
 - Where the disturbed surrounding residents can file the Complaint?

Q.P. Code :16311

- c) A group of hunters illegally entered into a sanctuary carrying weapons, matchbox and kerosene etc. They succeeded in trapping few wild animals. They were caught while returning and trapped animals were seized.
- What are the rules for authorized entry in a sanctuary?
 - What action will be taken against the culprit group?
 - Seized animals are whose property?

4. Answer the following (any four)

- Discuss the salient features of 'Sustainable development'.
- Enumerate criminal laws role in environment protection.
- State the composition and functions of Joint pollution control board under the Air Act.
- Discuss fully the procedure followed in collection of samples, its analysis and submission of analysis reports under the Water Act.
- Discuss the powers of Central Government to take measures to protect and improve the environment under Environment protection act.
- Public interest litigation has greater signification in the field of environment protection. Explain with reference to decided cases.

(3 Hours)

(Total Marks 100)

NB : (1) All questions are compulsory.

1. Answer the followings (not more than two sentences) 20
- a) Define strict liability.
 - b) What is Inter-generational equality?
 - c) What is global warming?
 - d) What is 'Protected area' under the Wild-life Act?
 - e) What is Precautionary Principle?
 - f) Specify the timing of 'Day and Night' under the Noise Pollution Rules.
 - g) Who is an 'Occupier' as per the Air Act?
 - h) Which day is celebrated as Environmental day and why?
 - i) Define Ozone layer.
 - j) How many sample analysis reports to be made by government Analyst under the Water Act?
2. Write short notes on the following (any four) 20
- a) Public trust Doctrine.
 - b) Grant of Authorization under Bio-Medical waste rules.
 - c) Oleum gas leak case.
 - d) Green house effect.
 - e) Stockholm Conference.
 - f) Eco-labeling scheme and Eco-mark.
3. Solve the following (any two) 12
- a) News appeared in one of the news-papers stating that one 'Aditya Nursing home' is putting its Bio-medical waste in public dustbin maintained by Municipal corporation thereby causing health hazards to surrounding residents.
 - (i) In this case. Can Pollution Control Board take suo-moto action against the nursing home?
 - (ii) What offence is committed by the Nursing home?
 - (iii) State the process of Storage and disposal of bio-medical waste.
 - b) Antony accused of killing a Chinkara from a sanctuary without hunting permission is undergoing trial under Wild-life Protection Act.
 - (i) Under which provision Antony is liable?
 - (ii) Which are the animals can be hunted with permission under Wild-life Act?
 - (iii) Who is authorized to issue hunting permission under the Wild-life Act?

c) During the Navratri festival one of the 'Dandia Dance' group arranged Dandia dance with loud music on public road and it was continued till midnight thereby causing noise pollution disturbing surrounding residents.

(i) What action can be taken against the Dandia group?

(ii) Under which offence?

(iii) State the concerning penal provisions under the Noise Pollution Rules.

4. Answer the following (Any four)

48

a) State the Role of Judicial Activism in protection and improvement of environment in India

b) Explain the procedure of collection of emission samples and analysis under Air Act and action against defaulter Occupiers.

c) Define 'Sustainable Development' and evaluate its salient features.

d) State the provisions for environment protection under the Criminal laws.

e) Enumerate the Powers of Central government to take measures to protect and Improve environment under the EPA 1986.

f) Discuss the Indian Constitutional provisions relating to environment protection and conservation.

ENVIRONMENTAL LAW

BLB - VI - 3 year

LLB - II - 1 year.

Environment Law

Sem - VI

Nov 2017

Q.P. Code: 24482

[Time: Three Hours]

[Marks: 100]

Please check whether you have got the right question paper.

- N.B: 1. Attempt any four questions.
2. All questions carry equal marks.
3. Cite case laws wherever necessary

- Q.1 Answer the following (not more than two sentences). 20
- What is Environment Impact Assessment?
 - Which amendment to the Indian Constitution has a two-fold provision for the environment protection?
 - What is the 'Joint Board' under the Water Act 1974?
 - Define 'Sustainable Development'?
 - Define Silence Zone under the Noise Pollution Rules.
 - Under section 22 A of Air Act the Board can make application to which court for restraining person from causing air pollution?
 - Who is an 'Occupier' under the Water Act?
 - Define 'Air pollution' under the Air Act.
 - What you mean by 'Compliance officer' under EPA 1986?
 - Define 'Animal Article' under the Wild life Act.

- Q.2 Write short notes (any four) 20
- Oleum gas leak case.
 - Eco friendly labeling scheme.
 - Noise pollution Rules.
 - Stockholm Conference.
 - Hazardous Waste Rules.
 - Under the Air 'Power of Entry and Inspection'.

- Q.3 Solve the following (any two): 12
- 'X' enters along with his friends in a Sanctuary, planning a picnic with food and liquor. They were having sharp weapons, match-boxes, kerosene with them. In the influence of liquor two among them killed a black-buck.
 - What are the rules for authorized entry in Sanctuary and who issues permission?
 - Hunted black-buck will be whose property.
 - What action will be taken against 'X' and his friends?
 - Some of the Tanneries at a river bank discharging untreated solid and liquid waste on land and water of the river causing surrounding area highly polluted. Surrounding residents were fed up with this nuisance.
 - What are the remedies available to nearby residents?

Q.P. Code: 24482

- ii) What action will be taken against defaulting Tanneries?
- iii) Cite a similar decided case.

c) One News Paper reported that a Nursing Home in a city throwing its Bio-medical waste in a public dust-bin on a foot-path. This was causing serious health hazards to surrounding residents and by passers.

- i) On this reported news can a Pollution Control Board take a suo-moto action against the Nursing Home?
- ii) What is the proper procedure of Bio-medical waste disposal?
- iii) How much period the bio- medical waste can be kept untreated and beyond that what procedure should be followed?

Q.4 Answer the following (any four)

43

- a) Enumerate the powers of Central government to take measures to protect and improve environment under the EPA 1986.
- b) 'Public Interest Litigations have greater significance in the field of environment protection'. Explain with the decided case.
- c) Explain provisions of environment protection under the Indian Penal Code.
- d) Discuss the Penal provisions under the Water Act.
- e) Explain the various provisions to collect effluent samples and procedure to be followed in connection there with under the Air Act.
- f) Discuss Indian Constitutional provisions for conservation and protection of environment.
