

**UNITARY LL.B. (THREE YEAR) DEGREE EXAMINATION
FEBRUARY 2024**

First Semester

UL 5—ENVIRONMENTAL LAW

(2023 Admissions—Regular/2018 to 2022 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

Answer any five questions.

Each question carries 3 marks.

1. Write a note on the scope of the precautionary principle on the basis of decided cases.
2. Explain the legal framework available in Kerala to deal with the maintenance of groundwater quality.
3. Discuss the scope of the Forest Rights Act, 2006 in protecting the rights of forest dwellers.
4. Write a note on the legal framework available for the regulation of sand mining in Kerala.
5. Explain the significance of criminal sanctions in the protection of the environment in India.
6. Discuss the scope of various powers conferred to the Central Government as per the provisions of the Environmental Protection Act.

(5 × 3 = 15 marks)

Part B

Answer any three questions.

Each question carries 10 marks.

7. Mr. X is running an Ice Cream manufacturing unit. It is found that the manufacturing unit discharges environmental pollutants in excess of the prescribed limit. Mr. Y wants to file an action under Environmental Protection Act—Advice.
8. The officers as per the directions of the State Board, conducted a search at the plant of Mr. K at night about 10 p.m. and subsequently, they inspected the well situated in the compound of Mr. K's house which is 200 meters away from the plant. Do you think this search and inspection is in accordance with the provisions of Water Act ? Discuss.
9. Mr. Z is a fisherman residing within 5 km. of a sanctuary. One day he inadvertently entered in the territorial waters of the sanctuary with his small canoe. The concerned officers confiscated the Canoe—Discuss the legality of such an act of confiscation.

Turn over

10. Mr. F is running a business of captive animals with an appropriate license. His licence was terminated on account of certain reasons by an authority under the Wildlife Protection Act. Aggrieved by this, Mr. F wants to file an appeal — Advice.

(3 × 10 = 30 marks)

Part C

Answer any two questions.

Each question carries 15 marks.

11. Discuss in detail the scope and significance of various provisions in the Constitution of India for the conservation and maintenance of environment in India.
12. Examine the scope of various international and Indian national frameworks available to fight against climate change.
13. Critically examine the role of the National Green Tribunal in dealing with cases involving substantial questions relating to the environment.

(2 × 15 = 30 marks)