

G 4239

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Reg. No.....

Name.....

**FIVE YEAR B.A., LL.B. (HONS)/B.Com., LL.B. (HONS)/B.B.A., LL.B. (HONS.)
DEGREE EXAMINATION, AUGUST 2023**

Ninth Semester

F.L.31—ENVIRONMENTAL LAW

(2018 Admissions—Regular)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any five of the following.

Each question carries 3 marks.

1. Precautionary principle.
2. Noise pollution.
3. Environment Impact Assessment.
4. ECO-MARK Label Scheme.
5. Protected Forests.
6. Global warming.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. Notice was issued to a factory to close down the business as it was discharging dirty water on the public roads thereby causing damage to public health. The notice is challenged on the ground that it is violative of Article 19(1)(g) of the Constitution. Decide.
8. The tribals of a particular area have been, for a long time, living on the earnings received from sale of articles made using bamboo collected from the forest. Recently, the forest officials blocked the transport of the articles on the ground of reckless exploitation of forest. A Non-Governmental Organization, working for the tribals, wishes to help them. Advise the NGO.
9. The Sub-divisional Magistrate directed the Municipal Corporation under section 133 of Cr.P.C to abate the nuisance by ordering the Municipality to construct drain pipes with flow of water to wash the filth and stop the stench. Discuss the validity of the order.

Turn over

10. The residents of a Municipality are suffering from release of effluents by a factory, open public excretion and poor sanitation system. Examine to what extent the Municipality is liable for such a state of affairs. Can the Municipality raise the defence of financial difficulty and/or shortage of staff?

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. "Sustainable development rests on a commitment to equity with future generations. In 1972, the United Nations Stockholm Conference on the Human Environment recognized that we had a responsibility to 'protect and improve' the environment for both present and future generations." Critically comment on the concept of sustainable development in the light of the above observation. Also, briefly analyze the steps taken by the international community to achieve sustainable development since Stockholm Conference to Rio plus 30.
12. What are the different types of environmental pollution? Examine to what extent law can be used as a tool for environmental protection and briefly discuss the provisions for control of environmental pollution under the Environment Protection Act. Also, explain the powers and functions of the Central and State Pollution Control Boards.
13. Critically analyse the Indian judicial approach to environmental protection with reference to judicially evolved principles and remedial mechanisms through historic Judgements of the Supreme Court.

(2 × 15 = 30 marks)