

- **MBL - II YEAR SYLLABUS**

In the second year, you will study 5 subjects viz (2.1) Investment Laws (2.2) Insurance Law (2.3) Law relating to Foreign Trade and Commercial Transactions (2.4) Intellectual Property Laws and (2.5) Law relating to Taxation of Corporation and Commodities. The broad outlines of these subjects, conveniently divided into modules, as in the first year, are as follows.

- **COURSE - 2.1: INVESTMENT LAWS**

- ***Module 1: Securities Law in India***

Introduction and overview of Securities Law in India - Historical Evolution of Capital Market and Capital Issues Control in India - Basic Concepts in Securities Law - Regulations - SEBI: Capital Market - Institutions, Instruments, Investors, Intermediaries, Indexes, Initial Public Offering, Investors Associations / Protection Fund / Grievance Committee, Information System and Disclosure, Inter-Exchange Market Surveillance, Information Technology - Primary and Secondary Markets - Securitisation, Options and Futures, Overview of Securities Contract Regulation Act, 1956 and Rules 1957 - Public Debt Act - Securities and Exchange Board of India Act, 1992 - Companies Act, 1956 (Provisions Relating to Capital Issues).

- ***Module 2: Registration of Capital Issues***

Regulation of Capital Issue - Types of Issues - Public, Rights Bonus and Preferential - Private Placement - Inter-corporate Investments and Credit Rating - Registration and Filing requirements under SEBI Guidelines - Pre-issue Formalities - Disclosure Standards, Pricing - Stock Invest Scheme - Allotment - Regulation of Listing Securities on Stock Exchange.

- Regulation of Underwriting, Managers to the Issue and Bankers to the Issue
- Tender Offer Regulations

Regulation of Securities Transaction - Purchase and Sale of Securities - Securities Contracts - Legal Requirements and Procedural Formalities - Organisation and Functioning of Stock Exchanges - Registration and Regulation of Dealers, Brokers, etc. - Reporting Requirements - Operation of Clearing, Settlement and Depositor System in Securities Transactions - Demat of Shares - Listing Agreement - Interim Financial Reporting - Corporate Governance.

- ***Module 3: Cross Border Transactions in Securities***

Cross-border Transactions in Securities - Overview of Foreign Investment - Regulatory Framework for Issue of Capital to Non-residents - Foreign Financial Institutions - ADR, GDR & EURO Issues - Regulatory Guidelines - Increasing Internationalisation of Capital Markets.

- ***Module 4: Mutual Funds and Venture Capital***

Mutual Funds and Venture Capital - Organization and Management of Mutual Funds - Legal and Procedural Requirements - SEBI Guidelines for Mutual Funds and VC - Open Ended Schemes and Close ended Schemes - Asset Management Companies - Taxation of Interest, Dividends and Capital Gains.

- ***Module 5: Foreign Exchange Regulation***

Exchange Control Regime in India - Legal Framework of Exchange Regulation - Basic Concepts in

Foreign Exchange Regulation - Resident and Non-resident, Foreign Exchange, etc. - Administration of Exchange Control.

Foreign Exchange - Foreign Exchange Regulation of International Trade - Regulation of Transactions between Resident and Non-resident - Regulation of Activities of Non-residents and Foreign Collaborations within and Outside India - The Enforcement Machinery under the Foreign Exchange.

Terms - Liberalisation of Foreign Exchange Regulations and Growth of Foreign Exchange Markets - Current Account Convertibility - Maintenance of Non-resident Accounts in India - Holding Foreign Currency Assets by Residents in and outside India - Non-resident Investors in Shares and Immovable Properties in India - Repatriation Benefits to Non-residents - Foreign Exchange Facilities to Exporters - Relevance of Continued Foreign Exchange Regulations in India.

- ***Module 6: Government Securities and PSU Bonds***

Issue and Management of Government Loans - Secondary Market in Government Securities - Reforms in Government Securities and Transactions - Delivery vs. Payment System.

- ***Module 7: Environment and Industrialisation***

Concern for Environment in Corporate Industrial Investment - Environmental Conditions for Establishment of Factories - Environment Clearance Certificate - Procedure - Protection needed against Industrial Hazards etc.

- **COURSE - 2.2: LAW OF INSURANCE**

- ***Module No.1: General Principles of Insurance Contract***

Nature of Contract of Insurance - Insurance and Indemnity - Insurance and Guarantee - Insurance and Wager - Feature of Insurance Contract - Types of Insurance Contract - Risk Trading Indemnity, Subrogation and Contribution.

- ***Module 2: General Principles of Insurance Contract - II***

Insurable Interest - Uberrimae fidei and Disclosure - Principle of Moral Hazards - Proximate Cause - Reinsurance - Concept of Agency in Insurance Contract.

- ***Module 3: Life Insurance***

General Principles of Life Insurance Contract - Proposals and Policy - Representation - Assignment and Nomination - Title and Claims - Tax Law Implications - Concept of Trusts in Life Policy - Stamp Duties - Life Insurance Corporation - Role and Function.

- ***Module 4: General Insurance - I***

Different Types of General Insurance - General Insurance and Life Insurance - Nature of Fire Insurance - Representation - Various Types of Fire Policy Subrogation - Double Insurance - Contribution and Average - Proximate Cause - Claims and Recovery.

Accident and Motor Insurance - Nature - Disclosure - Terms and Conditions - Claims and Recovery - Third Party Insurance - Compulsory Motor Vehicle Insurance - Accident Insurance.

Burglary Insurance - Nature, Terms and Conditions.

Medical Insurance - Nature, Terms and Conditions.

- ***Module 5: General Insurance - II***

Regulation of Insurance Business, Insurance Act and IRDA Act; Powers and Functions of IRDA.

- ***Module 6: Marine Insurance***

Scope and Nature - Types of Policy - Insurable Interest - Disclosure and Representation - Insured Perils - Proximate Cause - Voyage - Warranties - Loss and Abandonment - Losses and Average - Measurement of Subrogation, Contribution - Under Insurance.