COURSE - 1.5: ENVIRONMENTAL LAW AND POLICY

Module 1: Introductory

The Module is intended to introduce a student of Business Law to Environmental Law. After a brief analysis of the Environmental Problems that are of concern to everyone, the Module outlines the national policy considerations and legal responses in dealing with them.
a) Environmental Crisis - Global and National
b) Environmental Policies as to: Pollution abatement
   - Environmental Protection and Development,
   - Biological Diversity and Agriculture.
c) Outline of the Indian Environmental Legal Regime:
   - Constitutional concerns
   - Legislative Enactments: EPA and Sectoral Legislations

- **Module 2: Pollution and Waste Management Laws**
  An analysis of the laws concerning management of waste and control of pollution, besides fixation of corporate environmental responsibility would be carried out in the Module.
  a) Pollution Control Laws: Common Law and Criminal Law-Legislative, Administrative and Judicial Processes - Corporate Environmental Responsibility.

- **Module 3: Law Relating to Environment and Industry**
  The Module is devoted to the addressing of environmental concerns in industrial operations within the legal framework.
  a) Industrial Disasters and Environmental Concerns - Public Liability Insurance Act.
b) Industrial Siting, Processes and Environmental Safeguards: Industrial Laws, Mines and Mineral Legislations; Coastal Regulations; Environment Impact Assessment; Public Hearings; Laws of Acquisition and Resettlement.

c) Quality Control of Industrial Operations: ISO Certification; Auto-regulation; Environmental Audit.

• **Module 4: Bio-diversity and Business**
  The business and trade-related aspects of Bio-diversity laws would get a focussed attention in this Module.

  a) National and International Legal efforts concerning Forests, Wildlife and Bio-diversity.
  b) Laws of Geographical Indications and Plant Varieties Protection.

• **Module 5: International Environmental Principles and Trade Laws**
  The Module introduces the students to the principles guiding and governing International Environmental Law. The accommodation of environmental concerns in trade-related laws also figure in the discussions.

  a) International Environmental Principles and their Application.
  b) Trade and Environment - Case Law - WTO - Climate Change.

• **Module 6: New Avenues for Environmental Management**
  This concluding Module explores fresh and emerging initiatives in environmental management that takes one besides and beyond the regime of command and control to include alternative and supplementary efforts. The objective is essentially to find out possible approaches that takes care of the environmental concerns while accommodating business and commercial interests.
a) Economic Approaches to Environmental Management.
b) Broad-basing Environmental Governance - Participation, Partnership and Stewardship - Environmental Legal Advocacy.