



UNIVERSITY OF MYSORE
DEPARTMENT OF STUDIES IN LAW

PROF. (DR). T. R. MARUTHI
Professor of Law

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PGL 610/2021

Date: 04-12-2021

To

Registrar
University of Mysore
Crawford Hall

Sir,

Subject: Submission of Proceedings of Board of Studies in Law (PG)

This is to bring to your good self that the Board of Studies in Law Meeting (PG) had convened at the Department of Studies in Law, University of Mysore, Manasagangothri, Mysore at 3 pm on 23th November 2021. Therefore, I am hereby submitting Proceedings of Board of Studies in Law for your further process.

Thanking you

Yours Sincerely

Prof. (Dr). MARUTHI T. R.

M.A., LL.M., Ph.D.

Professor of Law

Department of Studies in Law

University of Mysore

Manasagangothri, Mysore - 570 006

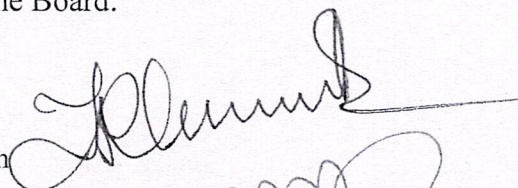
Proceedings of BOS in Law (PG)

The Board of Studies in Law Meeting had convened at the Department of Studies in Law, University of Mysore, Manasagangothri, Mysore at 10.30 am on 23rd November 2021. The Chairman of the Board had extended welcome to all the members of the Board.

Members Present

1. Prof. Maruthi T R

Chairman



2. Prof. C. Basavaraju

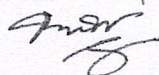
Member



23/11/2021

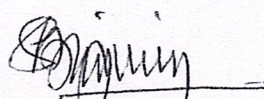
3. Prof. Ramesh

Member



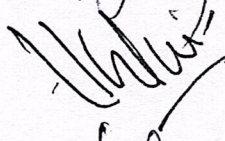
4. Dr. M. Suresh Benjamin

Member



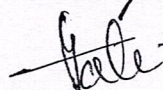
5. Prof. Muzafer Asadi

Member



6. Prof. G. B. Patil

Member



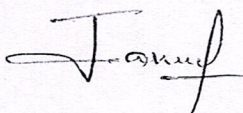
7. Prof. Dashrath

Member



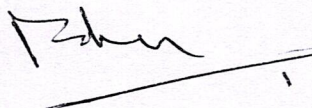
8. Dr. Janhavi . S. S

Member



9. Dr Sathish Gowda

Member

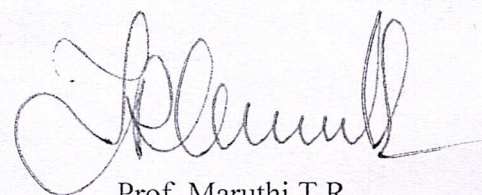


Members Absent:

NIL

Agenda:

1. Regarding the LLM Regulations
2. Regarding syllabus
3. Finalizing list of examiners
4. Any other discussion with the permission of the Chair



Prof. Maruthi T R
Prof. (DR) Chairman, BOS, T.R.
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Professor of Law and Research Guide
Department of Studies in Law
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Manasagangothri, Mysore-570 005

Proceedings of BOS in Law (PG)

The Board of Studies in Law Meeting had convened at the Department of Studies in Law, University of Mysore, Manasagangotri, Mysore at 10.30 am on 23rd November 2021. The Chairman of the Board had extended welcome to all the members of the Board.

Members Present:

1. Prof. Maruthi T R	Chairman
2. Prof. C. Basavaraju	Member
3. Prof. Ramesh	Member
4. Dr. M .Suresh Benjamin	Member
5. Prof. Muzafer Asadi	Member
6. Prof. G. B. Patil	Member
7. Prof. Dashrath	Member
8. Dr. Janhavi . S. S	Member
9. Dr Sathish Gowda	Member

Members Absent: NIL

Agenda:

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Resolution 1

The Board has unanimously decided to retain the regulations governing LL.M Degree as hereunder.

LL.M Course Regulation under Choice Based Credit System (CBCS) Master of Law: 2021-22 (4 semesters/ 2 years): LL.M

1. Each semester shall extend over a minimum period of 18 weeks including examination days.
2. Eligibility for admission :

Candidates possessing a degree of University of Mysore or any other University equivalent thereto and complying with the eligibility criteria shown as detailed below:

LL.B 5 years / 3 years: Minimum 45% of marks of aggregate of 5 years / 3 years Examination (Minimum 40% for SC/STs)

3. Scheme of Instruction:

In each semester there will be 5 papers. The instruction method shall comprise of lecture method, tutorial method and practical method depending on the requirement of each course. The LTP model of 3:1:0 or 2:1:1 may be adopted. There shall be 4 credits for each paper.

The Department offers a Dissertation / project work it shall be in lieu of a paper. Dissertation shall be offered during the Fourth Semester. The Dissertation shall carry 100 marks comprising of both Internal Assessment and Internal Evaluation. The Internal component is comprising of 2 presentations before submission of Dissertation and followed by Viva-Voce. The Internal component will carry 30 marks (Viva Voce will be conducted by the internal teaching only 30 Internal Assessment and 70 marks for theory).

In each paper the candidate is assessed internally by the course teacher for 30 marks comprising Internal Tests, Assignments, Seminars, Field study etc. During the 18th – 20th Week of the semester, a semester- end examination will be conducted.

In case of team work (Project work) there shall be 8 credits. The first unit may consist of identification of problem area and literature survey, the second unit may consist of study of specific literature in detail pertaining to the statement of the problem, the third unit may consist of developing a solution method logy or proposing a hypothesis to solve the problem, and fourth unit may consist of experimental analysis, results, discussions, conclusion and recommendations.

The Assignments for tutorial and practical sessions should be set by teachers based on the subject matter covered in the lecture classes. A separate set of supplementary and / or complimentary practical / tutorial exercise may also be assigned.

Improvement of Marks:

The students are allowed to improve their marks only once in theory papers. No improvement of marks in IA Tests.

Scheme of Evaluation:

Internal Assessment

1.	One Test	15 Marks
2.	Assignment	10 Marks
3.	Seminar	5 Marks
4.	Theory Paper	70 Marks

Continuous Assessment

The course teacher shall assess the students' performance and it is he/she who sets the question papers evaluates the answer books and grades his students. Every tutorial / practical session provides a slot in which the candidate's performance is assessed and evaluated. Transparency shall be maintained in the assessment of the students. Teachers who offer a paper shall be responsible in assessing the candidate in that paper. The evaluation of the candidate shall be based on continuous assessment.

The examination will be conducted at the Department level. The department itself conducts and evaluates the answer scripts without having a formal BOE.

The duration of semester – end theory examination will be 3 hours per paper. The question paper should be set for semester – end examination would examine the candidate's creative, comprehending, problem solving critical ability and subject knowledge.

If a candidate has not successfully completed a paper, then the candidate is automatically assumed to have dropped the course. A candidate has to re-register the dropped paper when the paper is offered again by the department if it is a compulsory paper. A candidate who is said to have dropped term work/ project work has to re-register subsequently.

Under the following circumstances a candidate is said to have dropped a paper.

1. If a candidate has failed to obtain 75% of attendance
2. If a candidate decides to discontinue to study the paper
3. Based on continuous assessment of the candidate at the semester end examination, if the candidate is said to have been unsuccessful.

4. If a candidate withdraws the paper within a week after the final grades are notified, to improve the performance.
5. If it is not complied with University norms

Grading system:

Grades will be given to each paper as mentioned below:

- A. Marks secured in the paper above 80%
- B. Marks secured in the paper above 79 – 70%
- C. Marks secured in the paper above 69- 60%
- D. Marks secured in the paper above 59-50%
- E. Marks secured in the paper above 40 – 49%
- F. Marks secured in the paper above 40% - dropped

The evaluation process is kept transparent. Learning process is made student friendly through more tutorial / practical / practice sessions and by bringing a teacher closer to students

Resolution 1

The Board has come out with new approaches to understand few challenges which are unexpected in these days. Therefore, the Board has unanimously decided to propose certain changes in LL.M syllabus to meet the needs of legal education as hereunder.

Subjects and Syllabus -2021-22 and Onwards

I Semester

Degree	(1/2/3/4)	Title of the course/ paper	Hard Core, Soft Core and Open Elective	L:T: P	Credits
LL.M	1 Semester	Jurisprudence-I (Compulsory Paper)	HC	3:1:0	4
LL.M	1 Semester	Constitutional Law Theory & Principles of Constitutional Interpretation	HC	3:1:0	4
LL.M	1 Semester	Comparative Constitutional Law-I (Constitutional of Govt.)	SC	3:1:0	4
LL.M	1 Semester	General International Law	HC	3:1:0	4
LL.M	1 Semester	International Relations and Law of Treaties	SC	3:1:0	4
LL.M	1 Semester	World Trade Law	HC	3:1:0	4
LL.M	1 Semester	Corporate, Finance and Investments Law	HC	3:1:0	4

II Semester

Degree	(1/2/3/4)	Title of the course/ paper	Hard Core, Soft Core and Open Elective	L:T: P	Credits
LL.M	2 nd Semester	Research methodology (Compulsory Paper)	HC	3:1:0	4
LL.M	2 nd Semester	Indian Constitutional Law-I (part III, IV & IV A)	SC	3:1:0	4
LL.M	2 nd Semester	International Economic Law and Law of the Sea	SC	3:1:0	4
LL.M	2 nd Semester	Human Resource Development	HC	3:1:0	4
LL.M	2 nd Semester	Intellectual Property Rights-I (Copyrights and patents)	HC	3:1:0	4

III Semester

Degree	(1/2/3/4)	Title of the course/ paper	Hard Core, Soft Core and Open Elective	L:T: P	Credits
LL.M	3 rd Semester	Jurisprudence-II(Compulsory Paper)	HC	3:1:0	4
LL.M	3 rd Semester	Comparative Constitutional Law-III (Rights and Liberties)	SC	3:1:0	4
LL.M	3 rd Semester	Indian Constitutional Law-II (other than part III, IV & IV A)	SC	3:1:0	4
LL.M	3 rd Semester	Private International Law	SC	3:1:0	4
LL.M	3 rd Semester	International Human Rights Law and International Organizations	SC	3:1:0	4
LL.M	3 rd Semester	Intellectual Property Rights-II (Trade Marks, Design etc.,)	HC	3:1:0	4

IV Semester

Degree	(1/2/3/4)	Title of the course/ paper	Hard Core, Soft Core and Open Elective	L:T: P	Credits
1	4 th Semester	Environmental Law (Compulsory Paper)	HC	3:1:0	4
2	4 th Semester	Law of writs & Service Matters	SC	3:1:0	4
3	4 th Semester	Comparative Administrative Law	SC	3:1:0	4
4	4 th Semester	International Humanitarian Law and Refugee Law	SC	3:1:0	4
5	4 th Semester	Air & Space Law	SC	3:1:0	4
6	4 th Semester	Dissertation	HC		4

Open Elective

Degree	(1/2/3/4)	Title of the course/ paper	HC or SC or OE	L:T: P	Credits
LL.M	2 nd Semester	Intellectual Property Rights-I (Open Elective)	OE	3:1:0	4
LL.M	3 rd Semester	Law on Human Rights and Duties (CBCS)	OE	3:1:0	4
LL.M	4 th Semester	Intellectual Property Rights-II (Open Elective)	OE	3:1:0	4

LL.M. Syllabus -2021-22 and Onwards

First Semester

Compulsory Paper: 1.0. JURISPRUDENCE- I (Schools and Concepts)

Existing	Proposed
<p>Unit II:</p> <p>Natural Law and Social Contract-Thomas Hobbes, John Locke and Rousseau, HLA Hart, John Rawls, - American Realism: Frank's rule- skeptics and 'fact skeptics'. Llewellyn's Concept of Law- Sociological School of Law: Theory of Social Engineering (Roscoe Pound) Criticisms on Social Engineering Theory. Marxian School of law (To be deleted)</p>	<p>Unit II:</p> <p>Natural Law and Social Contract-Thomas Hobbes, John Locke and Rousseau, HLA Hart, John Rawls, - American Realism: Frank's rule- skeptics and 'fact skeptics'. Llewellyn's Concept of Law- Oliver Wendell Holmes, Jr. Jerome Frank and John Chipman Gray- Scandinavian Realists Hagerstrom, Olivercrona and Alf Ross- Sociological School of Law: Theory of Social Engineering (Roscoe Pound) Criticisms on Social Engineering Theory.</p>

1.2.2 INTERNATIONAL RELATIONS AND LAW OF TREATIES

<p>Unit- I:</p> <p>Historical Approaches to International Relations, theories and concepts, Study of International Relations , Sovereignty – Nationalism – Their evolution, operation and new challenges, Imperialism, colonialism and Post modernism –international relations in transitions. Global Civil Society: Non-Governmental Organizations in World Politics-Third World Negotiations</p>	<p>Unit- I:</p> <p>Historical Approaches to International Relations, theories and concepts, Study of International Relations , Sovereignty – Nationalism – Their evolution, operation and new challenges, Imperialism, colonialism and Post modernism –international relations in transitions. Global Civil Society: Non-Governmental Organizations in World Politics-Third World Negotiations. Regionalization of World Politics: EU, ASEAN, APEC, SAARC, NAFTA-Conflict Resolution and Peace Building</p>
<p>Unit-II:</p>	<p>Unit-II:</p>

<p>Elements of National Power – geographic element, Demographic element – Historical, sociological, Psychological and Economic element. Organizational, Administrative element – Military element and Diplomacy as an element of power.</p>	<p>Elements of National Power – geographic element, Demographic element – Historical, sociological, Psychological and Economic element. Organizational, Administrative element – Military element and Diplomacy as an element of power. Cultural Diplomacy: As an Instrument of Soft power</p>
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SECOND SEMESTER LL.M

Compulsory Paper – 2.0 RESEARCH METHODOLOGY

<p>Unit I:</p> <p>Basics of Research- Concept and meaning of Research; Reflective Thinking; Characteristics of Scientific Methods; Kinds of research – Pure and applied, Need for objectivity and value- neutrality in research; Research qualities and traits.</p> <p>Essentials of Legal Research- Nature and objectives of legal research; Doctrinal and non-doctrinal legal research; Law and Behavioral Studies; Law Reform and legal research; Socio – legal research in India; Problems and perspectives- Constitutional aspects of legal method- Procedural and Comparative legal method.</p>	<p>Unit I:</p> <p>Basics of Research- Concept and meaning of Research; Reflective Thinking; Characteristics of Scientific Methods; Kinds of research – Pure and applied, Need for objectivity and value- neutrality in research; Research qualities and traits. Inductive v. Deductive-Qualitative and Quantitative Orientations towards Research-Methods of conducting literature review</p> <p>Essentials of Legal Research- Nature and objectives of legal research; Doctrinal and non-doctrinal legal research; Law and Behavioral Studies; Law Reform and legal research; Socio – legal research in India; Problems and perspectives- Constitutional aspects of legal method- Procedural and Comparative legal method.</p>
<p>Unit-III</p> <p>Techniques and tools for collection of data-Descriptive Method of Research- Library and documentary research for collection of legal materials–Analysis of Legal materials, statutes and delegated legislations; Criteria of customs-Survey of Juristic writing- Use of historical and comparative research materials, Use of observation studies, Participant and non-</p>	<p>Unit-III</p> <p>Techniques and tools for collection of data-Descriptive Method of Research- Library and documentary research for collection of legal materials–Analysis of Legal materials, statutes and delegated legislations; Criteria of customs-Survey of Juristic writing- Use of historical and comparative research materials, Use of observation studies, Participant and non-</p>

participant observation- Questionnaires and Interview schedules. Use of case study-sampling Method	participant observation- Questionnaires and Interview schedules. Use of case study-sampling Method- Online Legal Research – Use of Electronic Databases-Plagiarism & its consequences.
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Branch II International Law:

3.2.1 PRIVATE INTERNATIONAL LAW

<p>Unit-III:</p> <p>Law of obligations – Contracts – Common law approach, the Proper law of Contract – The Rome Convention – The Choice of the governing law and the Scope of the applicable law – Special Contracts like Consumer contracts, individual employment contracts, E – Commerce – Torts – Theories – the Common law rule and the 1995 English Act.</p>	<p>Unit-III:</p> <p>Law of obligations – Contracts – Common law approach, the Proper law of Contract – The Rome Convention – The Choice of the governing law and the Scope of the applicable law – Special Contracts like Consumer contracts, individual employment contracts, E – Commerce – Torts – Theories lex fori, lex loci delicti, proper law or social environmental theory, development of proper law of tort cases – UK and Indian Position</p>
<p>Unit-IV:</p> <p>Property and Succession – Immovables – Jurisdiction and Choice of law – Movables – Choice of law, Theories and the Modern law – Voluntary assignment of intangible movables – Succession, Intestate succession, testamentary succession and exercise of power by will- Foreign judgments recognition and enforcement of foreign judgments- Substance and procedure.</p>	<p>Unit-IV:</p> <p>Property and Succession – Immovables – Jurisdiction and Choice of law – Movables – Choice of law, Theories and the Modern law – Voluntary assignment of intangible movables – Succession, Intestate succession, testamentary succession and exercise of power by will- Foreign judgments recognition and enforcement of foreign judgments- Substance and procedure.Expanding horizon of Private International Law- WTO and commercial transactions, Transactions through Cyberspace</p>

3.2.2. International Human Rights Law and International Organizations

<p>Unit III</p> <p>International Organizations-History- The Preamble, Purposes and Principles of UNO- Domestic Jurisdiction- Right of self Determination- Powers and Functions of General Assembly, Security Council, ECOSOC, Secretariat - Pacific Settlement of Disputes – International Court of Justice- Action with Respect to Threat to Peace, Breaches of the Peace and Act of Aggression– Right of Self Defense</p>	<p>Unit III</p> <p>International Organizations-History- The Preamble, Purposes and Principles of UNO- Domestic Jurisdiction- Right of self Determination- Powers and Functions of General Assembly, Security Council,Rule Making Powers-Sovereignty and Intervention: Humanitarian Intervention and the Responsibility to Protect- ECOSOC, Secretariat - Pacific Settlement of Disputes – International Court of Justice- Action with Respect to Threat to Peace, Breaches of the Peace and Act of Aggression– Right of Self Defense-United Nations in the Post-Cold Cold War Era - Reforming the United Nations- Peacekeeping Operation- UN and Humanitarian Intervention -UN and Global Environmental Issues</p>
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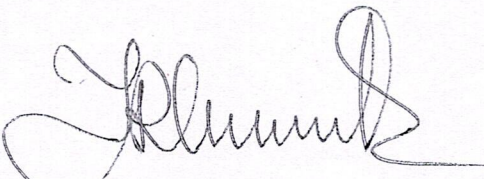
Branch II: International Law

4.2.1 INTERNATIONAL HUMANITARIAN LAW AND REFUGEE LAW

<p>Unit-II:</p> <p>Regulations and restrictions upon armed conflict (international and non-international)- Prohibition against means and methods of warfare – Protection of cultural Property – Implementation of International Humanitarian Laws – national, regional and international – Internal Criminal Tribunals and International Criminal Court.</p>	<p>Unit-II:</p> <p>Regulations and restrictions upon armed conflict (international and non-international)- Prohibition against means and methods of warfare – Protection of cultural Property – Implementation of International Humanitarian Laws – national, regional and international – Internal Criminal Tribunals and International Criminal Court. Terrorism Suppression &International Humanitarian Law-Jus ad Bellum-Jus in Bello</p>
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4.2.2 AIR AND SPACE LAW

<p>Unit-III:</p> <p>Space Law: Introduction – From Air law to Space law- International Control and Cooperation – Extraterrestrial application of international law – The U.N and outer space – The U.N. and development of international Law relating to outer space – the U.N Treaties on outer space.</p>	<p>Unit-III:</p> <p>Space Law: Nature, Definition and Scope – From Air law to Space law- International Control and Cooperation – Extraterrestrial application of international law – The U.N and outer space – The U.N. and development of international Law relating to outer space – the U.N Treaties on outer space. Financing Increasing Private Space Activities-Asset-Based Financing- UNIDROIT Convention and Draft Space Protocol</p>
<p>Unit-IV:</p> <p>Outer space and the international legal framework – the International legal status of outer space objects, Satellites and Spacemen- the Legal regime of outer space – the Legal status of astronauts, Space crafts and space objects, military uses of outer space-Commercial uses of outer space, Data gathering by Remote Sensing.</p>	<p>Unit-IV:</p> <p>Outer space and the international legal framework – Fundamental Principles- Province of all Mankind, National non-appropriation, Freedom of exploration, use and scientific investigation, Common Heritage of Mankind, Jurisdiction and control , Co-operation between the states, Astronauts - Envoys of Mankind- the International legal status of outer space objects, Satellites and Spacemen- the Legal regime of outer space – the Legal status of astronauts, Space crafts and space objects, military uses of outer space-Commercial uses of outer space, Data gathering by Remote Sensing. Satellite Navigation and Location Communication-Satellite Broadcasting and Telecommunication- Department of Space (DOS) Indian Space Research Organisation.</p>



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