

**2021**

**ENVIRONMENTAL LAW**

**Third Paper**

**Full Marks : 80**

*The figures in the margin indicate full marks.*

*Candidates are required to give their answers in their own words  
as far as practicable.*

Answer **any five** questions.

1. Rio Declaration is the reaffirmation of the Stockholm Declaration with the object to establish global partnership to protect human environment. — Explain. 16
2. (a) Discuss the object and purpose of enacting the Environment (Protection) Act, 1986.  
(b) What do you mean by Hazardous Substance, as laid down under the Environment Protection Act, 1986?  
(c) What are the restrictions as imposed by the Environment (Protection) Act, 1986, for emission and discharge of environmental pollutants? 8+4+4
3. (a) State the powers of Board as laid down under Water (Prevention and Control of Pollution) Act, 1974.  
(b) What are the respective roles of the Board Analysts and the Govt. Analysts in making the report under the abovementioned Act? 8+8
4. (a) Narrate the concept of 'Polluter Pays Principles' and explain it with the help of the decision passed by the Supreme Court in the Oleum Gas Leak Case.  
(b) Discuss the Constitution of the 'Central Pollution Control Board' as provided under the Water (Prevention and Control of Pollution) Act, 1974. 10+6
5. (a) Briefly discuss the emergency measures that the State Board may take to mitigate Air pollution under the Air (Prevention and Control of Pollution) Act, 1981.  
(b) Discuss the significance of the 'Taz Trapezium' case as decided by the Apex Court. 8+8
6. (a) Discuss the 'Consent Mechanism' as provided under the Air (Prevention and Control of Pollution) Act, 1981.  
(b) Enumerate the concept of 'Absolute Liability' and its development in India with reference to decided cases. 8+8

**Please Turn Over**

7. (a) How offences are dealt with under the Environment (Protection) Act, 1986 committed by an individual, a company and a Government department?
- (b) Is there any jurisdictional conflict in preventing public nuisance under Section 133 of the Code of Criminal Procedure and the legislations relating to Air and Water pollution? 8+8
8. (a) How does the State Government constitute an area as 'National Park' under the Wild Life Protection Act, 1972?
- (b) What are the restrictions with regard to take entry to a Sanctuary?
- (c) What are the different purposes for which visitors may be allowed to take entry?
- (d) What are the differences between National Park and Sanctuary? 4+4+4+4
9. Discuss the role of Public Interest Litigation in development of Environmental Jurisprudence in India. 16
10. Write short notes on **any four** of the following : 4×4
- (a) Sustainable Development
  - (b) Village Forest
  - (c) Green Bench
  - (d) Strict Liability
  - (e) Precautionary Principle
  - (f) Noise Pollution
  - (g) National Board for Wild Life
  - (h) Article 21 and the Environment.
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