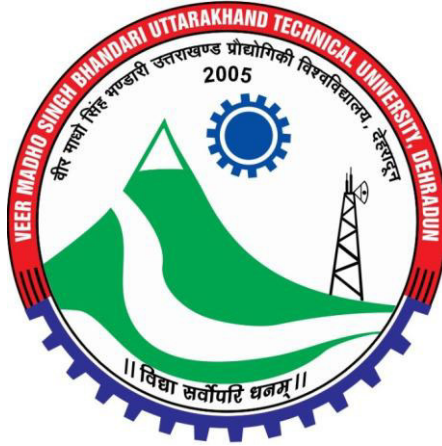


VEER MADHO SINGH BHANDARI UTTARAKHAND TECHNICAL UNIVERSITY

(Formerly Uttarakhand Technical University, Dehradun Established by Uttarakhand State Govt. vide Act no. 415 of 2005)
Sudhowala, PO-Chandanwadi, Premnagar, Dehradun, Uttarakhand (Website- www.uktech.ac.in)



ORDINANCE

For

**Master of Legislative Law
(L.L.M.)**

(For admission in 2022-23 and onwards)



**VEER MADHO SINGH BHANDARI
UTTARAKHAND TECHNICAL UNIVERSITY
Dehradun, Uttarakhand -248007, INDIA**

Ordinances

For

LL.M. Programmes

(For admission in Academic Session 2022-23 and onwards)

1. PRELIMINARY

- a. This ordinance may be called the Ordinances (LL.M One year Degree program), 2022
- b. It shall come into effect from the academic session 2022-23

2. Definitions

In these regulations, and in all orders and notifications issued to execute these regulations, unless the context otherwise requires the following mean:

- a. **University** means Veer Madho Singh Bhandari Uttarakhand Technical University, Dehradun established under the Uttarakhand Technical University Act, 2005
- b. **Academic Council** means council constituted under section 19 of the Uttarakhand Technical University Act, 2005
- c. **Executive Council** means council constituted under section 17 of the Uttarakhand Technical University Act, 2005
- d. **Credit Courses** are all those subjects recognised by the University for which credit points are awarded.
- e. **Credit points** or **Credits** are those points which are allocated to a course as specified in these Ordinances depending upon the time spent in the transaction of the course or designated activity. Provided that the University may by notification modify these by either modifying the time allocated to a course or activity or by adding or deleting a course or activity.
- f. **Non-Credit Courses / Audit Courses** are all those subjects recognised by the University for which no credit points are awarded.
- g. **Clinic Courses** are those mandatory or elective courses in which the teaching

- methodology adopted is predominantly practical in nature.
- h. **Cumulative Grade Point Average (CGPA)** is the figure obtained (on a 10-point scale) by dividing the sum of the products of Grade Values and course credits in each course by the total number of credits in all courses studied at the point when the CGPA is sought for.
 - i. **Elective Courses** are those courses which are not mandatory, but which a student opts to study to fulfil their credit requirements for the degree and are transacted through classroom teaching.
 - j. **Mandatory Courses** are those courses specified by the university that a student has to successfully complete in order to obtain the degree

3. THE PROGRAMME

The LL.M. Programme is a Post-Graduate study in select areas in Legal Advanced Education. The duration of the programme shall be of One Year in two semesters with a minimum of 30 contact hours each week and eighteen weeks for each of the two terms, including classroom teaching, library work, seminars and research;

The One Year LL.M. programme shall have 24 credits with three mandatory courses of 3 credits each (making a total of nine credits), six optional courses of 2 credits each (making a total of 12 credits) and a dissertation of 3 credits.

Each of the Semesters shall be of working duration of 18 weeks.

4. ELIGIBILITY

LL.B. (5 Years Integrated/ 3 Years) degree/ equivalent from a recognized University, with at least 50% marks. Candidates appearing in the qualifying examination, however, can appear provisionally, subject to the production of necessary qualification papers before or at the time of the counselling session.

5. PROGRAMME DURATION, CONTINUATION AND TERMINATION

- a) A Master's Degree Programme in Law shall comprise of a number of courses and / or other components as specified in the Teaching and Examination and Syllabi as approved by the Academic Council.
- b) LL.M. Programme shall be of one-year duration. Emphasis shall be placed on research preparation for academic and scholarly assignments for aspirants. The minimum period required for completion of a programme shall be the programme duration as specified in the Scheme of Teaching and Examination and Syllabi.
- c) The maximum permissible period for completing a LL.M. is 3 years from the date of registration/admission.

6. DIVISION OF ACADEMIC YEAR

- a) An academic year shall be divided into two semesters.

- b) The Programme shall run in accordance with the Academic Calendar issued by the University. There are two regular semesters in a year. The semester that usually begins in July (July to November/December) is known as the Odd Semester and the semester that usually begins in December/January (December/January to May) is known as the Even Semester. The Academic session may be scheduled during the winter/summer vacations as well.
- c) Each of the two semesters shall be a working duration of about 18-20 weeks. There shall be a vacation of one week after the First Semester.

7. ATTENDANCE

A student shall be required to have a minimum attendance of 75% or more in the aggregate of all the courses taken together in a semester. However, the Director / Principal of the affiliated Centers of Legal Education may condone attendance shortage of 10% for the individual for reasons to be recorded. However, under no condition a student who has an aggregate attendance less than 65% in a semester shall be allowed to appear in the semester examination.

Student/s detained due to shortage of attendance shall not be allowed to be promoted to the next semester and he / she will be required to take re-admission and repeat all the courses of the said semester with the next batch of students. The University Enrolment No. of such students shall, however, remain unaltered and he /she shall be required to complete the programme in a maximum period of 3 years.

The Controller of Examination shall announce the names of all such students who are not eligible to appear in the semester examination at least 7 calendar days before the commencement of the semester examination. In case any student appears by default, who has in fact been detained by the University, his/ her result shall be treated as null and void.

8. SCHEME OF EXAMINATION AND EVALUATION

- (i) The examination system of the University shall be targeting constant monitoring of the student's academic progress and transparency of the evaluation system.
- (ii) Evaluation shall be a mix of internal and external where the internal evaluation of the different components shall be done by the concerned teacher of the respective affiliated colleges and the external evaluation shall be done by the evaluators nominated by the University.
- (iii) University shall follow a continuous evaluation system for theory papers in Law and Liberal Disciplines including Management courses, the components of which shall be as under:
- a. Internal Assessment = 40% weightage.
 - b. End-Semester/ External Examination = 60% weightage.
- (iv) All the answer scripts of the different components of the internal evaluation shall be shown to the students within a week of the conduct of the examination and all the queries made by the student should be clarified by the concerned teacher of the respective affiliated colleges
- (v) The Internal Assessment shall be based on the student's performance in regular

course work. The components of internal assessments shall be of different types to test the overall knowledge of the student such as i. Surprise Tests/Snap Tests/Unannounced Tests. ii. Assignments. iii. Quizzes. iv. Project work. v. Seminar Presentation on topics given by the instructor. vi. Term papers. vii. Case Analysis. viii. Paper presentation etc. Faculty members shall be free to choose any component from the list given to test the academic progress of the student in different Centres of Legal Education under this University. Marks obtained in Internal Assessment shall be sent to the COE, UTU for inclusion in the final mark sheet of the students strictly 15 days prior to the commencement of the End-Semester Examination in a sealed envelope.

- (vi) The marks obtained in a subject shall consist of marks allotted in end semester theory paper, practical examination and sessional work. The grade will be awarded based on marks obtained as per Clause 11. The “F” grade denotes the failure in passing respective subjects and the student has to make another attempt to pass the subject as per the provisions of this Ordinance.
- (vii) A candidate to be successful in the examination shall have to obtain **50%** marks in aggregate with 40% marks in individual papers subject to securing minimum 30% marks in each paper in an external examination. For example, there are 5 subjects in a particular semester having 100 maximum marks for each subject (40 marks for internal & 60 marks for external examination). To be successful in that semester, the candidate must secure at least 275 marks in aggregate, 40% marks in each subject to the condition that he must have secured at least 18 marks (30% of 60 marks) in each paper in the external examination.

9. Dissertation/ Thesis

For the dissertation, the evaluation shall be done and marks awarded by a Committee comprising of an internal examiner who will ordinarily be the supervisor and one or more external examiners. The internal examiner shall award marks out of 40% and the external examiner out of 60%. The external examiner must be Ph.D in law holder who shall be appointed by the University. In case of any dispute, the dissertation may be valued by an internal and an external examiner and the mean of the two scores may be taken as marks awarded to the candidate. If, however, thereby a difference of 15% of the total marks between the two scores of the examiners, the dissertation may be sent to the third examiner and the marks awarded by him shall be the final score of the candidate in respect of the dissertation.

Provided that,

- no dissertation will be evaluated until at least one research paper based on the dissertation has been published or communicated to publish in UGC CARE/SCOPUS/SCI indexed journal or presented at a conference. Proof of publication or communication or conference presentation will be submitted along with the award list to the University by the Principal of the legal centre.
- no dissertation will be evaluated if the similarity index is reported to be more than 10% by the similarity checking software prescribed by the University.

10. CREDIT REQUIREMENTS FOR THE AWARD OF LL.M one year CGPA

- a. To be eligible for the award of the LL.M one-year degree, a student must clear all mandatory courses and complete courses and other designated activities for at least worth

- 24 credit points** of the respective specialized program with an average GPA of 5.50/10.00.
- b. The computation of CGPA shall be determined after calculating the credit points obtained by the student from the credit courses already cleared by the student.

11. AWARD OF GRADING- Grades are awarded by the University for LL.M Program as below. A student has to secure grade between O and P to pass in respective subject/course.

- a. The performance of all students in all courses shall be evaluated on a 10-point scale. The following will be the grade values for the course:

Percentage of Marks	Grade	Grade Value
90 and above	O (Outstanding)	10
85-89	A+ (Excellent)	9
80-84	A (Very good)	8
70-79	B+ (Good)	7
60-69	B (Above Average)	6
50-59	C - Average	5
40-49	P (Pass)	4
Below 40	F (Fail)	0
AB- Absent	-	Absent

- b. The “W” grade is awarded to a student if he/she is allowed to withdraw for an entire Semester only if he/she has been on authorized absence from the Institute/University on medical grounds for a period exceeding four weeks and informed to the University in time. The “I” grade is awarded to a student who is unable to complete the course
- c. The SGPA and CGPA will be rounded off to 2 decimal points and reported in marksheet, transcripts, etc.
- d. **Conversion of Grade in to percentage:** The performance of the students is measured in terms of CGPA (on a 10 point scale) as defined above. The equated percentage shall be equivalent to $CGPA \times 9.5$.
- e. **Award of Division:**
 First Division - CGPA of 6.0 and above but less than 10 CGPA (First Division with Distinction will be awarded to those securing CGPA of 8 and above but less than 10 CGPA provided they pass all the examinations in first attempt)
 Second Division - CGPA of 5 and above but less than 6.0 CGPA

12. EVALUATION OF PERFORMANCE:

The performance of a student will be evaluated in terms of two indices, viz., the Semester Grade Point Average (SGPA) which is the Grade point Average for a semester and Cumulative Grade Point Average (CGPA) which is the Grade Point Average for all the completed semesters at any point in time. The SGPA is calculated on the basis of grades obtained in all courses, except audit/non-credit courses, registered in the semester.

$$SGPA = \frac{\sum_{i=1}^s C_i G_i}{\sum_{i=1}^s C_i}$$

where C_i = Credits of the registered subject

G_i = Grade point awarded to the student in the registered subject

s = Total number of registered subjects in the semester, except audit/non-credit courses.

Here the failed courses are also accounted.

The overall Grade of a student in the program of study up to the end of a particular semester shall be called Cumulative Grade Point Average (CGPA). CGPA shall be calculated on the basis of all grades, except audit courses, obtained in all completed semesters as follows:

$$CGPA = \frac{\sum_{i=1}^n C_i G_i}{\sum_{i=1}^n C_i}$$

where C_i = Credits of the registered subject

G_i = Grade point awarded to the student in the registered subject

n = Total number of registered subjects, except audit/non-credit Courses. Here the failed courses are also accounted.

13. Provision for Grace Marks:

Maximum 5 grace marks (maximum 3 marks in one individual subject) (may be allowed in each semester to a candidate in External Examination restricted to two subjects only provided he/she has secured 55% per cent marks in aggregate in all the subjects of the semester taken together. For example, if a candidate has secured 55% or more than 55% marks in aggregate but could not secure 30% marks in External Examination in any one or two subjects, such candidate can be allowed grace marks up to a maximum of 5 marks to be spread over like 3, and 2.

14. USE OF UNFAIR MEANS

Cases of unfair means shall be dealt with as per the rules of the University and the Government Public Examination (Prevention of Unfair means) Act if any in force.

15. AWARD OF DEGREE

A student shall be awarded a LL.M. Degree if,

- a) He/She has enrolled himself/ herself as a regular student undergone the course of studies, completed the dissertation/ seminar/ articles as specified in the curriculum within the stipulated time and secured all the 24 credits required for the course completion.
- b) There are no dues outstanding in his/ her name.

- c) No disciplinary action is pending against him/ her.

NOTE: Notwithstanding anything stated in this Regulation for any unforeseen issues arising and not covered by this regulation or in the event of differences of interpretation, the Vice-Chancellor may take a decision after obtaining, if necessary, the opinion/ advice of a Committee consisting members representing Law in the Academic Council. However, the decision of the Vice-Chancellor shall be final and binding.

16. GOLD MEDAL TO MERITORIOUS STUDENTS

Vice Chancellor's Gold Medal will be awarded to the meritorious students who secured the highest marks (First Rank) in LL.M. and passed all subjects in a single attempt without grace marks in the minimum duration prescribed for the programme.

17. MISCELLANEOUS

The Academic Council shall have the power to amend/relax any provision provided in the ordinance in any specific matter/situation subject to the approval of Executive Council of the University & such decision(s) shall be reported to the Chancellor of the University.

18. Course Structure / Curriculum:

The course Structure / Curriculum for One-Year LL.M. shall have the following components:

- i) Compulsory Papers - (3 papers of three credits each)
- ii) Optional / Specialization Papers - (6 papers of two credits each)
- iii) Dissertation - (three credits)

Compulsory Papers :

The compulsory papers shall consist of the following three subjects / papers, which should be completed in the first Semester:

- i) Research Methods and Legal Writing
- ii) Comparative Public Law / Systems of Governance
- iii) Law and Justice in a Globalizing World

Optional/Specialization Papers:

The University offers in one or more of the under-mentioned eight groups of specialization i.e.

- (a) Corporate and Commercial Law
- (b) Criminal and Security Law
- (c) Constitutional & Administrative Law
- (d) Human Rights Law
- (e) Environmental Law and Policy
- (f) International Comparative Law,
- (g) Law, Policy and Good Governance
- (h) Family Law
- (i) International Comparative Law

(j) International Trade Law

Dissertation

The dissertation shall carry a minimum of three credits.

GRADES AND DIVISIONS

After the evaluation, only grades should be allotted to the students for the LL.M.Degree as per clause 11.

The detailed topics of the specialization subjects shall be the following:

I. (Corporate and Commercial Law)

- i) Competition Law
- ii) Banking and Insurance Law
- iii) Labour / Employment Law
- iv) Company Law
- v) Intellectual Property law
- vi) Cyber Law

II. (Criminal and Security Law)

- i) Criminology and Criminal Justice Administration
- ii) Victimology
- iii) Criminal Justice and Human Rights
- iv) Police Law and Administration
- v) Corporate Crimes/White Collar Crimes
- vi) International Criminal Law

III. (Constitutional and Administrative Law)

- i) Center-State Relations and Constitutional Governance
- ii) Fundamental Rights and Directive Principles
- iii) Local Self-Government & Federal Governance
- iv) Administrative Law

- v) Media Law
 - vi) Minorities Law
- IV. (Family Law)**
- i) Marriage, Matrimonial Rights and Remedies
 - ii) Penal Laws on Family Affairs
 - iii) Family Property and Succession
 - iv) Family Disputes and Dispute Resolution
 - v) Rights of Women, their Protection and Gender Equality
 - vi) Uniform Civil Code
- V. (Human Rights Law)**
- i) Comparative Concept and Development of Human Rights
 - ii) Human Rights & International Order
 - iii) Criminal Justice and Human Rights
 - iv) Protection & Enforcement of Human Rights in India
 - v) International Humanitarian Law & Refugee Law
 - vi) Comparative Human Rights of Disadvantageous Groups
- VI. (Law, Policy and Good Governance)**
- i) Rule of Law and Good Governance
 - ii) Public Policy: Theory and Practice
 - iii) Human Rights, Governance and Sustainable Development
 - iv) Law, Policy and Development
 - v) Sociology of Law, Governance & Political Economy of Law
 - vi) Law, Constitutionalism and Political Theory
- VII. (International Comparative Law)**
- i) Public International Law
 - ii) International Economic Laws
 - iii) Private International Law / Conflict of Laws
 - iv) Air and Space Law
 - v) Laws of International Organizations
 - vi) International Humanitarian Law
- VIII. (Environmental Law and Policy)**
- i) Environmental Jurisprudence
 - ii) Hazardous Waste and Law
 - iii) Biodiversity and Law
 - iv) Law and Sustainable Development
 - v) Global environment law and climate change
 - vi) Environmental Justice
- IX. (International Trade Law)**
- i) International Economic Law
 - ii) International Trade Law

- iii) International Banking and Finance
- iv) International Investment Law
- v) Int'l Commercial Arbitration
- vi) International Taxation

P.S.: Each of these Courses will have practical training and research component for students to perform on which evaluation for grades is determined.

EXAMINATION PAPERS FOR FIRST SEMESTER

Compulsory Papers

1. Research Methods and Legal Writing
2. Comparative Public Law / Systems of Governance
3. Law and Justice in a Globalizing World

Optional Papers.

Corporate and Commercial Law Group

- 1- Competition Law
- 2- Banking and Insurance Law

Or

Criminal and Security Law Group

- 1- Criminology and Criminal Justice Administration
- 2- Victimology

Or

Constitutional and Administrative Law Group

- 1- Center-State Relations and Constitutional Governance
- 2- Fundamental Rights and Directive Principles

Or

(Family Law)

1. Marriage, Matrimonial Rights and Remedies
2. Penal Laws on Family Affairs

Or

(Human Rights Law)

- 1- Comparative Concept and Development of Human Rights
- 2- Human Rights & International Order

Or

(Law, Policy and Good Governance)

1. Rule of Law and Good Governance
2. Public Policy: Theory and Practice

Or

(International Comparative Law)

- 1- Public International Law
- 2- International Economic Laws

Or

(Environmental Law and Policy)

- 1.Environmental Jurisprudence
- 2.Hazardous Waste and Law

Or

(International Trade Law)

- 1.International Economic Law
- 2.International Trade Law

EXAMINATION PAPERS FOR SECOND SEMESTER

Group I (Corporate and Commercial Law Group)

- 1.Labour / Employment Law
2. Company Law
3. Intellectual Property law
4. Cyber Law
5. Dissertation

Group II (Criminal and Security Law Group)

1. Criminal Justice and Human Rights
2. Police Law and Administration
3. Corporate Crimes/White Collar Crimes
4. International Criminal Law
5. Dissertation

Group III (Constitutional and Administrative Law Group)

- 1.Local Self-Government & Federal Governance
2. Administrative Law
- 3.Media Law
- 4.Minorities Law
- 5.Dissertation.

Group IV (Family Law)

1. Family Property and Succession
2. Family Disputes and Dispute Resolution
3. Rights of Women, their Protection and Gender Equality
4. Uniform Civil Code
- 5- Dissertation

Group V (Human Rights Law)

1. Criminal Justice and Human Rights
2. Protection & Enforcement of Human Rights in India
3. International Humanitarian Law & Refugee Law
4. Comparative Human Rights of Disadvantageous Groups
5. Dissertation

Group VI (Law, Policy and Good Governance)

1. Human Rights, Governance and Sustainable Development
2. Law, Policy and Development
3. Sociology of Law, Governance & Political Economy of Law
4. Law, Constitutionalism and Political Theory
5. Dissertation

Group VII (International Comparative Law)

3. Private International Law / Conflict of Laws
4. Air and Space Law
5. Laws of International Organizations
6. International Humanitarian Law
7. Dissertation

Group VIII (Environmental Law and Policy)

1. Biodiversity and Law
2. Law and Sustainable Development
3. Global environment law and climate change
4. Environmental Justice
5. Dissertation

Group IX (International Trade Law)

1. International Banking and Finance
2. International Investment Law
3. International Commercial Arbitration
4. International Taxation
5. Dissertation

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SYLLABUS

For

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(For admission in 2022-23 and onwards)