



# BRAINWARE UNIVERSITY

**Term End Examination 2023-2024**  
**Programme – BBA LL.B.-2019**  
**Course Name – Environmental Law**  
**Course Code - BBALLB901**  
**( Semester IX )**

**Full Marks : 60**

**Time : 2:30 Hours**

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

## **Group-A**

(Multiple Choice Type Question)

1 x 15=15

1. *Choose the correct alternative from the following :*

- (i) Identify federal agency in the United States is responsible for enforcing many environmental laws
  - a) a) Department of Agriculture (USDA)
  - b) b) Environmental Protection Agency (EPA)
  - c) c) Department of Energy (DOE)
  - d) d) Department of Interior (DOI)
- (ii) International treaty aims to prevent the depletion of the ozone layer is :
  - a) a) Kyoto Protocol
  - b) b) Paris Agreement
  - c) c) Stockholm Convention
  - d) d) Montreal Protocol
- (iii) The principle that requires those who pollute to pay for the damage they cause to the environment
  - a) a) The Polluter-Pays Principle
  - b) b) The Precautionary Principle
  - c) c) The Sustainable Development Principle
  - d) d) The Common But Differentiated Responsibility Principle
- (iv) Explain the following is a legally protected designation for areas of significant ecological importance
  - a) a) Greenbelt
  - b) b) Wildlife reserve
  - c) c) Protected natural area
  - d) d) Protected area
- (v) Choose the types of resources does the Public Trust Doctrine apply
  - a) A) Only land and water
  - b) B) All natural resources, including land, water, and wildlife
  - c) C) Only minerals and oil
  - d) D) Intellectual property
- (vi) Locate The definition of environmental pollution under the Environment (Protection) Act is:

- a) Any pollution of air, water and soil
- b) The presence of any solid, liquid or gaseous substance in the environment that causes injuries to man
- c) The presence in the environment of any environmental pollution
- d) Any pollution in land, sea and air.
- (vii) Identify level of government is typically responsible for implementing the Public Trust Doctrine.
- a) A) Federal government
- b) B) State government
- c) C) Local government
- d) D) Private corporations
- (viii) Observe that Sustainable Development was defined for the first time in the:
- a) Brunt Land Report
- b) Johannesburg Declaration
- c) Rio-Declaration
- d) Kyoto Protocol
- (ix) Indicate Kyoto Protocol is related to
- a) Air pollution
- b) Greenhouse Gas
- c) Climate change
- d) Water pollution
- (x) Infer Environmental protection has been made a fundamental duty of every citizen of India under Article:
- a) Article 51A(e)
- b) Article 51A(f)
- c) Article 51A(g)
- d) Article 51A(h)
- (xi) Describe the State is the trustee of all natural resources which are by nature meant for public use and enjoyment and that Indian legal system includes the public trust doctrine. The supreme court of India has observed the above in one of the following case
- a) T.N. Godavarman Thirumulpad v. Union of India
- b) Indian Council for Enviro-legal action v. union of India
- c) M.C. Mehta v. Union of India
- d) Shri sachidananda Pandey v. state of west Bengal
- (xii) Estimate under which Constitutional Amendment Art 48(A) is inserted in Indian Constitution.
- a) 42nd Amendment
- b) 47th Amendment
- c) 56th Amendment
- d) 74th Amendment
- (xiii) Trace the Earth Summit was held at Rio de janeiro in the year
- a) 1972
- b) 1992
- c) 1982
- d) 1962
- (xiv) Select from the following is a leading case on public nuisance
- a) TN Godavarman vs Union of India, AIR 2003, SC 724
- b) Vellore Citizens welfare forum vs Union of India, AIR 1996, SC 2715
- c) State of Uttar Pradesh vs Raj Narayan, AIR 1975, SC 865
- d) Municipal Council, Ratlam vs Virdichand, AIR 1980, SC 1622
- (xv) Choose from the following section of the Air ( Prevention & Control of pollution ) ACT, 1981 which empowers the state government to declare any particular area as air pollution control area in consultation with the state board
- a) 17
- b) 19
- c) 18
- d) 20

### Group-B

(Short Answer Type Questions)

3 x 5=15

2. State Article 51A(g) of the Indian Constitution (3)
3. Explain some significance of Article 48A and Article 51A(g) in Indian environmental matters (3)

4. Explain the meaning of water pollution under the Water (Prevention and Control of Pollution) Act, 1974 (3)
  5. Illustrate some common examples of pollutants that constitute water pollution under the Water Act of 1974 (3)
  6. Summarize the main objective of the Biological Diversity Act, 2002 (3)
- OR**
- Assess the primary objectives of the Wildlife Protection Act, 1972 (3)

**Group-C**  
(Long Answer Type Questions) 5 x 6=30

7. Explain the composition of central pollution control board as per The Air(Prevention and control of pollution) act, 1981 (5)
  8. Analyse the powers and functions of central governments as per the Environmental protection act, 1986 (5)
  9. Explain the kinds of forest as per the Indian forest act, 1927 (5)
  10. Evaluate the case TN GODAVARMAN THIRUMULPAD V. UNION OF INDIA (5)
  11. Discuss the principles stated in Intellectual forum , Tirupathi v. State of A.P (5)
  12. Deduce the jurisdiction of National green tribunal (5)
- OR**
- Infer the objectives of Environmental (Protection) Act,1986 (5)

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