

GONDWANA UNIVERSITY

GADCHIROLI

FACULTY OF LAW

**MASTER OF HUMAN RIGHTS & DUTIES EDUCATION
(M.H.R.D.E)**

**DETAILED SYLLABUS FOR
IIIrd SEMESTERS**

Master of Human Rights & Duties Education Syllabus

MASTER OF HUMAN RIGHTS & DUTIES EDUCATION

PAPER- HR07

International Humanitarian Law & Refugee Law

1. International Humanitarian Law:
 - a) Definition of International Humanitarian Law, the origin and development throughout the ages.
 - b) Growth and Development of ICRC and its role.
 - c) The four Geneva Conventions and its Additional Protocols.
 - d) International Humanitarian Law and the Human Rights Law.
 - e) National Measures for the implementation of International Humanitarian Law. (The Geneva Convention Act, 1960).

2. International Refugee Law:
 - a) Definition of Refugee, Historical development of Refugee Law, principle of non-refoulement, rights & responsibilities of refugee, refugees "surplace".
 - b) Role of UNHCR in protection of the Human Rights of Refugees and the link between Human Rights Instruments and Refugee Rights.
 - c) International Instruments - The 1951 Convention Relating to Status of Refugees and its 1967 Protocol.
 - d) Regional Mechanisms on Refugee Protection including the OAU Convention, Cartagena Declaration, etc.
 - e) International Strategies for Refugees Protection, early warning, burden sharing, safety zones, right to remain, right to return, temporary asylum, internally displaced persons.
 - g) Protection in India: Indian critique of UNHCR and the Convention, protection without legislation, status of refugees in India under UNHCR, Model National Law for Refugees.

Total Marks 100

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PAPER-HR08

Disadvantaged Groups and Human Rights and Duties

1. Conceptual Perspective:
 - a. Poverty, illiteracy, breakdown of old social and family institutions:
Impact of improvements in health care and mortality.
 - b. Social taboos regarding the disabled.
 - c. Responsibility of the Society and the State.
2. Protection of the Aged and the Disabled under the Indian Constitution:
 - a. Fundamental Rights and Directive Principles under the Indian Constitution.
 - b. Special Laws for Protection of the Aged and the Disabled:
 - i. Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995.
 - ii. Mental Health Act, 1993.
 - iii. Policy on the Aged and the Disabled:
 - i. Special protection through reservations, quotas.
 - ii. Major issues of barrier-free access to public places, and development of special, appropriate technologies.
3. Protection of the Aged and the Disabled:
 - a. Vulnerability of the aged and the disabled:
 - i. Indian society and the aged and the disabled.
4. Institutional Mechanisms for Protection of the Aged and the Disabled:
 - a. Constitutional mechanisms: Legislative, Executive, and Judiciary.
 - b. Non-Governmental Organisations.
 - c. The Information Media.
 - d. Role of Education.

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5. International norms for the Protection of the Aged and the Disabled:
 - a. UN General Assembly Declaration on the Rights of the Disabled Persons 1975.
 - b. Declaration on the Mentally Retarded Persons 1971.
 - c. Resolution on the Rights of the Disabled Persons adopted by the Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights 1993.
 - d. World Assembly on the Ageing 1982.
6. Protection of Scheduled Castes, Scheduled Tribes and Other Backward Classes:
 - a. Status of Scheduled Castes, Scheduled Tribes and OBC in Indian Society:
 - i. The four castes: theory and practice, Feudalism and the socio-economic system, Social and economic deprivations of the lower rungs of society through history.
 - ii. Issues of social and economic inequality in Indian society, role of social reformers - Gandhi & Ambedkar, social and economic equality versus freedom from foreign rule.
 - b. Indian Constitution and Protection of SCs/STs and OBCs:
 - i. Fundamental Rights and Directive Principles under the Constitution
 - ii. Special protection under Article 15(4), Article 16(4) & 16(4-A), Article 17, Article 29(1), Article 46, Articles 334, 335, 338, 339, 340, 341 & 342, Fifth and Sixth Schedules.
 - c. Contemporary status:
 - i. Economic and social inequalities.
 - ii. Caste wars, Politics of caste and class.
 - iii. Status of SCs and STs in the present society.

Total Marks 100

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PAPER - HR09

ENVIRONMENT AND HUMAN RIGHTS AND DUTIES

1. International Perspective: Stockholm Conference, Rio de Janeiro Conference, Johannesburg Conference

2. Constitutional Perspective
 - (a) Fundamental Rights : Right to Clean Environment, Education and Compensation
 - (b) Directive Principle of State Policy and Fundamental duties
 - (c) Legislative Powers

3. Environment Pollution and Legal Order
The Water Act, 1974 and the Air Act 1981
 - (a) Regulatory Authorities and their Powers & Functions
 - (b) Pollution Control Measures
 - (c) Remedies

4. Environment Protection and Legal Order
 - (i) Environment (Protection) Act, 1986
 - (a) Regulatory authorities and their powers and functions
 - (b) Environment Protection Measures
 - (c) Remedies
 - (ii) Environment Impact Assessment Notification, 1994 and Public Hearing Notification, 1997

5. Principles of Environment Protection : National Perspective
 - (a) Polluter Pays Principles : Absolute Liability of Hazardous Industries
 - (b) Precautionary Principle
 - (c) Public Trust Doctrines
 - (d) Sustainable to Development

6. (a) Industrial Disaster with special reference to the rights of victims of such disasters
(b) Mega Projects with special reference to displacement and rehabilitation of the affected
Persons.

Total Marks 100