

**Ordinance No. 82 of 2017****EXAMINATIONS LEADING TO THE AWARD OF POST GRADUATE DEGREE OF MASTER OF LAWS (LL.M.) [CHOICE BASED CREDIT SYSTEM] IN THE FACULTY OF LAW, ORDINANCE, 2017.**

**Whereas**, it is expedient to prepare an ordinance in respect of Examination leading to the Post Graduate Degree of Master of Laws (L.L.M.) (Choice based credit system and semester pattern) in the Faculty of Law, for the purpose hereinafter appearing, the Management Council is hereby pleased to make the following Ordinance:-

1. This Ordinance shall be called “**EXAMINATIONS LEADING TO THE POST GRADUATE DEGREE OF MASTER OF LAWS (LL.M.) [CHOICE BASED CREDIT SYSTEM WITH SEMESTER PATTERN]**” in the Faculty of Law, Ordinance, 2017.”
2. This Ordinance shall come into force with effect from the date of its making by the Management Council.
3. This Ordinance shall apply to LL.M. Regular Course Students.
4. The duration of the LL.M programme shall be TWO academic years spread over FOUR semesters with the University Examination at the end of each Semester. Each Academic Year shall consist of Two semesters. The academic Session for the Odd Semesters i.e. 1<sup>st</sup> & 3<sup>rd</sup> Semester, will commence as far as practicable from 1<sup>st</sup> of July every year and the Even Semester i.e 2<sup>nd</sup> & 4<sup>th</sup> will commence, as far as practicable, from 1<sup>st</sup> of January every year. An examination for each of the semester shall be held twice in a year at such places and on such dates as may be fixed by the University from time to time. The fees for the examination shall be as prescribed by the University from time to time.
5. Unless the context otherwise require, the following words shall have the meaning as assigned to them in this para, :-
  - (a) **Academic Year:** Two consecutive (one odd + one even) semesters constitute one academic year.
  - (b) **ATKT:** means allow to Keep Term in next Higher Semester as per the provisions of this Ordinance.
  - (c) **Choice Based Credit System (CBCS):** Choice Based Credit System provides choice for students to select course of study from the prescribed courses
  - (d) **Course:** It is equivalent to a paper/subject in a programme. It is a complete unit of learning which will be taught and evaluated within a Semester. All courses need not carry the same weight. A course may be designed to comprise lecturing/tutorial/laboratory work/field work/outreach activities/project work/vocational training/viva/seminars/term papers/assignments/presentations/self-study etc. or a combination of some of these.

The UGC guidelines on CBCS system prescribe three kinds of courses: Core, Elective and Foundation in a programme.

**Core Course (CC):** This is the course/subject which is to be compulsorily studied by a student as a core requirement to complete the programme. It shall be related to the discipline of study.

**Elective Course (EC):** Elective course is a course which can be chosen from a pool of prescribed papers. An elective course may be “*Generic Elective*” focusing on those courses which add generic proficiency to the students. An elective may be “*Discipline Centric*” or may be chosen from an unrelated discipline. It may be called as “*Open Elective*”.

**Foundation Course:** The Foundation Courses may be of two kinds, *Compulsory Foundation (FC)* and *Elective Foundation (FE)*. “*Compulsory Foundation*” courses are the courses based upon the content that leads to Knowledge enhancement. They are mandatory for all disciplines. “*Elective Foundation*” courses are value based, and are aimed at man- making education.

- (e) **Credit** :Credit mean the unit by which the course work is measured. It is measured in terms of weekly class hours assigned to a Course. One Credit is equivalent to one hour of teaching work (Lecture or tutorial) or two hours of practical work/field work per week.
- (f) **Credit Point (CP):** It is the value obtained by multiplying the Grade Point by the CreditNo. of Credits assigned for the course x Grade Points secured for that course.
- (g) **Cumulative Grade Point Average (CGPA):** CGPA means the value obtained by dividing total number of credit points in all the semesters by the total number of credits in all the semesters. It is a measure of overall cumulative performance of a student over all semesters.
- (h) **Grade Letter** : Grade Letter **means** an index to indicate the performance of a student in a particular course/ Paper. It is the transformation of actual marks secured by a student in a course/paper into a letter grade. There shall be a range of marksfor each Grade
- (i) **Grade Point** : Grade Point mean weightage allotted to each grade letter.
- (j) **Programme:** It means the Two Year Post Graduate Programme of study and examination spread over four semesters, the successful completion of which would lead to the award of Master of Laws ( LL.M.) Degree.
- (k) **Semester Grade Point Average (SGPA):** It means the value obtained by dividing the total credit points earned by a student in all the courses of a given semesters by the total number of credits assigned to that semester. It is a measure of performance of work done in a semester.
- (l) **Transcript or Grade Card or Certificate:** Based on the grade earned, a grade certificate shall be issued to all the registered students after every semester. The grade certificate will display the course details (code, title, number of credits, grade secured) along with SGPA of that semester and CGPA earned till that semester.

**6. Eligibility Criteria for Admission:** A student desiring to seek admission to LL.M. Program, may either register himself/herself as a regular student in any of the institution established , conducted or affiliated to the Gondwana University, Gadchiroli, where LL.M course is administered.An applicant for admission to LL.M programme should have obtained Bachelor’s Degree in Law (LL.B.) or any other equivalent qualification, called by any name, which is recognized by the Gondwana University, Gadchiroli.

**7. Medium of Instruction and examination :**The medium of instruction and Examination for LL.M Course shall be English. An answer-books in the University examinations written in any language other than English, shall not be eligible for valuation. It shall be deemed to be invalid for all purposes.

#### **8. PATTERN AND SCHEME OF LL.M PROGRAMME (choice based credit system):**

In LL.M Programme(Choice Based Credit System), there are Four Courses as **Foundation Courses**, which are compulsory for all. There are Seven Core courses and Four Elective Courses.

There are **Seven specialization groups**,. They are :

- a) **Group A: International Law;**
- b) **Group B: Constitutional Law & Administrative Law;**
- c) **Group C: Intellectual Property Laws;**
- d) **Group D: Business Law;**
- e) **Group E: Environment and Legal Order;**
- f) **Group F: Labour, Capital and Law; and**
- g) **Group G: Criminal Law**

Candidates have to select any one group of specialization. Candidates who have selected group of specialization at the time of admission shall not be allowed to change the group of specialization subsequently. The candidates will have to prosecute regular full time course of study. In each of the group, 25 students, will be admitted on merit in the P.G. Department of law and in affiliated colleges.

Semesterwise course structure, Total marks, credits, passing standard and Examination hours shall be as prescribed below :-

**First Semester**

<b>Courses</b>	<b>Course Code</b>	<b>Name of the Course/Subject</b>	<b>Total Marks UA + CA</b>	<b>Credits</b>	<b>Passing Standard UA + CA</b>	<b>Exam Hours</b>
Core 1	PLC01	Law and social transformation in India	80+20 =100	05	50	3
Core 2	PLC02	Indian Constitutional Law: The New Challenges	80+20 =100	05	50	3
Core 3  (One Subject as per the group of specialization)	PLC03A	Gr. A: Nature & Source of International Law	80+20 =100	05	50	3
	PLC03 B	Gr.B: Constitutionalism: Pluralism and Federalism	80+20 =100	05	50	3
	PLC03C	Gr.C: Nature, Emergence and development of IPRs	80+20 =100	05	50	3
	PLC03D	Gr. D: Corporate Law	80+20 =100	05	50	3

	PLC03E	Gr. E: Environmentalism & Indian Society	80+20 =100	05	50	3
	PLC03F	Gr.F: Law of Industrial Adjudication-I	80+20 =100	05	50	3
	PLC03G	Gr.G: Criminal Justice System	80+20 =100	05	50	3
Core 4  (One Subject as per the selected group of specialization)	PLC04A	Gr. A: International Organisations, Law, Practice and Future	80+20 =100	05	50	3
	PLC04B	Gr.B: Union – State Relations	80+20 =100	05	50	3
	PLC04C	Gr.C: Copyright Law	80+20 =100	05	50	3
	PLC04D`	Gr. D: Company and Securities Law	80+20 =100	05	50	3
	PLC04E	Gr. E: Human Impact on Environment & Problems in India	80+20 =100	05	50	3
	PLC04F	Gr.F: Law relating to Industrial Adjudication-II	80+20 =100	05	50	3
	PLC04G	Gr.G: Crime and Social Legislation	80+20 =100	05	50	3
Practical Core Practical-1	PLP01	Law Teaching	75	04	37	CA
Seminar 1	PLS01	Seminar based on core subjects ( 2 hours per week)	25	01	13	CA
<b>Total Credits = 25</b>						

### Second Semester

Courses	Course Code	Name of the Course/Subject	Total Marks	Credits	Passing Standard	Exam Hours
			UA + CA		UA + CA	
Core 5	PLC05	Legal Education and Research Methodology	80+20=100	05	50	3
Core 6	PLC06	Jurisprudence	80+20=100	05	50	3

Core 7  (One Subject as per the selected group of specialization)	PLC07A	Gr. A: International Humanitarian Law	80+20=100	05	50	3
	PLC07 B	Gr.B: National Security, Public Order and Rule of Law	80+20=100	05	50	3
	PLC07C	Gr.C: Patents Law	80+20=100	05	50	3
	PLC07D`	Gr. D: Economic Legislation	80+20=100	05	50	3
	PLC07E	Gr. E: Environment : Laws, Policy & Structures	80+20=100	05	50	3
	PLC07F	Gr.F: Law relating to Wages and Monetary Benefits	80+20=100	05	50	3
	PLC07G	Gr.G: Criminal Justice: Concepts and Procedure	80+20=100	05	50	3
Core 8  (One Subject as per the selected group of specialization)	PLC08A	Gr. A: Disarmament and Peace Strategies	80+20=100	05	50	3
	PLC08B	Gr.B: Administrative Process	80+20=100	05	50	3
	PLC08C	Gr.C: Law Relating to Trade Marks	80+20=100	05	50	3
	PLC08D`	Gr. D: Legal Regulation of Economic Enterprises	80+20=100	05	50	3
	PLC08E	Gr. E: International Environment Law & Global Issues	80+20=100	05	50	3
	PLC08F	Gr.F: Law relating to Collective Bargaining	80+20=100	05	50	3
	PLC08G	Gr.G: Penology – Treatment of offenders	80+20=100	05	50	3
Core Practical 2	PLP02	Law Teaching- II & Group discussion	75	04	37	CA
Seminar -2	PLS02	Seminar	25	01	13	CA
<b>Total Credits = 25</b>						

### Third Semester

Courses	Course Code	Name of the Course/Subject	Total Marks	Credits	Passing Standard	Exam Hours
			UA + CA		UA + CA	
Foundation Course-1	PLFC01	Computer	80+20=100	05	50	3
Core -9 (One Subject as per the selected group of specialization)	PLC09A	Gr. A: Private International Law – I	80+20=100	05	50	3
	PLC09 B	Gr.B: Judicial Control of Administrative Powers	80+20=100	05	50	3
	PLC09C	Gr.C: Law relating to Designs and geographical indications	80+20=100	05	50	3
	PLC09D	Gr. D: International Trade Law	80+20=100	05	50	3
	PLC09E	Gr. E: Biological Diversity and Legal Order	80+20=100	05	50	3
	PLC09F	Gr.F: Social Security Legislation – I	80+20=100	05	50	3
	PLC09G	Gr.G: Organised Crime, Terrorism and International Crime, New Challenges.	80+20=100	05	50	3
Core -10 (One Subject as per the selected group of specialization)	PLC10A	Gr. A: Private International Law – II	80+20=100	05	50	3
	PLC10 B	Gr.B: Public Authorities and Liability: Controls on Maladministration	80+20=100	05	50	3
	PLC10C	Gr.C: Intellectual Property Rights-Emerging Areas	80+20=100	05	50	3
	PLC10D	Gr. D: International Economic Law	80+20=100	05	50	3
	PLC10E	Gr. E: Conservation of Resources & Management of Environment	80+20=100	05	50	3
	PLC10F	Gr.F: Social Security Legislation II	80+20=100	05	50	3
	PLC10G	Gr.G: Juvenile Delinquency	80+20=100	05	50	3
Core Elective-1 (Any one)	PLEC1A	Comparative Law	80+20=100	05	50	3
	PLEC1B	Banking Law	80+20=100	05	50	3
Core Practical 3	PLP03	Socio-Legal Project and Viva-Voce(External Examiner)	75	04	37	CA

		Project work- 50Marks				
		Viva-25 Marks				
Seminar -3	PLS03	Seminar	25	01	13	CA
<b>Total Credits = 25</b>						

#### Fourth Semester

Courses	Course Code	Name of the Course/Subject	Total Marks	Credits	Passing Standard	Exam Hours
			UA + CA		UA + CA	
Foundation Corce-2	PLFC02	JudicialProcess	80+20=100	05	50	3.
Core-11	PLC11	Human Rights and Duties under Indian Legal System	80+20=100	05	50	3.
Core -12	PLC12	Dissertation (External Examiner)  Written work- 150Marks  Viva-50 Marks	UA 2 00	10	100	No theory exam.
Core Elective -2 (Any one)	PLEC2A	Cyber Law	80+20=100	05	50	3
	PLEC2B	Taxation Laws	80+20=100	05	50	3
<b>Total Credits = 25</b>						

**Schemes of teaching of the courses shall be as indicated under Appendix – 1 appended with this Ordinance.**

**The Course Code shall be referred as follows**

**P-post Graduate, L- Law, C- Core, F-foundation, ,P-Practical,**

- 1) **PLC – Post Graduate Law Core;**
- 2) **PLP- Post Graduate Law Practical;**
- 3) **PLF- Post Graduate Law Foundation;**
- 4) **PLS- Post Graduate Law Seminar; and**
- 5) **PLEC- Post Graduate Elective Core**

**9. Evaluation System on the basis of Credit based award Pattern:** The academic performance of a student during a semester shall be graded on a Ten-point scale. The grade awarded to a student shall depend on his/her performance in external and internal examinations. The academic performance of a student during a semester and at the end of the programme, shall be evaluated on the basis of:

- (i) **Grade Point (GP) obtained in each subject;**
- (ii) **Semester Grade Point Average (SGPA); and**
- (iii) **Cumulative Grade Point Average (CGPA)**

At the end of each semester examination, a student shall be awarded a Semester Grade Point Average (SGPA). A Cumulative Grade Point Average (CGPA) shall be awarded to each student at the end of Final Semester of the Programme. The details regarding method of calculating SGPA& CGPA is explained in para 10.

**10. Award of Grade Letter, Grade Points, Credit Points, SGPA, CGPA:**

**(a) Award of Grade Letter and Grade Points:**

Each course/paper shall be valued in a 10 point grading system. The letter grades and their equivalent grade points are listed below.

<b>Range of % of Marks</b>	<b>Grade Letter</b>	<b>Grade Point</b>
91 to 100	<b>O - Outstanding</b>	<b>10</b>
81 to 90	<b>A+ - Excellent</b>	<b>9</b>
71 to 80	<b>A - Very Good</b>	<b>8</b>
55 to 70	<b>B+ - Good</b>	<b>7</b>
51 to 54	<b>B - Average</b>	<b>6</b>
50	<b>P - Pass</b>	<b>5</b>
Less than 50	<b>F - Fail</b>	<b>0</b>
Absent	<b>Ab (Absent)</b>	<b>0</b>

**(b) Calculation of Credit Points :-**

Credit Points for the course = (No. of Credits assigned for the course x Grade Point secured for that course.)

**(c) Semester Grade Point Average (SGPA) :-** SGPA indicates the performance of a student in a given Semester. SGPA is based on the **total credit points earned by the student in all**



**the courses and the total number of credits assigned to the courses/papers in a Semester.**

$$\text{SGPA} = \frac{\text{Total Credit Points in the Semester}}{\text{Total Number of Credits for the Semester}}$$

OR

$$\text{SGPA (Si)} = \frac{\sum(Ci \times Gi)}{\sum Ci}$$

where  $C_i$  is the number of credits of the  $i^{\text{th}}$  course and  $G_i$  is the grade point scored by the student in the  $i^{\text{th}}$  course.

**(d) Cumulative Grade Point Average (CGPA) :**CGPA refers to the Cumulative Grade Point Average weighted across all the semesters.

$$\text{CGPA} = \frac{\text{Total Credit Points Obtained in all Semesters}}{\text{Total Credits of all Semesters}}$$

OR

$$\text{CGPA} = \frac{\sum(Ci \times Si)}{\sum Ci}$$

where  $S_i$  is the SGPA of the  $i^{\text{th}}$  semester and  $C_i$  is the total number of credits in that semester.

The SGPA and CGPA shall be rounded off to 2 decimal points and reported in the transcripts.

**11. Standard of Passing the Semester Examinations:** In order to qualify in a particular examination, a candidate shall have secured at least 50% of marks taken together of University Assessment (UA) and College Assessment (CA) in each and every theory/ Practical/Dissertation prescribed for a particular semester.

**12. Award of the Degree:** A student will be eligible for the award of the Degree of Master of Laws (LL.M) with his chosen specialization/s, after he has successfully completed all the four semesters.

**13. Absorption scheme for failure students of the credit based semester pattern:**

- a) While switching over to Choice Based Credit System, the failure students of credit based semester pattern will be given **Five** chances to clear the examination starting from session 2016-2017.
- b) The candidates who have cleared first and second semester of Part I of the Credit Based Semester Pattern examinations in the concerned subject shall get admission to Third Semester of Part II of the Choice Based Credit System directly. However, candidates who are allowed to keep term will not be eligible for admission to Third Semester of Part –II of the Choice Based Credit System unless they clear all the papers and practical of first and second semester of Part I of the Credit Based Semester Pattern examinations.

**14. Absorption scheme for failure students of annual pattern:**

The candidates who have cleared first year of annual pattern shall get admission to Semester III of the Choice Based Credit System directly. However, candidates who are allowed to keep term will not be eligible for admission to Third Semester of the Choice Based Credit System unless they clear all the papers and practical of First year of the annual pattern examination.

**15. A) The A.T.K.T. rules for admission for the LL.M. Course (Theory, Practical and Seminar etc. as separate passing head and on calculation fraction, if any, shall be ignored) shall be as given in the following table**

Admission to	Rules
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<b>Semester</b>	
Semester I	As provided in the para 4 of this Ordinance
Semester II	Candidate should have appeared in semester I of University Examination.
Semester III	Candidate should have passed at least 50% of practical subjects and 50% of the Theory subjects of Semester I and II taken together.
Semester IV	Candidate should have appeared in at least one paper of semester III of the University Examination.

**(Statement of object and reasons)**

The Vice Chancellor had issued Direction No. 210 of 2016 Dated 20/09/2016 in respect of “Examinations leading to the award of Post Graduate Degree of Master of Law(LL.M.)[choice based credit system]in the Faculty of Law, Direction,2016.”

The above mentioned Direction is required to be converted into an Ordinance as per provision made under the Maharashtra Universities Act,1994, hence this Draft Ordinance is prepared for its consideration by the Academic Council and the Management Council of the Gondwana University, Gadchiroli.

**Appendix-1**

**Schemes of teaching under semester pattern Choice Based Credit System (CBCS) for LL.M. Programme.**

	<b>Core Course</b>	<b>Ability Enhancement</b>	<b>Skill Based Course</b>	<b>Discipline Specific Elective</b>
<b>SEM I</b>	Core 1 Th. Paper 1 (5 Credits) (5 Hours/Week)		Seminar I (1 Credit)(2	

	Hours/Week)
Core 2 Th. Paper 2(5 Credits)	(5 Hours/Week)
Core 3 Th. Paper 3 (5 Credits)	(5 Hours/Week)
Core 4 Th. Paper 4 (5Credits)	(5 Hours/Week)
Pract. Core Pr. 1 {Based on Core Th. 1&2} (4 Credits)	(3-8 Hours/Week)

Total 25 Credits

	<b>Core Subject</b>	<b>Ability Enhancement</b>	<b>Skill Based Course</b>	<b>Discipline Specific Elective</b>
<b>SEM II</b>	Core 5 Th. Paper 5 (5 Credits)(4 Hours/Week)	Seminar II (1 Credit)(2 Hours/Week)		
	Core 6 Th. Paper 6 (5 Credits)(5 Hours/Week)			
	Core 7 Th. Paper 7 (5Credits) (5 Hours/Week)			
	Core 8 Th. Paper 8 (5Credits)(5Hours/Week)			
	Pr. Core Pr. 2{Based on Core Th. 5&6} (4 Credits)(3-8 Hours/Week)			

Total 25 Credits

	<b>Core Subject</b>	<b>Ability Enhancement</b>	<b>Skill Enhancement Course</b>	<b>Discipline Specific Elective</b>
<b>SEM III</b>	Core 9 Th. Paper 9 (5 Credits)(5 Hours/Week)	Seminar III (1 Credit)(2 Hours/Week)	Foundation Course I Th (5Credits)(5 Hours/Week)	Core Elective I Th. (4 Credits)(4 Hours/Week)

Core 10 Th. Paper  
10(5 Credits)(5  
Hours/Week)

Pract. Core Pr. 3(4  
Credits)(3-8  
Hours/Week)

**Total 25 Credits**

<b>Cours e</b>	<b>Core Subject</b>	<b>Ability Enhanceme nt</b>	<b>Skill Based Course</b>	<b>Discipline Specific Elective</b>
<b>SEM IV</b>	Core 11 Th. Paper 13 (5 Credits)(5 Hours/Week)		Foundation Course II (5 Credits)(5 Hours/Wee k)	Core Elective II Th.(5Credits)(5Hours/We ek)
	Core 12 Project/Dissertati on (10 Credits)(6- 12 Hours/Week)			

**Total 25 Credits**