

BA.LL.B (HONS.) –X-SEMESTER

BIODIVERSITY PROTECTION AND GI

COURSE CODE:

Course Objectives: Biodiversity protection has gained utmost importance due to several factors. There are many laws that talk about biodiversity protection and sustainable development. The main objective of this Course is to have a glance at significant law and policy developments in Indian and also at the global level for biodiversity protection and protection of Geographical Indications in India.

Course Outcomes:

1. To understand the importance of Biodiversity and its protection for the sustainable development in the society
2. To understand the basic principles and doctrines of Biodiversity & GIs.
3. To analyse the global development of international Biodiversity law and policy
4. To analyse the constitutional perspectives of protection of Biodiversity and GIs.
5. To analyse and interpret the legislations and judicial decisions relating to Biodiversity protection.

UNIT-I: Introduction: Definition of Genetics, Species, Ecosystem Diversity, Genetic diversity, Species diversity, Plant diversity, Ecosystem diversity, Bio Geographical classification of India, Value of Biodiversity: Consumptive, Productive Use, Social, Ethical, Aesthetic and Option values, Biodiversity Protection Act, 2002, Introduction to Biodiversity, Concept of Biodiversity and its types, Distribution of Biodiversity, Biodiversity and balance of Nature, Benefits of Biodiversity

UNIT-II: Threats to Biodiversity, Conservation of Biodiversity, Biodiversity of India, Conventions on Biodiversity, Biodiversity at Global, National and Local Levels, India as a mega Diversity, National Hotspots of Biodiversity, Habitat Loss, Poaching of Wildlife, Man-wildlife conflicts, Endangered and endemic species of India, Common Plant species, Common Animal species, Conservation of Biodiversity, In-situ conservation, Ex-situ conservation

UNIT-III: Restoration of Biodiversity, Imparting Environmental Education, Enacting, strengthening and enforcing Environmental Legislation, Population Control, Reviewing the agriculture practice, Controlling Urbanization, Conservation through Biotechnology

UNIT-IV: Geographical Indications: Historical Background, International Evolution of Geographical Indication, Indication of Source, Appellations of Origin, Paris Convention, Madrid Agreement, Lisbon Agreement, NAFTA, TRIPs, Emerging Issues, Genericide of Geographical Indication

UNIT-V: TRIPs Article 23 Controversy, Registration of Geographical Indication, Effect of Registration, Infringement & Remedies, Infringement and Passing off of Geographical Indication, Remedies & Procedure, Comparative Analysis, Comparative Analysis of Geographical Indication Law in India & France

Text Books:

1. Roy Sovan, Environmental Science, Publishing Syndicate, 2003, Kolkata.
2. Dara.S.S., Environmental chemistry and Pollution Control, S.chand & company Ltd., New Delhi
3. Schulze Ernst- Detlef, Mooney Harold, Biodiversity and Ecosystem Function, Springer- Verlag, London
4. Mohapatra Pradipta Kumar, Textbook of Environmental Biotechnology, I.K. International Pub. House pvt. Ltd.,2006, New Delhi

5. Khan. T. I. Global Biodiversity and Environmental Conservation, Pointer Publishers, 2001, Jaipur
6. Narayanan P., Trademarks & Passing off, Eastern Law House, 6th edition, 2006.
7. Gravis Daniel, The TRIPS Agreement: Drafting History and Analysis, 2nd edition, Sweet & Maxwell.
8. Nair. R. Latha, Geographical Indications: A Search for Identity, Lexis Nexis, Butterworth, 2005
9. Guide to the International Registration of Industrial Designs under the Hague Agreement, WIPO.
10. R. Basant (1998), "Intellectual Property Rights: A Note", IIMA, Mimeo.