

Con. 1996-11.

(REVISED COURSE)

MT-6272

(3 Hours)

[Total Marks : 100

1. Answer the following (not more than **two** sentences) :— 20
- (a) What does 'ACT' under the Hazardous Wastes Rules mean ?
 - (b) Give the definition of 'Uncured Trophy' as given under the Wild Life Protection Act .
 - (c) Which International Conference led to the enacting of the Air Act ?
 - (d) When can a complaint be made to the Authority, under the Noise Pollution Rules ?
 - (e) Under the Air Act, what does 'Protection of action taken in good faith' mean ?
 - (f) u/s 33A of the Water Act, what directions can be given ?
 - (g) u/s 24 of the Water Act, give two instances where a person shall not be guilty of an offence ?
 - (h) Which is the Constitutional provision dealing with environment protection which is called the 'Two-Fold' provision ? Why ?
 - (i) u/s 22A of the Air Act, the Board is empowered to make application to which courts, for restraining air pollution ?
 - (j) State the limitation period under the National Environment Tribunal Act for filing an application.
2. Write short notes on the following (any **four**) :— 20
- (a) Power to Give Directions u/s 18 of the Water Act
 - (b) Sustainable Development
 - (c) Bio-Medical Waste Rules
 - (d) Hazardous Waste Rules
 - (e) Under the Air Act, Power of Entry and Inspection
 - (f) Cognizance of Offence under the Environment Protection Act.
3. Solve the following (any **two**) :— 12
- (a) Deonar has been officially substantiated as a virtual gas chamber. Respiratory morbidity in the area is higher than what is seen in any other region in Mumbai. Residents from the area had complained of a range of ailments. A clinical check up that was conducted revealed that 12.7% of the population has productive cough and 11.8% reported sudden uncontrolled attacks or exertion breathlessness. Regular burning of garbage and the dangerous smoke emerging has affected residents, as the wind carries the foul smoke in all directions.
 - (i) Is there any remedy available under Cr.P.c., to redress the grievances of the residents ?
 - (ii) Under the Air Act, explain 'Offences by Company'.

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- (b) In a Sanctuary, a tiger snapped at Dharma Khandalpurkar, a boy of 19 years. The tiger mauled him, causing serious injuries in his right eye, head and ear. The question is as to what the boy was doing in the Sanctuary. Also, hundreds of villagers sneak in everyday with weapons, cause fire, use explosives to scare the animals etc. This indeed is a matter of concern and should be taken note of by the authorities.
- (i) Under the Wild Life Protection Act, is there any restriction to causing fire in a Sanctuary ? Explain.
 - (ii) What is the provision for entry into a Sanctuary with weapons ? Explain.
- (c) A glucose factory was installed in a residential locality under the licence granted by the appropriate authority, which seemed to be a strange thing. Smoke and ash from the broiler of the factory caused a great deal of atmospheric pollution resulting in a deleterious effect on the residents of the locality in general. It was also contented that the factory was being run around the clock and hence causing booming sound of the broiler.
- (i) As per the Noise Pollution Rules, what does 'Day' and 'Night' connote ?
 - (ii) Name the various Areas/Zones as categorised by Noise Pollution Rules. What is 'Silence Zone' ?

4. Answer the following (any **four**) :—

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- (a) Enumerate the Powers of the Central Government to take measures to protect and improve the environment under the Environment Protection Act.
 - (b) Discuss the Constitutional provisions with respect to environment protection.
 - (c) Public Interest Litigation has assumed greater significance in the field of environment pollution". In the light of decided cases, explain the above mentioned statement.
 - (d) Explain the provisions for regulating Hunting of Wild Animals, under the Wild Life Protection Act.
 - (e) Discuss in detail the salient features of Environment Protection Act.
 - (f) u/s 25 of Water Act, what are the restrictions on new outlets and new discharges ?
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