

COURSE TITLE	LAW ON INFRASTRUCTURE DEVELOPMENT
COURSE CODE	10BL0702
COURSE CREDITS	4

Objective:

- 1 1. To acquire knowledge and understanding of laws on Infrastructure Development in India
- 2 2. To explain the constitutional and the general legal context in which the infrastructure sector operates
- 3 3. To examine the working and importance of independent regulation in infrastructure
- 4 4. To analyse legal issues that arise in the course of implementation of infrastructure projects in India
- 5 5. To critically analyses of the laws, policies and the reforms carried out in select infrastructure sectors
- 6 To acquire knowledge and understanding of the laws on Infrastructure Development in India
- 7 To analyze legal issues that arise in the course of implementation of infrastructure projects in India
- 8 To critically analyze the laws, policies, and reforms carried out in select infrastructure sectors
- 9 To acquire knowledge and understanding of laws on Infrastructure Development in India
- 10 To explain the constitutional and the general legal context in which the infrastructure sector operates
- 11 To examine the working and importance of independent regulation in infrastructure
- 12 To analyse legal issues that arise in the course of implementation of infrastructure projects in India
- 13 To critically analyses of the laws, policies and the reforms carried out in select infrastructure sectors

Course Outcomes: After completion of this course, student will be able to:

- 1 To understand the basics in infrastructure laws in order to undertake advanced courses in the field
- 2 To analyse the comparative assessment of the regulatory laws and policies of different infrastructure sectors
- 3 To interpret the main aspects of the legal framework that governs the development of infrastructure projects through private participation
- 4 To evaluate the core issues in general and specific infrastructure sectors
- 5 To apply various laws, policies, judicial pronouncement, and reforms in the field of infrastructure.

Pre-requisite of course:No Pre-requisite.

Teaching and Examination Scheme

Theory Hours	Tutorial Hours	Practical Hours	ESE	IA	CSE	Viva	Term Work
3	1	0	50	30	20	0	0
Contents : Unit	Topics						Contact Hours
1	Concept of Infrastructure ? Need for Infrastructure development, ? Introduction, Public Private Partnership – Procurement Process, Stake holders in regulating Infrastructure: New dimensions, ? Public interest, public policy, and public order, Legal empowerment: PIL and RTI, ? Role of Judiciary and courts in infrastructure projects: Challenges ahead.						8
2	Infrastructure PPP model in India ? Current Status of Public Private Partnership in India, ? Public Private Partnership related framework in India and evolving PPP Policy, ? Urbanization and Public Private Partnerships						8
3	Constitutional aspects ? Allocation of jurisdiction over different infrastructure sectors between the Centre and State - law making powers, ? Allocation of natural resources: Judicial review, ? Administrative law						8
4	Independent regulation: New Mechanism of Governance in infrastructure ? Theories of regulation-genesis of Independent regulation, ? Evolution of regulation in different jurisdictions- Design and structure of Regulators-scope and functions-regulatory process-regulatory autonomy and accountability-regulatory predictability and certainty						10

Contents : Unit	Topics	Contact Hours
5	Infrastructure Sectoral polices, reforms and laws Land Acquisition: ? Concepts of eminent domain and public purpose, Land Acquisition: ? The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013: Social Impact Assessment, Land Acquisition: ? Requirement of consent in the case of certain acquisitions, compensation, rehabilitation and resettlement, Power Sector/Electricity: ? Introduction-evolution of the power sector reforms, polices, Power Sector/Electricity: ? Electricity Act, 2003, Power Sector/Electricity: ? National Electricity policy- legal framework- the state electricity boards- licensing framework- Provisions Relating to and working of Electricity Regulatory Commissions-their structure, role and functions, Telecommunications: The national telecom policies-the legal framework- regulatory agencies functioning, power and functions of TRAI and TDSAT, Oil, Petroleum and Natural Gas: Reforms, policies and legal framework -New Exploration Licensing Policy, Oil, Petroleum and Natural Gas: (NELP)- production sharing contracts- the Petroleum Regulatory and Natural Gas Board Act – the emerging regulatory reforms, Water: Water policy General Legal framework and reforms- Water rights- state jurisdiction- new regulatory reforms in water sector, Transport: Law, policy and reforms relating to Airports- Railways-Road –Port; TAMP; an overview of coastal shipping and Inland Water Transport policy, Real estate: The Real Estate (Regulation and Development) Act, 2016	26
Total Hours		60

Suggested List of Experiments:

Contents : Unit	Topics	Contact Hours
1	Issues related to Infrastructure Development Issues related to Infrastructure Development	15
Total Hours		15

Textbook :

- 1 Law Relating to Infrastructure Projects. 2nd Edn. , Joshi, Piyush, , New Delhi: Butterworths,, 2003

Suggested Theory Distribution:

The suggested theory distribution as per Bloom’s taxonomy is as follows. This distribution serves as guidelines for teachers and students to achieve effective teaching-learning process

Distribution of Theory for course delivery
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Remember / Knowledge	Understand	Apply	Analyze	Evaluate	Higher order Thinking / Creative
10.00	10.00	30.00	10.00	20.00	20.00

Instructional Method:

- 1 Classroom Teaching
- 2 Seminar
- 3 Tutorial Experiences
- 4 Expert Lectures
- 5 Research Project

Supplementary Resources:

- 1 www.infrastructure.gov.in
- 2 <https://dea.gov.in/divisionbranch/infrastructure-and-energy-division>
- 3 <https://indiainfrastructure.com/research/>
- 4 <https://indianinfrastructure.com/>