

COCHIN UNIVERSITY OF SCIENCE AND TECHNOLOGY

Cochin University P.O.
Kochi-22

No.Conf.II/2941/2/2016 (4)

Date: 09.12.2016

NOTIFICATION

In exercise of the powers conferred under Section 24(ii) read with Section 42(1) of the CUSAT Act 1986, the Academic Council at its meeting held on 30.09.2016, vide item No. I (d) resolved to approve the following:

- 1) The Regulation and Scheme of Examination for **'One year LL.M Programme'** to be offered at School of Legal Studies made in tune with UGC Regulations with effect from 2017 Admissions as in Appendix - I.
- 2) Rename Master of Intellectual Property (MIP) as **"Master of Laws (Intellectual Property)"** and LL.M (IPR) with **"Master of Laws (Intellectual Property Rights)"** with effect from 2013-14 Admissions.
- 3) Amendments made to 'Master of Laws (Intellectual Property)' and 'Master of Laws (Intellectual Property Rights)' Regulations as detailed below:
 - i) Amendment to the last but one sentence of clause 1.1 as **"However, a candidate with LL.B Degree may opt for Master of Laws (Intellectual Property), Ph.D Degree at the time of admission if, and only if, eligible candidates with non-law degree are absent"**.
 - ii) Incorporate a new sub-clause under **Clause 2 Eligibility for the Degree** as detailed below:
'2(A) Candidates, who failed in any course, will be given one year from the end of that particular semester to complete that particular course and she/he has secured a 'D' Grade in all courses before the submission of the thesis.'
 - iii) Clause 2 (6) be replaced with the following:
The candidate who has obtained at least a 'D' Grade in all the courses he/she has registered during ten semesters and an overall CGPA of 7 points (C Grade 60%) alone will be eligible for the award of Master of Laws (Intellectual Property), Ph.D Degree or Master of Laws (Intellectual Property Rights), Ph.D Degree as the case may be. In case of failure to secure a 'D' Grade for the thesis he/she is entitled for two chances to repeat the course during the period of two years after the completion of the course.

- 4) The amendment to the eligibility criteria, procedure for selection and pass minimum and classification of 3 Year LL.B (Evening) Programme with effect from 2017-18 Academic Year as follows:

Eligibility

4.1 Admission to the 3 Year LL.B Programme shall be made following the Bar Council Rules except to their prescription as to upper age limit. There shall be no upper age limit for admission to this course.

- 5) The amendments to the eligibility criteria and procedure for selection to the 5 year Integrated BBA LL.B (Hons.) and B.Com. LL.B (Hons.) Programmes with effect from 2012-18 Academic Year (Appendix-II).
- 6) To add **Human Rights Law** in the Regulation of 5 Year Integrated BB.A. LL.B.(Hons) as the 28th Elective under the heading 'Group D - General Elective Courses in Law', with effect from 2012 admissions.
- 7) To add **Intellectual Property Laws** in the Regulation of 5 Year Integrated B.Com. LL.B.(Hons) as the 28th Elective under the heading 'Group D - General Elective Courses in Law', with effect from 2012 Admissions.
- 8) To add **Animal Protection Laws** in the Regulation of 5 Year Integrated BBA/B.Com. LL.B.(Hons) as the 29th Elective under the heading 'Group D - General Elective Courses in Law', with effect from 2012 Admissions.


REGISTRAR

To

1. Dr. N.S.Soman, Dean, Faculty of Law and Professor (Rtd.), School of Legal Studies, CUSAT, Kochi-22
2. The Director, School of Legal Studies, CUSAT, Kochi-22 / The Director, IUCIPRS, CUSAT, Kochi - 22
3. The Controller of Examinations/Joint Registrar(Exams/Academic)/ Deputy Registrar (Exams.II)/Assistant Registrar (Academic / IRAA)
4. Academic A/Exam.E/Y/Exam.Confidential Sections / IRAA Unit
5. Day file/Stock file/File copy

ONE YEAR LL.M DEGREE PROGRAMME

FACULTY OF LAW

COCHIN UNIVERSITY OF SCIENCE AND RECHNOLOGY

REGULATIONS

1. Degrees Offered:

(i) University offers One Year full-time LL.M.Degree with specialization in

- A. Administrative Law
- B. Commercial Law
- C. Constitutional Law
- D. Consumer and Competition Law
- E. Corporate Governance and Securities Law
- F. Criminal Law
- G. Environmental Law
- H. Human Rights Law
- I. Intellectual Property Rights
- J. International Criminal Law
- K. International Trade Law
- L. Labour & Service Laws
- M. Maritime Law

(ii) The specialised courses to be offered in a particular academic year shall be identified by the Department Council of the school/centre where the course is offered well in advance and intimated to the University authorities for the purpose of notification. LL.M. admission notification shall specify the areas of specialization intended to be offered in the current academic year.

2. Admission to the Course:-

(1) Candidates for admission to the one year LL.M Degree with specialization in various subjects shall be required to have passed the Bachelor's Degree examination with 55% from any of the Universities in Kerala or an examination of any other University accepted by the Syndicate as equivalent thereto. Scheduled Castes/Scheduled Tribe candidates are eligible for concession admissible under the orders of the Government. Reservation of seats to foreign candidates will be as per the decision of the University.

- (2) The reservation rules governing admission to Masters Programs made by the Government shall be followed in making admissions.
- (3) Admission to the course shall be based on the performance of the candidate at the Common Admission Test (CAT), group discussion and interview. Foreign candidates are exempted from CAT and they shall be admitted as per the procedure prescribed by the University.
- a. The CAT shall consist of two parts as given below:
 Part I – Proficiency in English and general knowledge, analytical and reasoning capability of the candidate and aptitude to do research.
 Part II: Objective type questions covering compulsory papers in law as prescribed by the Bar Council of India.
 - b. There shall be group discussion and interview for the selection of candidates. The group discussion shall carry 15% weightage and the interview shall have 15% weightage.
 - c. Rank list for admission to the course shall be prepared on the following basis:

Part I of CAT	:	35% weightage
Part II of CAT	:	35% weightage
Group Discussion	:	15% weightage
Interview	:	15% weightage
- (4) Provisional admission may be offered for an applicant, whose final result is due, and cleared all previous examinations, to undertake the program provided the result / provisional degree certificate is submitted before registering for the first semester examination.
- (5) In case, the provisionally admitted candidate fails to submit the result / provisional degree certificate before registering for the first semester examination, the provisional admission of the candidate shall stand cancelled.
- (6) Matters concerning number of seats, payment of fees, etc., will be prescribed by the authorities and published in the prospectus for the course from time to time.

3. Eligibility for the degree:-

- (1) No candidate is eligible for the Degree of LL.M, unless he has undergone the prescribed Foundation and Specialization (Core courses) as well as the elective courses prescribed under this regulation for not less than one academic year and passed the prescribed examinations accruing at least 28 credits in courses offered with a CGPA of 6 points (D grade 50%). Candidates are allowed to substitute the elective

courses by equivalent courses from the Schools Departments / Centre other than the School/ Centre where the core course is offered.

- (2) The candidate is, however, permitted to take courses up to a maximum of 36 credits during the total period of one year – not exceeding 18 credits per semester – offered from any School or Department/Centres in CUSAT including the School, Department or Centre where he joined. The additional courses taken by the student exceeding 28 credits shall be shown separately as audit courses and shall not be considered for classification.
- (3) The candidate who has failed to secure a D Grade is entitled for two chances to repeat the course during the period of two years after the completion of the course.

4. *Duration and contents of the course:-*

1. The one year LL.M Degree of the University is for a minimum of one academic year consisting of two semesters. Each semester will be of a minimum of 18 weeks of teaching and completion of a minimum of 90 hours of classes per core subject and elective subjects and 120 hours for Foundation courses followed by University Examination. There shall be a minimum of 30 contact hours per week.
2. A candidate shall, in the course of two semesters, undergo instruction in Core Courses as well as elective courses consisting of 28 credits in total as stated below.
3. COURSE STRUCTURE:-One year LL.M, Programme shall have a minimum of 28 credits with the following components:
 - i. Three Foundation Papers shall have three credits each. (Total 9 Credits)
 - ii. Five Core Papers shall have two credits each. (Total 10 Credits)
 - iii. Two Seminar Courses in the area of dissertation topic chosen by the candidate having two credits. (Total 4 Credits)
 - iv. One Elective Paper shall have two credits (Total 2 Credits)
 - v. Dissertation shall have five credits. (Total 3 Credits)

5. *FOUNDATION COURSES*

There shall be three foundation Courses for the one year LL.M. programme. There can be more than one course structured in each group of foundation courses other than the course on Research Methodology. In cases where there are more courses structured in the foundation courses the course teacher shall identify the appropriate course, in consultation with the Department Council of the school/centre where the course is offered, which suits the core courses selected by the student and shall be offered.

The following are the foundation courses

1. Justice in the Globalised World
2. Comparative Public Law
3. Research Methodology
- 4.

6. CORE COURSES

Every student admitted to the one year LL.M. programme shall choose any one specialization group offered by the School/centre where the course is offered. Every student so admitted shall choose at least five courses from the subject group chosen by him for his specialization. One core course shall discuss the contemporary developments in that particular specialization. The contents of this is given in the course content part.

7. SEMINAR COURSE ON DISSERTATION TOPIC

Every student shall finalize his topic for Dissertation at the beginning of the first semester in consultation with the course coordinator assigned to the student by the Department Council. The student shall present the progress of his/her research in every week in the Seminar Class organized for this purpose. The evaluation of the course shall be made by the team of teachers entrusted with this duty by the Department Council. There shall be a minimum of two teachers to evaluate the presentation made by each student. Presentations shall be evaluated on the basis of the presentations of the findings of the research and the students' ability to meet questions raised as well as on the ability to raise relevant questions to lead and enrich the discussion in the seminar class. Written submission of the findings of the research shall be submitted to the Director or the course teacher designated for this purpose by the Director at the end of each course for which credit shall be given in the assessment. There shall be full internal assessment for the course.

8. ELECTIVE COURSES

Every student admitted to the one year LL.M. Programme shall study one elective course. This course can be taken either from the School of Legal Studies or from any other School/Department of the University. The Student can choose his elective course from the papers listed in the specialization group which he took as his area of specialization or from any other specialisation group offered in the School/centre. Core papers offered in other specialisation groups can be opted by the student as his elective course in consultation with the course coordinator. The School can also structure special papers for offering as elective courses for the one year LL.M. Programme.

9. OPEN ELECTIVES

The School shall structure and offer, in accordance with the demand, open elective courses which can be opted by post graduate students of the Cochin University of Science and Technology pursuing core courses other than law. Such courses shall be structured in such a manner as to facilitate learning by a candidate who had not undergone any previous course in law. These courses are not open for candidates' pursuing Post Graduate course in law. These courses are meant for facilitating inter disciplinary studies at post graduate level.

10. DISSERTATION

- (i) Every student admitted to the one year LL.M. programme shall write a research paper under the guidance of the course teacher assigned to him by the Department

- Council. The paper carries five credits and shall be a minimum of 90 pages of research writing.
- (ii) Student is required to finalize the dissertation topic in the beginning of the first semester during the Seminar course on dissertation.
 - (iii) An initial presentation of the topic shall be made before the evaluation committee constituted by the Director in consultation with the Department Council after the submission of the synopsis.
 - (iv) After the successful completion of initial presentation, a guide shall be assigned to the student by the Department Council based on the feasibility and subject-matter expertise of the concerned faculty.
 - (v) No guide shall be entrusted with more than 5 candidates.
 - (vi) After the completion of writing dissertation to the satisfaction of the guide, student is required to make a pre-submission presentation before an evaluation committee constituted by the Director in consultation with the Department Council Towards the end of Second Semester of the course with an advance notice of 15 days to the course coordinator.
 - (vii) Final written-submission (thesis) shall be made within one month from the date of pre-submission presentation. Three hard copies of the thesis must be submitted along with a softcopy in pdf format to the office of the School/Centre concerned.
 - (viii) Thesis shall be assessed by an examiner selected by the Director from a panel of experts submitted by the guide and approved by the Department Council. The panel can include teachers from the School/Centre where the course is offered.

11. COURSE CONTENT AND DISTRIBUTION

The following shall be the detailed structure of the one year LL.M. course offered in the School of Legal Studies.

COURSES OFFERED IN ONE YEAR LL.M.					
Sl.No.	Name Of Course	Credit	Class Hours per week	Tutorials Hours per week	Total Contact Hours per week
1	Law and Justice In A Globalising World	3	6	2	8
2	Comparative Public Law	3	6	2	8
3	Research Methodology	3	6	2	8
4	Core I	2	4	2	6
5	Core II	2	4	2	6
6	Core III	2	4	2	6
7	Core IV	2	4	2	6
8	Core V	2	4	2	6
9	Core VI Seminar	2	4	2	6

	Course on Dissertation				
10	Core VII Seminar Course on Dissertation I	2	4	2	6
12	Dissertation	3	6	--	6
13	Elective course	2	4	2	6
	Total	30	58	22	80

SEMESTER I (15 Credits)

		Continuing Assessment	End Semester Assessment	Total
Course I	Law and Justice In A Globalising World	50	50	100
Course II	Comparative Public Law	50	50	100
Course III	Research Methodology	50	50	100
Course IV	Core Course I	50	50	100
Course V	Elective Course	100	00	100
Course VI	Seminar course on dissertation	100	00	100
Total Marks				600

SEMESTER II (13 Credits)

		Continuing Assessment	End Semester Examination	Total
Course VII	Core Course II	50	50	100
Course VIII	Core Course III	50	50	100
Course IX	Core Course IV	50	50	100
Course X	Core Course V	50	50	100
Course XI	Dissertation	--	300	300
Course XII	Seminar course on dissertation	100	00	100
	Dissertation Viva Voce Examination			100
Total Marks				900

12. ATTENDANCE

A student shall be required to have a minimum attendance of 80% or more in the aggregate of all the courses taken together in a semester. However there shall be a minimum of 75% of attendance in each course opted by the student. A student who has an aggregate attendance of less than 70% in a semester shall not be allowed to appear in the semester examination. Student who has been detained due to shortage of attendance shall not be allowed to be promoted to the next semester and will be required to take re-admission and repeat all courses of the said semester with the next batch of students. The Director shall announce the names of all such students who are not eligible to appear in the examination, at least 5 working days before the commencement of the semester examination.

13. EXAMINATION AND EVALUATION

1. The University shall conduct an end semester examinations for awarding Master's degree in Law(LL.M.) with the particular specialization as prescribed in the Examination Scheme of one yearLLM Degree programme.(For Example LL.M.in Constitutional Law).
2. All Semester-end examinations shall be conducted by the University. The schedule of examination shall be notified by the School/Centre along with Academic Calendar in the first week of every Semester.
3. The evaluation of students in a course shall have two components:
 - (i) Evaluation through a Semester-end examination and
 - (ii) Continuous evaluation by the course teacher(s).

14. CONTINUOUS EVALUATION OF COURSES

For every course, except otherwise indicated, shall have continuous evaluation done by the course teacher, carrying 50% of the total marks allocated for the subject.

For maintaining uniformity and transparency in continuous evaluation the following criteria shall be adopted.

(i) Attendance	05 marks [80% - 0 marks 81% - 84% - 1 mark \ 85% - 88% - 2 marks 89% - 92% - 3 marks 93% - 96% - 4 marks 97% - 100% - 5 marks]
(ii) Class Test	15 marks
(iii) Assignment Written Submission	10 marks

(iv) Assignment Presentation	10 marks
(v) Participation in Class Discussion	10 marks
Total	50 marks

However, the concerned course teacher shall have the discretion to change the components and marks with prior approval of the Director of the School/Centre.

15. Seminar Course on Dissertation Topic

- The research guide shall undertake continuous evaluation of the dissertation work of the student. The student will be required to present a topic for dissertation, giving the detailed research design. He/she shall also present cases, legislation, bills, articles or any other material of relevance to his topic. The assessment should be continuous, and the progress of the student shall be evaluated through oral as well as written submissions. Based on the presentation, the student is evaluated using the following criteria.

a.	Relevance of the Topic	10
b.	Adequacy of materials	10
c.	Formulation of research problem	20
d.	Formulation of research questions	10
e.	Chapterisation	10
f.	How to solve the research problem	20
g.	Answers to questions	20
	Total Marks	100

- The evaluation of the Dissertation submitted at the end of the course shall be based on the following criteria as far as possible.

Total Marks Allotted to dissertation		300
a.	Importance and relevance of the topic	10
b.	Materials covered	70
c.	Organisation of the material in thesis	40
d.	Language and style	40
e.	Originality in writing	30
f.	Suggestions	60
g.	Punctuation and footnoting	50

- Though this is generally stated an examiner who is impressed by the general get up of the work may have freedom to make necessary adjustments in marking for the above ingredients. The idea is not at all to restrict the freedom of the examiner. This structure is resorted to help the examiner to decide the publishability of the dissertation.

4. There shall be a viva-voce examination based on the dissertation subject and related areas of research which shall carry 100 marks.

16. CRITERIA FOR PASSING COURSES/MARKS AND GRADES

- For getting a pass in the examination the student shall secure a minimum of 45% of the marks in the continuous evaluation as well as in the end semester examination and a minimum of 50% mark in the aggregate of each paper, except in courses where there is 100% internal assessment. In courses where there is 100% internal assessment the student shall secure a minimum of 50% of total marks earmarked for the programme.
- A candidate, who secures less than 50% of marks or the equivalent grade D, in a course, shall be deemed to have failed in that course.
- After the evaluation, grades shall be allotted to the students as under:
- CLASSIFICATION

Range of Marks	Grade	Grade Point
90% and >	S - Outstanding	10
80 < 90 %	A - Excellent	9
70 < 80 %	B - Very Good	8
60 < 70 %	C - Good	7
50 < 60 %	D - Satisfactory	6
< 50%	F - Failed	0

- Cumulative Grade Point Average (CGPA) is arrived at by dividing the sum of the products of Grade Values and the Course Credits in each course by the total number of credits in all the courses.
- Overall performance at the end of the semester will be indicated by Grade Point Average (GPA) calculated as follows:

$$\text{GPA} = \frac{G_1C_1 + G_2C_2 + G_3C_3 + \dots + G_nC_n}{C_1 + C_2 + C_3 + \dots + C_n}$$

Where 'G' refers to the Grade weightage and 'C' refers to the credit value of corresponding course undergone by the candidate.

7. At the end of the course the Cumulative Grade Point average (CGPA) shall be calculated as follows.

$$\frac{(\text{I Sem. GPA} \times \text{Total Credits for the I sem.}) + (\text{II Sem. GPA} \times \text{Total Credits for the II sem})}{\text{Total Credit of First and Second Sem.}}$$

8. A candidate who completes the courses for a minimum of 28 credits with a grade not less than D shall be declared to have passed the LL.M. Programme with the particular specialisation and shall be eligible for the award of One Year LL.M. Degree with that specialization, which shall be clearly shown in the Mark list as well as the degree certificate of the candidate.
9. A student obtaining less than 50% of maximum marks assigned to a course or the equivalent grade i.e. D, and failing in the course shall be allowed to reappear in a Semester end examination of the course in a subsequent Semester, when the course is offered, subject to maximum permissible period of two years. A student who secured less than 50% marks and declared failed in that paper may be allowed to reappear in the internal assessment/evaluation for improvement (for all components except assignment presentation and class discussion & Attendance) of their internal marks provided he shall apply for improvement 15 days prior to the commencement of the Semester classes for that subject. A student who has to re-appear in a Semester end examination in terms of above clause shall be examined as per the syllabus which will be in operation during the subsequent Semesters.

10. Grievance Committee:-

- a. Any candidate who is not satisfied with the evaluation of the written part of any course, except internal test papers, within 10 working days of publication of the result, shall make a written request to re-evaluate the paper to the Director of the School / Centre where he joined for the core courses to review the result.
- b. The Director, within two working days, shall place the matter before the Department Council and the Department Council, if satisfied by the request of the candidate, shall constitute a Grievance Committee of three teachers other than the teacher/s who offered the course to look into the grievance.
- c. The Grievance Committee, within seven working days, after giving opportunity to the candidate and the teacher/s who offered the course, shall take a final decision. If the Committee is satisfied with the grievance of the candidate the Committee shall recommend to the Director of the School/centre to send the written papers to one of the three experts in the field, identified by the Committee from the list of five experts given by teacher who offered the course. In case the teacher fails to give the list, the experts shall be identified by the Grievance Committee.
- d. The revision of the mark awarded by the teacher shall be carried out only if the marks awarded by the expert are more than 15% of the marks originally awarded.

11. AWARD OF DEGREE:-In order to become eligible for receiving L.L.M. Degree the student shall have enrolled as a regular student and undergone the prescribed course of studies and completed all the tasks as specified in the curriculum. He should have secured minimum 50% marks or a minimum of D grade in all the courses, including dissertation with a total of 30 credits. The student who completes the course successfully by choosing a particular branch of specialisation shall be awarded L.L.M. degree indicating the Branch of specialisation. For example a candidate who took criminal law as core area for specialisation shall be awarded L.L.M. (Criminal Law).

12. REVISION OF REGULATIONS AND CURRICULUM

The University may from time to time revise, amend or change the Regulations, scheme of Examinations and the syllabus. The One Year L.L.M. Regulation previously adopted shall stand repealed. This Regulation shall come into effect from 2017-18 academic year onwards.