

AGRICULTURAL LAW

ELECTIVE PAPER

SYLLABUS

MODULE -1- AGRICULTURAL LAND REFORMS (10 Classes)

Learning Objectives:

After studying module one, the students will understand the following, the definition of agricultural land and non-agricultural land, ceiling limit of agricultural land, non-agricultural land and urban land, status of agricultural land in rural and urban area, conversion of agricultural land to non-agricultural land and vice versa, compulsory acquisition of agricultural land and market compensation, dispute settlement of acquisition of agricultural land by the state government, conversion of agricultural land to residential land and procedures to be maintained, et cetera.

1.1- CASES ON LAND/AGRARIAN REFORMS

1.1.1- [Sasanka Shekhar Maity v. Union of India AIR 1981 SC 522](#)

1.1.2- [Shri Chandrika Singh v. Raja Viswanath Pratap Singh AIR 1992 SC 1318](#)

1.1.3- [Smt. Atia Mohammadi Begum v. State of U.P. AIR 1993 SC 2465](#)

1.1.4- [State of U.P. v. Nand Kumar Aggarwal \(1997\) 11 SCC 754](#)

1.1.5- [Khuntia Case AIR 2000 SC 2538](#)

1.1.6- [Shantidevi case AIR 2001 SC 1462](#)

1.1.7- [Govt. of A.P. v. J. Sridevi AIR 2002 SC 1801](#)

1.1.8- [Billimoria case AIR 2003 SC 4368](#)

1.1.9- [Chandramma case \(2004\) 9 SCC 174](#)

1.1.10- [Navanath and Ors. 2009 \(5\) SCALE 575](#)

COMPULSORY READINGS AGRICULTURAL

LAND-GENERAL OBSERVATION

[Copyright \(c\) 2006 Cornell University Cornell Journal of Law and Public Policy](#), Fall, 2006, 16 Cornell J. L. & Pub. Pol'y 57, 24603 words, ARTICLE: A MODERN DISASTER: AGRICULTURAL LAND, URBAN GROWTH, AND THE NEED FOR A FEDERALLY ORGANIZED COMPREHENSIVE LAND USE PLANNING MODEL, Jess M. Krannich*

AGRICULTURAL LAND REFORMS

[Copyright \(c\) 2006 Seattle Journal for Social Justice Seattle Journal for Social Justice](#), 2006, 4 Seattle J. Soc. Just. 763, 13842 words, ARTICLE: LAND REFORM IN THE TWENTY-FIRST CENTURY: NEW CHALLENGES, NEW RESPONSES, Roy L. Prosterman n1 & Tim Hanstad n2

AGRICULTURAL HUMAN RIGHTS

[Copyright \(c\) 2004 Fordham University School of Law Fordham International Law Journal](#), December, 2004, 28 Fordham Int'l L.J. 232, 18097 words, FIFTEENTH ANNUAL PHILIP D. REED MEMORIAL ISSUE: NOTE: HOMELESS FOR GENERATIONS: LAND RIGHTS FOR THE CHOCOE INDIANS FROM MOGUE, PANAMA, David E. Cahn*

MODULE-2-NATIONAL POLICY ON AGRICULTURE (6 Classes)

Learning Objectives:

After studying module two, the students will understand the following, the reason and various provisions of policy connected with the improvement of national agriculture, important parameters for augmentation of fresh water for the purpose of promoting all categories of irrigation with the help of supply of water, key provisions of policy connected with the development of national seeds sector for improved food quality, various programmes for the development of agriculture at the national level, various missions for securing food and its supply at the national level, key provisions connected with the development of farmers connected with national policy, et cetera.

2.1- [NATIONAL AGRICULTURAL POLICY, 2000](#) [Indian Agricultural Policy Vision 2020](#)

2.2- [NATIONAL WATER POLICY, 2012](#) [Comparison](#) [Draft NWP 2020](#)

2.3- [NATIONAL SEEDS POLICY, 2002](#)

2.4- [NATIONAL AGRICULTURAL DEVELOPMENT PROGRAMME, 2007](#)

2.5- [NATIONAL FOOD SECURITY MISSION 2007](#)

2.6- [NATIONAL POLICY FOR FARMERS, 2007](#)

2.7- Annual report [2017-18](#), [2018-19](#), [2019-20](#), [2020-21](#), [2021-22](#)

COMPULSORY READINGS AGRICULTURAL POLICY

[Copyright \(c\) 1997 The University of Toledo Toledo Law Review](#), Summer, 1997, 28 U. Tol. L. Rev. 663, 19968 words, AGRICULTURAL LAW SYMPOSIUM: FARMERS AND THE ENVIRONMENT UNDER THE COMMON AGRICULTURAL POLICY OF THE EUROPEAN UNION: THE AGRO-ENVIRONMENTAL MEASURE IN THE UNITED KINGDOM, Margaret Rosso- Grossman

IRRIGAION

[Copyright \(c\) 2006 Regents of the University of California UCLA Journal of Environmental Law & Policy](#), 2006 / 2007, 25 UCLA J. Env'tl. L. & Pol'y 283, 23358 words, ARTICLE: Irrigation Institutions in the American West, Stephen N. Bretsen* and Peter J. Hill**

MODULE-3-LEGISLATIONS ON AGRICULTURE [Separate Spiral Binding] (33 Classes)

Learning Objectives:

After studying module three, the students will understand the following, various state laws on agricultural land reforms, comparison between land acquisition laws of 1894 and 2013, statute dealing with various provisions of article land ceiling, various important state laws on the regulation of water for irrigation including panchayat act, various provisions of essential commodities act, seeds act, vegetable oil development board statute, important provisions related with the protection of plant varieties and protection of rights of farmers, various provisions connected with the regulation of synthetic and organic fertilisers, the regulation of use of insecticides and provisions thereof, various laws connected with agricultural grading and marking of agricultural products, important provisions of meat food products, food safety and standards limits, national food security statute, laws relating to regulation of dangerous machines applicable for agricultural practices, important provisions of national bank for agricultural and rural development, various laws for the regulation of cooperative societies for the development of agricultural sector, important provisions of the Constitution (97 amendment) act, important

provisions of the Coconut development board, important provisions of agricultural workers welfare Bill, farmers (old age pension) Bill, et cetera.

LEGISLATIONS

Land Laws

- 3.1. [Orissa Estates Abolition Act, 1951](#)
- 3.2. [WB Land Reforms Act, 1955](#)
- 3.3. [Kerala land reforms Act, 1963](#)
- 3.4. [The Urban Land Ceiling Act 1976](#)
- 3.5. [The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013](#)

Irrigation laws

- 3.6. [Orissa Irrigation Act 1959](#)
- 3.7. [Karnataka Irrigation Act 1965](#)
- 3.8. [Andhra Pradesh Farmers' Management of Irrigation Systems Act, 1997](#)
- 3.9. [Orissa Pani Panchayat Act, 2002](#)
- 3.10. [The Kerala Irrigation and Water Conservation Act, 2003](#)
- 3.11. [Maharashtra Management of Irrigation by Framers' Act 2005](#)

Seed Laws

- 3.12. [The Essential Commodities Act, 1955](#) [Ordinance 2020](#)
- 3.13. [Seed Act, 1966 with Rules](#)
- 3.14. [Seeds Control Order 1983](#)
- 3.15. [National Oilseeds and Vegetable Oils Development Board Act, 1983](#)
- 3.16. [NOVOD Board Rules, 1984](#)
- 3.17. [NOVOD Board Regulations](#)
- 3.18. [NOVOD Board \(First Amendment\) Rules, 1996](#)
- 3.19. [National Oilseeds and Vegetable Oils Development Board \(Second Amendment\) Rules, 1998.](#)

Plant Protection Laws

- 3.20. [Protection of Plant Varieties and Farmers' Rights Act, 2001](#)

Fertilizer Law

- 3.21. [Fertilizer Control Order 1985](#)

Insecticide Laws

- 3.22. [The Destructive Insects and Pests Act, 1914](#)

- 3.23. [Insecticide Act, 1968](#)
- 3.24. [Insecticides Rules, 1971](#)

Agricultural grading and Marking Laws

- 3.25. [Agricultural Produce \(Grading and Marking\) Act, 1937](#) (including Rules) [Only Act](#)
- 3.26. [General Grading and Marking Rules 1988](#)
- 3.27. [List of The Grading and Marking Rules](#)
- 3.28. [Meat Food Products Order, 1973](#)
- 3.29. [Organic Agricultural Produce Grading and Marking Rules, 2009](#)
- 3.30. [Food Safety and Standards Act, 2006](#) [India Code](#)
 - 3.31. [The State Agricultural Produce Marketing \(Development & Regulation\) Act, 2003](#)
 - 3.32. [The State Agricultural Produce Marketing \(Development & Regulation\) Rules, 2007](#)
 - 3.33. [The National Food Security Act, 2013](#)

Agricultural Machinery Law

- 3.34. [Dangerous Machines \(Regulation\) Act, 1983](#)

Agricultural Finance Law

- 3.35. [National Bank for Agriculture and Rural Development Act, 1981](#)

Agricultural Co-Operative Society Laws

- 3.36. [National Cooperative Development Corporation Act, 1962](#)
- 3.37. [NCDC Rules, 1975](#)
- 3.38. [NCDC General Regulations, 1975](#)
- 3.39. [Multi State Cooperative Societies Act, 1984](#)
- 3.40. [The Multi-State Cooperative Societies Act, 2002](#)
- 3.41. [The Multi-State Co-operative Societies \(Amendment\) Bill, 2022](#)
- 3.42. [The Multi-State Cooperative Societies Rules, 2002](#)
- 3.43. [The Constitution \(Ninety Seventh Amendment\) ACT,2011](#)

Coconut Development Board Laws

- 3.44. [The Coconut Development Board Act, 1979](#)
- 3.45. [Coconut Development Board Rules, 1981](#)
- 3.46. [Farmers \(Empowerment and Protection\) Agreement on Price Assurance and Farm Service Act, 2020](#)

3.47. [Farmers Produce Trade and Commerce \(Promotion and Facilitation\) Act, 2020](#)

BILLS (ONLY SALIENT FEATURES)

- 3.48. [Seeds Bill 2004](#)
- 3.49. [Prevention of Hunger and Malnutrition and Right to Food Bill, 2009](#)
- 3.50. [Agricultural Workers Welfare Bill, 2010](#)
- 3.51. [Displaced Farmers \(Rehabilitation and Other Facilities\) Bill, 2010](#)
- 3.52. [Distressed Farmers \(Special Facilities, Protection and Welfare\) Bill, 2010](#)
- 3.53. [Farmers \(Old Age Pension\) Bill, 2010](#)

COMPULSORY READINGS

FERTILIZERS

[Copyright \(c\) 2000 Boston College Law School Boston College Environmental Affairs Law Review](#), 2000, 27 B.C. Env'tl. Aff. L. Rev. 567, 31289 words, ARTICLE: Nitrates from Agriculture in Europe: The EC Nitrates Directive and Its Implementation in England, Margaret Rosso Grossman*

[Copyright \(c\) 1984 Kentucky College of Law. Kentucky Law Journal](#), 1984, 73 Ky. L.J. 855, 24635 words, AGRICULTURE LAW SYMPOSIUM: CHEMICAL TRESPASS? -- AN OVERVIEW OF STATUTORY AND REGULATORY EFFORTS TO CONTROL PESTICIDE DRIFT *, SARAH E. REDFIELD **

MODULE-4-WTO AND AGRICULTURE (3 Classes)

Learning Objectives:

After studying module four, the students will understand the following, the impact of WTO on Indian agricultural sector, various important provisions of the agreement on agriculture, the connection between WTO and intellectual property rights and impact on Indian agriculture, et cetera.

- 4.1- [What is World Trade Organisation \(WTO\)](#)
- 4.2- [Agreement on Agriculture \[AOA\]](#)
- 4.3- [WTO and Indian Agriculture](#)
- 4.4- [Slides on WTO and Indian Position](#)

4.5- [Intellectual Property Rights and WTO](#)

COMPULSORY READINGS

WTO AND AGRICULTURE

[Copyright \(c\) 2007 Loyola of Los Angeles International & Comparative Law Review Loyola of Los Angeles International & Comparative Law Review](#), Summer, 2007, 29 Loy. L.A. Int'l & Comp. L. Rev. 339, 60339 words, ARTICLE: The Resumption of the Doha Round and the Future of Services Trade, RAFAEL LEAL-ARCAS *

[Copyright \(c\) 2003 North Dakota Law Review North Dakota Law Review](#), 2003, 79 N. Dak. L. Rev. 691, 59156 words, ARTICLE: WORLD AGRICULTURAL TRADE IN PURGATORY: THE URUGUAY ROUND AGRICULTURE AGREEMENT AND ITS IMPLICATIONS FOR THE DOHA ROUND, Raj Bhala *

[Copyright \(c\) 2003 Drake University Drake Journal of Agricultural Law](#), Fall, 2003, 8 Drake J. Agric. L. 489, 25790 words, ARTICLE: The Bumpy Ride Towards the Establishment of "a Fair and MarketOriented Agricultural Trading System" at the WTO: Reflections Following the Cancun Setback, By Melaku Geboye Desta

MODULE-5-INTELLECTUAL PROPERTY RIGHTS AND AGRICULTURE (6 Classes)

Learning Objectives:

After studying module five, the students will understand the following, agriculture connected with protection of intellectual property rights of Indian farmers, Indian farmers and geographical indication, Indian farmers and traditional knowledge, the critical issues associated with Cuban cigar trade, critical issue of Guarana fruit of Brazil, RBST milk and IPR, critical issues Kobe beef, IPL issue on Canadian Red Wheat, efficiency of dispute settlement mechanism, et cetera.

5.1- [Cuban Cigar Trade](#)

5.2- [Brazilian Guarana Fruit](#)

5.3- [Kobe Beef](#)

5.4- [RBST Milk](#)

5.5- [Canadian Red Wheat](#)

5.6- [Thai Rice](#)

COMPULSORY READINGS

Intellectual Property Rights and Agriculture

[Copyright \(c\) 2006 Drake Journal of Agricultural Law Drake Journal of Agricultural Law](#), Fall, 2006, 11 Drake J. Agric. L. 273, 15494 words, ARTICLE: INTELLECTUAL PROPERTY RIGHTS IN PLANT GENETIC RESOURCES: FARMERS' RIGHTS AND FOOD SECURITY n1 OF INDIGENOUS AND LOCAL COMMUNITIES n2, Chidi Oguamanam *

GEOGRAPHICAL INDICATION AND AGRICULTURE

[Copyright \(c\) 2008 Fordham Intellectual Property, Media & Entertainment Law Journal Fordham Intellectual Property, Media & Entertainment Law Journal](#), Summer, 2008, 18 Fordham Intell. Prop. Media & Ent. L.J. 1297, 12206 words, NOTE: Enhanced Protections For Geographical Indications Under TRIPs: Potential Conflicts Under the U.S. Constitutional and Statutory Regimes, David Snyder*

PATENT AND AGRICULTURE

[Copyright \(c\) 2004 St. Thomas Law Review St. Thomas Law Review](#), Fall, 2004, 17 St. Thomas L. Rev. 95, 14018 words, OTHER ARTICLE: THE "TERMINATOR" PATENT AND ITS DISCONTENTS: RETHINKING THE NORMATIVE DEFICIT IN UTILITY TEST OF MODERN PATENT LAW, Ikechi Mgbeoji*

Marks Distribution: End Sem-50, Project Submission-30, Presentation-20.