

**DEPARTMENT OF LAW
SAURASHTRA UNIVERSITY,
RAJKOT**



[Accredited Grade "A"]
By NAAC

FACULTY OF LAW

**DIPLOMA IN LEGISLATIVE
DRAFTING
[D.L.D.]
Effective From June - 2016**

**Saurashtra University
University Campus, Rajkot – 360 005
Gujarat , India.**

Website : www.saurashtrauniversity.edu

Saurashtra University
Faculty of Law
DIPLOMA IN LEGISLATIVE DRAFTING
IN FORCE FROM JUNE, 2016
Ordinances and Regulations

O.D.L.D.1No candidate shall be admitted to the examination of the Diploma in Legislative Drafting unless he has passed the LL.B Degree Examination of this University or of any other recognized as equivalent thereto and after passing the said examination has duly kept two terms in this University. The candidate shall be required to keep two – third of the attendance of the total number of lectures.

O.D.L.D.2.The Diploma Course is a regular full time of one year duration consisting of two academic terms.

O.D.L.D.3.The admitted candidate can not join any other course of study without prior permission of the university.

O.D.L.D.4.The Medium of instruction & Examination shall be English, Hindi or Gujarati as the case may be which will not be changed during the entire Diploma programme.

O.D.L.D.5.Admission granted by the affiliated college/institute to any student shall be provisional till the enrollment/registration/enlistment is made by the University & in case the admission is granted on the bases of provisional eligibility certificate, the conditions & instruction given by the University should be complied within the time limit fixed by the University or latest by the beginning of next semester otherwise term kept by the such a student will be cancelled and no fees on any account will be refunded.

O.D.L.D.6.Every affiliated college or institution shall have to take appropriate measures against ragging & gender problems in the college/institution. The word college/institution included college building,sports complex, Hostels and such other components which are within the purview of the college. In case of occurrence of any such incident the violator shall be dealt with very seriously and appropriate stringent action be taken by the principal of the college observing principle of natural justice. Thehead of college may appoint a committee to inquire in to the matter which will also observe the principle of natural justice. The committee will submit its report to the Head of college who may take further necessary action in the matter.

Regulation's:

R. D.L.D. 1.The Teaching and examination scheme shall be as under

Semester - 1

Sr.	Name of Subject	Max. Marks	Mini. Passing Marks	Weekly Period	Exam. Hours
1.	Principles of Legislative Drafting	100	33*	3	Three Hours
2	Process and Preparation of Legislative Drafting	100	33*	3	Three Hours
3	Interpretation and Translation of Statutes	100	33*	3	Three Hours
4.	Dissertation (Internal Evaluation)	100	33*	-	-

* **Aggregate 50% Marks to be obtain by the candidate for passing in the examination.**

R. .D.L.D..2. Candidates must forward their application for admission to university examination to the Registrar on or before the prescribed date with a certificate of attendance duly signed by the principal along with the examination fees prescribed by the University.

R. D.L.D.3.(1) Candidate securing 33 marks in each paper & aggregate 50% marks will be awarded second class. (2) Candidate securing 66% or more marks in the examination will be awarded first class.

R. D.L.D.4 Candidate appearing by availing exemption will be placed in PASSED CLASS.

R. D.L.D. 5 Candidate who have obtained 50% or more marks in any subject / paper may opt for exemption from reappearing subsequently.

Diploma in Legislative Drafting

Annexure "B"

Saurashtra University, Rajkot

Faculty of Law

Name of Course	Semester	Core/Elective/Allied/Practical/Project	Course/Paper Code	Course/Paper Title	Credit	Internal Marks	External Marks	Practical / Viva Exam Marks	External Exam Time Duration
DLD	00	Core	1604000404000100	Principles of Legislative Drafting	3	00	100	-	Three Hours

Paper -1 :Principles of Legislative Drafting

100 Marks

Course objectives:

- **To acquaint students with Forms of Legislative Instrument Bills, Acts, Orders, etc.**
- **To make them aware of Principles and ideals of legislative drafting.**

Course Contents:

Unit-1 Forms of Legislative Instrument

- 1.1 Bills, Acts, Orders, Rules, Schedules
- 1.2 Related Provisions, Schedule, Case laws of the Constitutional Law

Unit-2 Principles

- 2.1 As a tool of power
- 2.2 Object to civil – criminal legislation, anticipated goals
- 2.3 Limitations of legislation as a tool for change in relation to religion, morality and tradition.
- 2.4 Factors which influence decision of the legislator
- 2.5 Correlation between public opinion and legislative formulation
- 2.6 Some major problems and trends in legislative formulation in a modern welfare

State.

Unit-3 Ideals of Drafting

- 3.1. Simplicity, Preciseness, Consistency, Alignment with Existing law, Brevity

Select bibliography

- 1. Indian law Institute, The Drafting of Laws (1980)
- 2. Allen, Law in the making, Sweet and Max Well
- 3. Renton C' Hee Report, Preparation of Legislation, Sweet and Max Well
- 4. W. Friedman, Law in a Changing Society (1970)

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Saurashtra University, Rajkot

Faculty of Law

Name of Course	Semester	Core/Elective/Allied/Practical/Project	Course/Paper Code	Course/Paper Title	Credit	Internal Marks	External Marks	Practical / Viva Exam Marks	External Exam Time Duration
DLD	00	Core	1604000404000200	Process and	3	00	100	-	Three Hours

				Preparation of Legislative Drafting					
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Paper -2 : Process and Preparation of Legislative Drafting

100 Marks

Course objectives:

- To acquaint students with Process and Preparation of Bills, Acts, Orders, etc.
- To make them aware of Principles and ideals of legislative drafting.

Course Contents:

Unit-1 Process & Preparation

- 1.1 General rules, words selection, syntax, style, punctuation
- 1.2 Reference of other related laws, and existing law
- 1.3 Relevancy with constitutional provisions
- 1.4 Required instructions for legislative drafting
- 1.5 Other requirements : punctuation, Marginal notes, Provisions, illustrations, Presumptions, Use of non- obstante clauses, Retrospective effect, exceptions, Fictions, Explanations
- 1.6 Classification of statutes
- 1.7 Amending, consolidating and codifying statutes: Subordinate Legislation

Unit-2 Provisions

- 2.1. Preliminary, substantive, administrative, supplementary, penal.

Select bibliography

1. Zander M., The law Making Process, Widenfeld & Icholson, England Renton C' Hee Report. Preparation of Legislation, Sweet & Max Well J. Bentham, Principles Of Legislation

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Saurashtra University, Rajkot

Faculty of Law

Name of Course	Semester	Core/Elective/Allied/Practical/Project	Course/Paper Code	Course/Paper Title	Credit	Internal Marks	External Marks	Practical / Viva Exam Marks	External Exam Time Duration
DLD	00	Core	1604000404000300	Interpretation and Translation of Statues	3	00	100	-	Three Hours

Paper -3 : Interpretation and Translation of Statues

100 Marks

Course objectives:

- To acquaint students with Interpretation and Translation of Bills, Acts, Orders, etc.
- To make them aware of Principles of Interpretation.

Course Contents:

Unit-1 Interpretation of Statutes

- 1.1 The General Clauses Act, 1987
- 1.2 General rules of interpretation, including a constitutional, interpretation and Maxims.
- 1.3 Basic principles, guiding principles of interpretation, internal and external aid to Construction, subsidiary rules. Operation of statutes, expiry and repeal, jurisdiction of courts, construction of taxing law , remedial and penal statutes, delegated legislation.

Unit-2 Translation of Statutes.

- 2.1 Basic requirement of regional language and English.
- 2.2 Use of glossary and vocabulary
- 2.3 Translation from one language to the other.

Select bibliography.

1. Thornton, G.C., Legislative Drafting, Butterworths, London.
2. The General Clauses Act, 1897.
3. Maxwell, Interpretation of Statutes.
4. G.P. Singh, principles of statutory interpretation.
5. K.Sanmukham and N.S. Bindras, Interpretation of Statutes (1997). The Law Book CO. Allahbad.
6. V. Sarathil, Interpretation of Statutes, Eastern Law Book Co. Lucknow.

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Faculty of Law

Name of Course	Semester	Core/Elective/Allied/Practical/Project	Course/Paper Code	Course/Paper Title	Credit	Internal Marks	External Marks	Practical / Viva Exam Marks	External Exam Time Duration
DLD	00	Core	1604000404000400	Dissertation - Viva	3	00	100	-	Three Hours

Paper -4 :Dissertation - Viva

100 Marks

Course objectives:

- To acquaint the students with the practical aspects of the Drafting.
- To make the students aware of challenges of Legislative Drafting

Course Contents:

1. Dissertation	80
2. Viva-voce	20
Tota Marks:	100

Viva by the Internal Penal of the college

DBLP - 2016
Semester - 00

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1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
૧.	Principles of Legislative Drafting	16	04	00	04	04	00	01	00
2.	Process and	16	04	00	04	04	00	02	00

	Preparation of Legislative Drafting								
3.	Interpretation and Translation of Statutes	16	04	00	04	04	00	03	00
4.	Dissertation (Internal Evaluation)	16	04	00	04	04	00	04	00

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