

SAURASHTRA UNIVERSITY

RAJKOT

(ACCREDITED GRADE "A" BY NAAC)



FACULTY OF LAW

Syllabus for

PG DIPLOMA IN EXPORT-IMPORT (EXIM) LAW

With Effect From: 2016-17

Program Outcomes

P.G. Diploma in Export Import Law program curricula are developed according to the local, regional and national developmental needs. It also covers certain international aspects and requirements. All these reflect in program outcomes and program specific outcomes.

PO1: Research Oriented

Law plays an important role in society. Law will always be there in the one form or the other, of course, our laws must be in a position to tackle the changing situation, and this is possible only through the legal research. No society can progress without research.

PO2: After independence India has embarked upon all round efforts to modernize her economy through developmental ventures. Greater and greater emphasis is placed on increase of production in both industrial and agricultural sectors. A well acquainted persons with all these changes makes a good professional in foreign trade

PO3. There was the ever-pressing need for raising capital for investment in certain basic and key industries. All these required a considerably high rate of investment of capital. The process of modernization necessitated the adoption of newer technologies for industry and agriculture. These technologies had to be borrowed from other developed countries. The persons having technical knowledge in this field will ever be needed.

PSO1.

Development of the creative potential, analytical and interpretative power makes a skilled professional in the legal field relating to foreign trade.

PSO2.

Development of the learning ability, conceptual clarity and custodian of knowledge makes a good legal advisor in the field of export-import.

PSO3.

A competent to analyse and evaluate the legal process from a broader juristic perspective makes a perfect guide in this field.

Saurashtra University
Faculty of Law
DIPLOMA IN EXPORT- IMPORT[EXIM] LAW
IN FORCE FROM JUNE, 2016
Ordinances and Regulations

O.D.E.I.L.1.Candidate shall be admitted to the course should have passed a bachelor's degree examination having three years duration from this university or any other recognized university.

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

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

O.D.E.I.L.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.E.I.L.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.E.I.L.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.E.I.L.1.The Teaching and examination scheme shall be as under

Semester - 1

| Sr. | Name of Subject | Mini. Passing Marks Internal Total 40 | Mini. Passing Marks External Total 60 | Max. Marks | Exam. Hours |
|-----|-----------------|---------------------------------------|---------------------------------------|------------|-------------|
| 1. | Exim Law | 16 | 24 | 100 | Two Hours |

Semester – 2

| Sr. | Name of Subject | Mini. Marks Internal Total 75 | Passing | Mini. Marks Viva (External) Total 25 | Passing | Total 100 | Minimum aggregate for passing | Exam. Hours |
|-----|-----------------|-------------------------------|---------|--------------------------------------|---------|-----------|-------------------------------|-------------|
| 1. | Project | | 30 | | 10 | - | 50 | Half Hour |

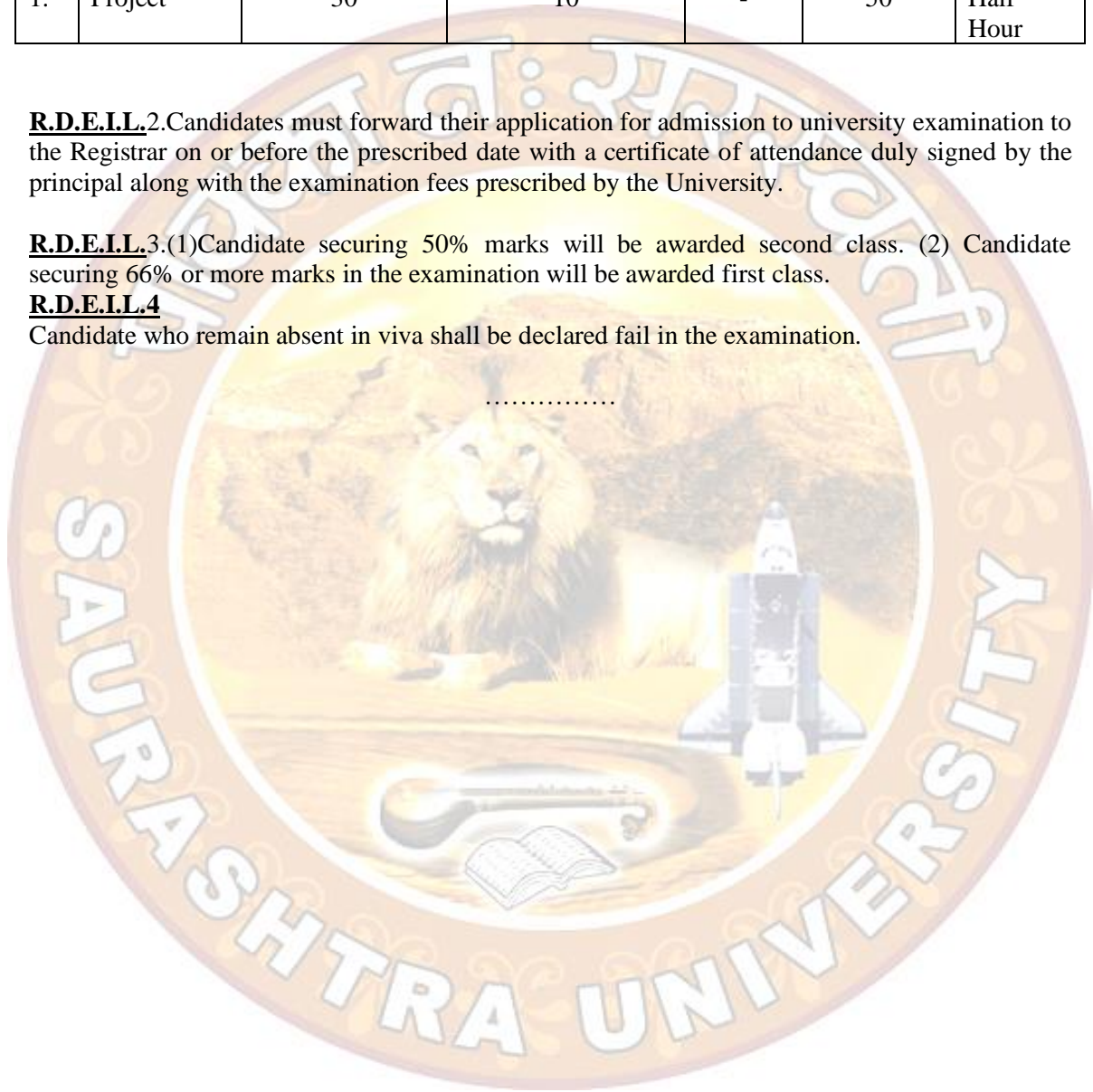
R.D.E.I.L.2.Candidates must forward their application for admission to university examination to the Registrar on or before the prescribed date with a certificate of attendance duly signed by the principal along with the examination fees prescribed by the University.

R.D.E.I.L.3.(1)Candidate securing 50% marks will be awarded second class. (2) Candidate securing 66% or more marks in the examination will be awarded first class.

R.D.E.I.L.4

Candidate who remain absent in viva shall be declared fail in the examination.

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Saurashtra University, Rajkot

Structure to be prepared in the Beginning of the Syllabus for All Semester / Year

Pg. Diploma In Export – Import (Exim) Law Programme – 2016

Semester – 1

| No. | Course Code | Course Title | C | IM | EM | TM |
|-----|------------------|-----------------------------|---|----|----|-----|
| 1. | 1604020005010100 | Export – Import (Exim) Law | 6 | 30 | 70 | 100 |

C = Credits

IM=Internal Marks

EM=External Marks

TM=Total Marks

CCT=Core Course

SO=Sill Oriented Course

ICT=Interdisciplinary Course

SS=Self Study Course

DP=Dissertation / Project Work

ECT=Elective Cours

Annexure "B"

Saurashtra University, Rajkot

Structure to be prepared in the Beginning of the Syllabus for All Semester / Year

Pg. Diploma In Export – Import (Exim) Law Programme – 2016

Semester – 2

| No. | Course Code | Course Title | C | IM | EM | TM |
|-----|------------------|--------------|---|----|----|-----|
| 1. | 1604020005020100 | Project | 6 | 75 | 25 | 100 |

C = Credits

IM=Internal Marks

EM=External Marks

TM=Total Marks

CCT=Core Course

SO=Sill Oriented Course

ICT=Interdisciplinary Course

SS=Self Study Course

DP=Dissertation / Project Work

ECT=Elective Course

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PG DIPLOMA IN EXPORT – IMPORT (EXIM) LAW (Revised w.e.f. June-2015)

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 |
|----------------|----------|--|-------------------|--------------------|--------|----------------|----------------|-----------------------------|-----------------------------|
| PGDEIL | 1 | Core | 1604020005010100 | Exim Law | 6 | 30 | 70 | - | Two Hours Thirty Minutes |

EXIM LAW

Course Outcomes:

After independence India has embarked upon all round efforts to modernize her economy through developmental ventures. Greater and greater emphasis is placed on increase of production in both industrial and agricultural sectors. Besides, there was the ever-pressing need for raising capital for investment in certain basic and key industries. All these required a considerably high rate of investment of capital.

The process of modernization necessitated the adoption of newer technologies for industry and agriculture. These technologies had to be borrowed from other developed countries.

This, in turn, needed foreign exchange which could be earned by the increased exports of goods and raw materials from India.

COs.1 This course is designed to acquaint the students about the parameters of legal controls on imports and exports.

COs 2. To develop the professional and entrepreneur skill in the students

COs 3. To understand the global scenario of export and import of goods and services

Course Contents:

Unit – 1 INTRODUCTION :

- 1.1. State control over import and export of goods -from rigidity to liberalization.
- 1.2. Impact of regulation on economy.

Unit - 2. The Basic Formalities of Export and Import Trade.

- 2.1. Registration.
- 2.2. Selection of Product & Market.
- 2.3. Documentation.
- 2.4. Methods of Payment.

Unit - 3. International Regime.

- 3.1. WTO – objectives;
- 3.2. Functions
- 3.3. WTO agreement.
- 3.4. WTO and tariff restrictions.
- 3.5. WTO and non-tariff restrictions.
- 3.6. Anti-dumping.
- 3.7. Countervailing Duties.
- 3.8. Safeguards.
- 3.9. Pre-shipment Inspection
- 3.10. Technical Business to Trade.
- 3.11. Sanitary & Phyto-sanitary Measures.

Unit – 4. General Law and Policy Control of Imports and Exports.

- 4.1. General scheme-Foreign Trade Policy.
- 4.2. Legislative control.
 - 4.2.1. Foreign Trade Development and Regulation Act 1992.
 - 4.2.2. COFEPOSA.
 - 4.2.3. Quality Control Act.
 - 4.2.4. Customs Act, 1962.
 - 4.2.4.1. Prohibition on importation and exportation of goods.
 - 4.2.4.2. Control of smuggling activities in export-import trade.

Unit – 5 Exim policy : Changing Dimensions.

- 5.1. Promotion of foreign trade.
- 5.2. Agricultural products.
- 5.3. Textile and cloths.
- 5.4. Jewellery.
- 5.5. Service sector.

Unit – 6 Pre-shipment and Post-shipment formalities.

Unit – 7 Law relating to customs.

- 7.1. Levy of and exemption from customs duties.
- 7.2. Clearance of imported goods and export goods.
- 7.3. Conveyance and warehousing of goods.

Unit – 8 Regulation of Foreign Currency:

- 8.1. Conservation of foreign exchange.
- 8.2. Foreign exchange management.
- 8.3. Currency transfer.
- 8.4. Investment in foreign countries.
- 8.5. Borrowing and Lending of money and foreign currency.

Unit – 9 Technology transfer.

- 9.1. Collaboration Agreement for Technology Transfer.
- 9.2. Restrictive terms in technology transfer agreements.
- 9.3. Joint venture.

Text Books:

1. **Government of India, Handbook of Import Export Procedures, (Refer to the latest edition).**
2. **Foreign Trade (Development and Regulation) Act 1992 and Rules.**
3. **Foreign Exchange Management Act 1999.**

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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 (Viva) Exam Time Duration |
|----------------|----------|--|-------------------|--------------------|--------|----------------|----------------|-----------------------------|------------------------------------|
| PGDEIL | 2 | Core | 1604020005020100 | Project | 6 | 00 | 75 | 25 | Half Hours |

Project - 100

Course Outcomes :

- COs1. To make the students aware of practical problems.
- COs2. To create in students his or her creative potential.
- COs3. To stimulate the students to deal with the practical problems.
- COs4. To use the theoretical knowledge in practical life.

Course Content :

In project students shall have to take the practical training in an institution and shall submit the report for the same / or conduct empirical research and prepare a report.

PGDEIL - 2016

Semester - 01

| નં. | સબજેક્ટ | કોર્ષ કોડ વર્ષ | ફેકલ્ટી લો | વિષય કોર - 01 ઇલેક્ટીવ - 02 | કોર્ષ ગ્રુપ | લેવલ યુજી - 01 | સેમેસ્ટર | પેપર નંબર | વિકલ્પ |
|-----|----------|----------------------|---------------|--------------------------------------|-------------|----------------------|----------|--------------|--------|
| 1. | 2. | 3. | 4. | 5. | 6. | 7. | 8. | 9. | 10. |
| ૧. | Exim Law | 16 | 04 | 02 | 00 | 05 | 01 | 01 | 00 |

PGDEIL - 2016

Semester - 02

| નં. | સબજેક્ટ | કોર્ષ કોડ વર્ષ | ફેકલ્ટી લો | વિષય કોર - 01 ઇલેક્ટીવ - 02 | કોર્ષ ગ્રુપ | લેવલ યુજી - 01 | સેમેસ્ટર | પેપર નંબર | વિકલ્પ |
|-----|---------|----------------------|---------------|--------------------------------------|-------------|----------------------|----------|--------------|--------|
| 1. | 2. | 3. | 4. | 5. | 6. | 7. | 8. | 9. | 10. |
| ૧. | Project | 16 | 04 | 02 | 00 | 05 | 02 | 01 | 00 |

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