

**2013**

**L.L.M.**

**4th SEMESTER EXAMINATION**

**CORPORATE FINANCE &  
ENVIRONMENT & INTERNATIONAL LEGAL ORDER**

**PAPER—LLM\_401**

*Full Marks : 100*

*Time : 4 Hours*

*The figures in the right-hand margin indicate full marks.*

*Candidates are required to give their answers in their own words as far as practicable.*

*Illustrate the answers wherever necessary.*

**[ Corporate Finance ]**

Answer any *four* questions.

1. "Prof. Benjamin Franklin once said — There are three ways to learn the value of a dollar, earn it and see what you give for it, spend it and see what you get for it, borrow it and see what you pay for it". Elucidate the above statement and analyse the importance and objectives of Financial needs of a company 25
  
2. "Debentures are one of the important sources of raising Finance. A company generally supplements its capital requirement by issuing debentures to meet initial needs

*(Turn Over)*

- and also for extension and development" — Do you agree with the above statement discuss in brief about importance of debentures in raising Debt Finance. 25
3. "Prospectus is a document which discloses and describes about financial security for potential investors" — in the light of above statement discuss about the disclosure for information required to be given in the prospectus with decided cases. 25
4. (a) Describe in brief procedure laid down under the companies Act for Transfer of securities.  
 (b) How does it differ from 'Transmission of Securities' ?  
 (c) Explain dematerialisation of securities. 10+5+10
5. (a) Critically explain the concept of Buy-back of Securities.  
 (b) Do you think buy-back amount to reduction of capital ? 20+5
6. Explain in details about Mutual Funds with reference to SEBI Mutual Fund Regulations. 25
7. Critically analyze the impact of 'Foreign Direct Investment' (FDI) in the Corporate Sector in India. 25
8. (a) Explain in detail the role of The Securities and Exchange Board of India (SEBI) to protect the investors in securities and to regulate the securities market in India.  
 (b) Do you think that the new Companies Bill 2012 will protect the investors in the new liberalized economic regime ? 15+10

**[Environment and International Legal Order]**

Answer any four questions.

1. What do you mean by Corporate Social Responsibility? Discuss how order the existing International Law regime the International Corporations are made more accountable towards the environment and human rights as a whole. What are the problems associated with the existing law? 25
2. Discuss the principles adopted at various international conferences in relation to sustainable development. 25
3. "The Base/Convention is the first Environmental Treaty addressing the transfer of hazardous waste, an issue which previously escaped legal regulation to a large extent". Elucidate the current international legal scenario with respect to disposal and dumping of hazardous wastes with special reference to the Base/Convention. 25
4. Discuss the developments taking place in International Environmental Law to combat problems of pollution caused by ships. 25
5. Discuss how the principle of sustainable development has been used as a potent weapon to meet environmental and developmental challenges by the Indian Supreme Court. 25

6. "In the context of environmental change, multinationals like all of us, are part of problem, since multinational corporations conduct the bulk of world activity, they are the major environmental actors as producers, managers and distributors. By necessity these firms engage in a wide range of hazardous and pollution intensive activities".

In the light of above statement discuss the legal control of the activities of multinational corporations.

25

7. How has the Indian Legislative framework stood up to the challenges of Disaster Management and control in India. Compare and contrast India's existing Disaster Management Programme with the International regime.

25

8. Write Short Note on :

5×5

- (a) Marine Environment;
  - (b) International Criminal liability of MNCs;
  - (c) The Base / Convention;
  - (d) Sustainable Development and biodiversity law;
  - (e) Right to Development.
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