



ಕರ್ನಾಟಕರಾಜ್ಯ ಕಾನೂನು ವಿಶ್ವವಿದ್ಯಾಲಯ

ನವನಗರ, ಹುಬ್ಬಳ್ಳಿ - 580025

ನ್ಯಾಕ 'ಎ' ಶ್ರೇಣಿ ಮಾನ್ಯತೆ

ದೂರವಾಣಿ ಸಂಖ್ಯೆ : 0836--222392

ಜಾಲತಾಣ : www.kslu.ac.in

ಫ್ಯಾಕ್ಸ್ : 0836--222392

ಇ-ಮೇಲ್ : kslu.affiliation2009@gmail.com

ಸಂ:ಕರಾಕಾವಿ/ವಿ.ಮಂ./ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.)/ಪತ್ಯಕ್ರಮ/2018-19/1249

ದಿ: 07.08.2018.

: ಸುತ್ತೋಲೆ :

ವಿಷಯ: 3ವರ್ಷದಹಾಗೂ 5ವರ್ಷದಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ.ಯ ಸದ್ಯದ ಪತ್ಯಕ್ರಮಕ್ಕೆ ಹೆಚ್ಚುವರಿಯಾಗಿ 3ವಿಷಯಗಳನ್ನು ಸೇರಿಸಿರುವ ಕುರಿತು.

ಉಲ್ಲೇಖ: 1.ಕರಾಕಾವಿಯ ವಿಶೇಷ ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.) ಸಭೆಯ ದಿ.16.07.2018.

2. ಪ್ರಶಾಸನ ಸಭೆಯಅನುಮೋದನೆಯ ದಿ.04.08.2018, ಗೊತ್ತುವಳಿ ಸಂಖ್ಯೆ: 09

3.ಮಾನ್ಯ ಕುಲಪತಿಗಳ ಅನುಮೋದನೆಯ ದಿ.07.08.2018.

ಮೇಲ್ಕಾಣಿಸಿದ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ, ಈ ಮೂಲಕ ಸಂಯೋಜಿತ ಎಲ್ಲ ಕಾನೂನು ಮಹಾವಿದ್ಯಾಲಯಗಳ ಪ್ರಾರ್ಥನೆಯಿಗಾಗಿ ತಿಳಿಯಪಡಿಸುವದೇನೆಂದರೆ, ಭಾರತೀಯ ವಕೀಲ ಮಂಡಳಿ, ನವದೆಹಲಿ 2008ರ ಕಾನೂನು ಶಿಕ್ಷಣದ ನಿಯಮಾವಳಿಗಳನ್ವಯ, ಈಗಾಗಲೇ ಚಾಲ್ತಿಯಲ್ಲಿರುವ 3ವರ್ಷದ ಹಾಗೂ 5ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ.ಯ ಪತ್ಯಕ್ರಮಕ್ಕೆ ಇನ್ನು ಹೆಚ್ಚುವರಿಯಾಗಿ 3 ವಿಷಯಗಳನ್ನು ಭೋಧಿಸುವುದು ಅವಶ್ಯಕವಾಗಿರುವುದರಿಂದ, ದಿನಾಂಕ.16.07.2018ರಂದು ವಿಶ್ವವಿದ್ಯಾಲಯದ ವಿಶೇಷ ಬಿ.ಓ.ಎಸ್.(ಯು.ಜಿ.) ಸಭೆಯನ್ನು ಕರೆದು ಸದರಿ ವಿಷಯದ ಬಗ್ಗೆ ಚರ್ಚಿಸಿ ಹೆಚ್ಚುವರಿಯಾಗಿ ಇನ್ನು 3 ವಿಷಯಗಳನ್ನು ಸೇರಿಸಿ ಭೋಧಿಸಲು ನಿರ್ಣಯ ತೆಗೆದುಕೊಳ್ಳಲಾಯಿತು ಹಾಗೂ ಈ ವಿಷಯವಾಗಿ ದಿನಾಂಕ. 04.08.2018ರಂದು ಜರುಗಿದ 70ನೇ ಪ್ರಶಾಸನ ಸಭೆಯ ಮುಂದೆ ಮಂಡಿಸಿ ಅನುಮೋದನೆಯನ್ನು ಪಡೆಯಲಾಗಿದೆ. ಈ ಹೆಚ್ಚುವರಿ 3 ವಿಷಯಗಳ ವಿವರ ಈ ಕೆಳಗಿನಂತಿದೆ.

2016-17 ಹಾಗೂ 2017-18ನೇ ಸಾಲಿಗೆ 3ವರ್ಷದ ಎಲ್.ಎಲ್.ಬಿ. ಹಾಗೂ 5 ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ. ಕಾನೂನು ಕೋರ್ಸಿಗೆ ಪ್ರಥಮ ವರ್ಷಕ್ಕೆ ಪ್ರವೇಶ ಪಡೆದ ವಿದ್ಯಾರ್ಥಿಗಳಿಗೆ ಹೆಚ್ಚುವರಿಯಾಗಿ ಈ ಕೆಳಗಿನ ವಿಷಯಗಳನ್ನು ಕಲಿಸಬೇಕಾಗುತ್ತದೆ.

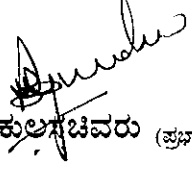
3ವರ್ಷದ ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ

- Constitutional Law-II - 5thSem (2016-17& 2017-18 Batch) Appendix-I
- English (Compulsory for those who answer in Kannada) - 5thSem (2016-17& 2017-18 Batch) Appendix-II
- Labour Law-II - 6thSem (2016-17 Batch) Appendix-III
- Labour Law-II - 4thSem (2017-18 Batch) Appendix-III

5 ವರ್ಷದ ಬಿ.ಎ/ಬಿ.ಬಿ.ಎ/ಬಿ.ಕಾಂ.,ಎಲ್.ಎಲ್.ಬಿ. ಕೋರ್ಸಿಗೆ

- Constitutional Law-II - 9thSem (2016-17 & 2017-18 Batch) Appendix-I
- English (Compulsory for those who answer in Kannada) 9thSem (2016-17 & 2017-18 Batch) Appendix-II
- Labour Law-II - 8thSem (2016-17 & 2017-18 Batch) Appendix-III

ಈ ಮೇಲಿನ ವಿಷಯಗಳನ್ನು ಯಾವ ಯಾವ ಸಮೀಕ್ಷರನಲ್ಲಿ ಕಲಿಸಬೇಕೆಂಬುದು ಹಾಗೂ ಈ ವಿಷಯಗಳ ಸಂಪೂರ್ಣ ಪಠ್ಯಕ್ರಮದ ಪ್ರತಿಗಳನ್ನು ಈ ಸುತ್ತೋಲೆಯ ಜೊತೆಗೆ ಲಗತ್ತಿಸಿದೆ.ಆದ್ದರಿಂದ ಈ ವಿಷಯವನ್ನು ಆಯಾ ವಿಷಯಗಳ ಶಿಕ್ಷಕರಿಗೆ ಹಾಗೂ ವಿದ್ಯಾರ್ಥಿಗಳ ಗಮನಕ್ಕೆ ತಂದು ವ್ಯವಸ್ಥಿತವಾಗಿ ಪಠ್ಯಕ್ರಮವನ್ನು ಜಾರಿಗೆ ತರಲು ಈ ಮೂಲಕ ತಿಳಿಸಲಾಗಿದೆ.


ಕುಲಸಚಿವರು (ಪ್ರಧಾನ)

ಗೆ,
ಕರ್ನಾಟಕರಾಜ್ಯ ಕಾನೂನು ವಿಶ್ವವಿದ್ಯಾಲಯಕ್ಕೆ ಸಂಯೋಜನೆಗೊಂಡ
ಎಲ್ಲಕಾನೂನು ಮಹಾವಿದ್ಯಾಲಯಗಳ ಪ್ರಾಚಾರ್ಯರಿಗೆ.

ಅಡಕ:ಮೇಲಿನಂತೆ.

ಪ್ರತಿಗಳು:

1. ಮಾನ್ಯ ಕುಲಪತಿಗಳ ಆಪ್ತ-ಕಾರ್ಯದರ್ಶಿಗಳು, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
2. ಮಾನ್ಯ ಕುಲಸಚಿವರ, ಆಪ್ತ-ಕಾರ್ಯದರ್ಶಿಗಳು, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
3. ಕುಲಸಚಿವರು (ಪರೀಕ್ಷಾ ವಿಭಾಗ), ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
4. ಉಪ ಕುಲಸಚಿವರು ವಿದ್ಯಾಮಂಡಲ ವಿಭಾಗ, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ.
5. ವ್ಯವಸ್ಥಾಪಕರು, ಐ.ಸಿ.ಟಿ. ವಿಭಾಗ, ಕರಾಕಾವಿ.ಹುಬ್ಬಳ್ಳಿ. ಅಂತರ್ಜಾಲತಾಣದಲ್ಲಿ ಅಳವಡಿಸಲು
6. ಕಛೇರಿಯ ಪ್ರತಿ.



KARNATAKA STATE LAW UNIVERSITY

Navanagar, Hubballi-580025

Accredited with 'A' Grade by NAAC

Phone: 0836-2222472

Fax : 0836-2223392

Website : www.kslu.ac.in

Email : kslu.affiliation2009@gmail.com

3 year LL.B. 2016-17 Batch

1 st Semester	<ol style="list-style-type: none">1. Constitutional Law2. Contract - I3. Law of Torts4. Family Law - I: Hindu Law5. Criminal Law - I: Indian Penal Code
2 nd Semester	<ol style="list-style-type: none">1. Contract -II.2. Company Law3. Property Law.4. Administrative Law.5. Family Law -II: Mohemmadan Law & Indian Succession Act.
3 rd Semester	<ol style="list-style-type: none">1. Jurisprudence2. Labour Law3. Law of Taxation4. Criminal Law-II: CR.P.C., JJ Act & Probation of Offenders Act5. Clinical Course-I: Professional Ethics and Professional Accounting System.
4 th Semester	<ol style="list-style-type: none">1. Public International Law.2. Optional-I: Human Rights Law and Practice / Insurance Law.3. Optional-II: Banking Law / Right to Information.4. Clinical Course-II: Alternative Dispute Resolution Systems.
5 th Semester	<ol style="list-style-type: none">1. Civil Procedure Code and Limitation Act.2. Optional-III: Intellectual Property Rights-I / Penology & Victimology.3. Optional-IV: Interpretation of Statutes and Principles of Legislation / Competition Law.4. Clinical Course-III: Drafting, Pleading and Conveyance.5. Constitutional Law-II6. English (Compulsory for those who answer in Kannada)
6 th Semester	<ol style="list-style-type: none">1. Law of Evidence.2. Environmental Law3. Optional-V: Intellectual Property Rights-II/ White Collar Crimes.4. Optional-VI: Land Law / Law relating to International Trade Economics.5. Clinical Course-IV: Moot Court Exercise and Internship.6. Labour Law-II



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Constitutional Law – II

Objectives:

The Constitutional Law has developed over a period of time to respond to the social needs through the process of amendments and interpretation. The democratic process is deepened through empowerment of local institutions of governance. There are provisions to address the special needs of certain of the states, areas and people. The contours of state liability in torts and contracts are undergoing change. The conducting of elections is gradually maturing equipping itself to translate the will of the people effectively. A student of law should be introduced to all these areas to enable him to appreciate these finer aspects of the Constitution.

Unit-I

Tortious liability of the Government

- Sovereign immunity, judicial pronouncements, statutory functions, damages and writs.

Government Contracts

- Formation of contracts, ratification, no estoppel, voidness of contract is relative, service agreements, statutory contracts, contractual liability, award of contracts, issue of writs in matters of contracts.

Elections

- Fundamental principles of elections, Nature of right to vote or contest elections, Election Commission, Election disputes, Party system

Comptroller and Auditor General

Unit-II

The *Panchayats*

- Definitions, *Gram Sabha*, constitution and composition of *panchayats*, reservation of seats, duration, disqualifications, powers, authority and responsibilities, power to impose tax, review of financial position, elections, audit of accounts, bar to interference by courts in electoral matters.

The Municipalities

- Definitions, constitution and composition of municipalities, constitution and composition of ward committees, reservation of seats, duration, disqualifications, powers, authority and responsibilities, power to impose tax, review of financial position, elections, audit of accounts, committee for district planning, committee for metropolitan planning, bar to interference by courts in electoral matters.

The Cooperative Societies

- Definitions, incorporation, number and term of members of board and its office bearers, elections, supersession and suspension of board and interim management, audit of

accounts, general body meetings, right of members to get information, returns, offences and penalties.

Unit-III

Union Territories, Tribal Arrears and Special Provisions concerning some States

- Union Territories, Special provisions regarding certain states (Arts.371 A to 371 J), Scheduled and tribal areas

Official language

- Constitutional provisions, The Official Languages Act, 1963, Medium of education, VIII Schedule to the Constitution

Unit-IV

Constitutional position of Jammu and Kashmir

- Article 370 of the Constitution, Constitution (Application to Jammu and Kashmir) Order, 1954, Status of Article 370

Safeguards to Minorities, Scheduled Castes, Scheduled Tribes and Backward Classes

- Scheduled Castes, Scheduled Tribes, Anglo-Indians, Other Backward Classes, Linguistic minorities, Apparatus to supervise safeguards, National Commission for Women

Unit-V

Constitutional interpretation

- Doctrine of judicial review, Literal v, Liberal approach, Judicial creativity in India, Norms of Constitutional Interpretation- Policy considerations- Constituent Assembly Debates- Preamble- Spirit of the Constitution- Political questions- Foreign precedents; Principle of harmonious interpretation; Prospective overruling; Constitutionality of a statute; Effect of unconstitutionality; Supreme Court not bound by its own decisions.

Prescribed Books:

Jain M.P., *Constitutional Law*, latest edition (New Delhi: Lexis Nexis)

Reference Books:

Seervai H.M., *Constitutional Law of India*, (New Delhi: Universal Law Publishing Co.)

Singh M.P. ed., *V.N.Shukla's Constitution of India*, latest edition, (Lucknow: Eastern Book Company).

BhatIshwara P. Ed., *D.D.Basu's Limited Government and Judicial Review*, (Tagore Law Lectures) New Delhi: Lexis Nexis, 2015.

English

Objectives:

English is a forceful language with a rich vocabulary that can make a positive impact on the outcome of a case. Knowledge of English is essential to understand the precepts, principles and underlying meaning of the Law. Some judgments may come in vernacular languages at the lower courts, but the importance of English both at the lower and higher courts cannot be denied. A budding lawyer with a good command over the regional as well as English language can become a competent judicial officer as well as a successful lawyer. So, the need of the hour is to perform well in the field of Law.

The prose text introduces a student to the nuances of the legal profession and the social responsibilities of a lawyer. The syllabus also aims to strengthen the basic features of the English language, as well as the importance of vocabulary and their usage. Comprehension of unseen passages helps to understand important ideas and paves the way for logical thinking. Translation is an intellectual and demanding task, as it fine-tunes the drafting skills and facilitates learning as well. Translations of old vernacular legal documents are vital for the outcome of a case.

UNIT -1

1. Law and Lawyers – M. K. Gandhi.

UNIT -2

1. Articles, Parts of Speech/their usage, same word used as different parts of speech.
2. Identification of errors.
3. Types of sentences, transformation of sentences.
4. Change of voice.
5. Reported Speech.
6. Idioms.
7. Legal words and their usage.

UNIT -3

Applied writing.

1. Paragraph writing.
2. Report writing/Press report.
3. Precis writing, Summarizing.
4. Essay writing.
5. Cohesive devices.
6. Comprehension passages.
7. Letter writing.

UNIT -4

Professional writing:-

1. Petitions.
2. Notices.
3. Refutation.
4. Essay writing on topics of legal interest.
5. Comprehension legal content.
6. Legal words and their usage.
7. Use of Cohesive legal devices.

UNIT -5

Translation:-

1. Principles of Translation.
2. Translation exercises (Translation from legal texts and decided cases.)

Text and reference books:

1. The law and lawyers by M. K.Gandhi, compiled and edited by S. B. Kher, Navajivan Publishing House, Ahmedabad.
2. Contemporary English Grammar, David Green, Macmillan Ltd.
3. Legal Language Writing and General English by Dr. S. C. Tripathi.Central Law Publications.
4. Wren and Martin English Grammar and Composition.
5. Legal Language, Legal Writing and General English by Dr. S. C. Tripathi.Central Law Publications.
6. ಅನುವಾದ ಕಲೆ- ಎಸ್. ನಾಗಭೂಷಣ
7. ಬಾಷಾಂತರ ಸೌರಬ್- ಲಕ್ಷ್ಮಿ ನಾರಾಯಣಅರೇಜರಾ.
8. ಬಾಷಾಂತರ ಕಲೆ- ಪ್ರಧಾನಗುರುದತ್.
9. ಬಾಷಾಂತರ-ಕನ್ನಡ ವಿ.ವಿ. ಪ್ರಕಟಣೆ.
10. ಬಾಷಾಂತರ ಸಂಸ್ಕೃತಿಕ ನೆಲೆಗಳು- ಕನ್ನಡ ವಿ.ವಿ. ಪ್ರಕಟಣೆ.

LABOUR LAWS -II

Course Objectives:

The students are to be acquainted with the Industrial relations framework. Further, the importance of the maintenance of industrial peace and efforts to reduce the incidence of strikes and lockouts are to be emphasised. Referring to the Constitutional provisions and the ILO Conventions and recommendations the labor welfare generally envisaged shall be studied. Students shall also be exposed to the judicial response, legislative response and probable amendments required to the industrial relations laws to meet the challenges posed by economic liberalisation.

Students shall also acquaint with legal frame-work relating to wages, social security and welfare of labour. The concept of social security, its importance and also Constitutional basis for the same are introduced. The students shall be taught the provisions the Child Labour (Prohibition and Regulation) Act, 1986, the Payment of Gratuity Act, 1972, the Payment of Bonus Act, 1965, the Industrial Disputes Act, 1947 and the Payment of Wages Act, 1936. These legislations are to be studied with a view to acquaint the students regarding various rights and benefits available to the workmen thereunder. Legislations are to be analysed by examining historical background and underlying objectives, judicial interpretations and effectiveness of these legislations in the days of changed economic policies.

Unit I – Constitutional Dimensions of Labour Laws

Constitution and Labour Welfare; Bonded Labour System Abolition Act, 1976; Equal Remuneration Act, 1976; Inter-State Migration of Workers Act, 1979; Protection of Women Against Sexual Harassment Act, 2013

Unit II - Social Security

Concept and Importance of Social Security - Influence of I.L.O. - Constitutional provisions. The Unorganised Workers' Social Security Act, 2008 - Importance and problems of Unorganised Sector, Definitions- employer, home based worker, self-employed worker, unorganised sector, unorganised worker, wage worker, etc. Schemes- Funding mechanism, Procedure, benefits available - Administrative Mechanism- Composition and Powers, etc. – evaluation of working of the legislation over a decade.

Globalisation, Privatisation and Open Economy - Effects of Globalisation on Industry and Labour - Constitutional Mandate of Welfare State and effectiveness of Social Security and Social welfare legislations in India under new economic policy- Emergence of laws relating SEZ, etc. Scope, object and implications of The Economic Special Zones Act, 2005.

Unit III - Wages, Bonus and Gratuity

Context - Necessity of regular and periodic payment of wages without unreasonable deductions. The Payment of Wages Act, 1936 - Definitions – employed person, factory, industrial and other establishment, wages, etc. - Deductions – Authorities - Inspectors and Payment of Wages Authority.

Context –a right to share in profits even after payment of wages according contract of employment? Is it breach of contract or an implied term of the contract? – concepts of bonus and right to share in profits - The payment of Bonus Act, 1965 – definitions – provisions relating to payment of bonus – judicial interpretations and constitutionality of the provision relating to Govt's power to exempt

Context – reward for long drawn loyal service -- employers' liability or good gesture? Historical developments. The Payment of Gratuity Act, 1972 – definitions – judicial restrictive interpretation of the definition of employee. – payment of gratuity – determination of the amount of gratuity – authorities.

Unit IV – Child Labour

Child labour – practice and reasons for child labour – competing views on necessity and feasibility of abolition of child labour – Human rights perspective and constitutional provisions for the protection of child – the Child Labour (Prohibition and Regulation) Act, 1986 – definitions – provisions relating to prohibition of child labour in certain establishments and processes – regulation of conditions of work – penalties – judicial interpretations. Amendments made through The Child Labour (Prohibition and Regulation) Amendment Act, 2016 and Criticisms.

Unit V– Provisions applicable to shops and establishments

Necessity of protection of unorganised labour in shops and establishments by regulating their working conditions – a bird's eye view of legislations on shops and establishments in different states and the necessity of common legislation – the Karnataka Shops and Commercial Establishments Act, 1961 – application of the Act, Hours of work, annual leave with wages - wages and compensation – employment of children and women – authorities and penalties.

New labour law Code's–Policy of Ease of doing business with India and Labour Implications - the idea behind Decent Work Agenda from ILO.

Books Prescribed:

- S.C. Srivastava - Industrial Relations and Labour Laws.
- Dr. V.G. Goswami - Labour Industrial Laws
- S.N.Mishra - Labour and Industrial Laws.
- S.C.Srivastava, Treatise on Social Security.
- Bonded Labour System Abolition Act, 1976,
- Equal Remuneration Act, 1976
- Inter-State Migration of Workers Act, 1979.
- The Protection of Women Against Sexual Harassment Act, 2013
- The Karnataka Shops and Commercial Establishments Act, 1961
- The Child Labour (Prohibition and Regulation) Act, 1986
- The Payment of Gratuity Act, 1972
- The Payment of Bonus Act, 1965
- The Industrial Disputes Act, 1947
- The Payment of Wages Act, 1936
- The Karnataka Shops and Commercial Establishments Act, 1961
- The Unorganised Workers' Social Security Act, 2008
- The Economic Special Zones Act, 2005

Reference Books:

- O.P. Malhotra - Law of Industrial Disputes.
- G. Ramanujam - Indian Labour Movements.
- P.L. Malik - Industrial Law.
- Mamoria and Mamoria - Dynamics of Industrial Relations.
- First National Labour Commission Report, 1969.
- Second National Labour Commission Report, 2002.
- International Labour Conventions and Recommendations.

