



NATIONAL LAW UNIVERSITY AND JUDICIAL ACADEMY, ASSAM

PROGRAMME: LL.M.

DETAILS OF COURSE OFFERED

ODD SEMESTER – ACADEMIC YEAR 2022-23

SL. No	COURSE CODE	COURSE TITLE	L	T	P	CR	CH
1.	1.6 HR SP-II	NATIONAL HUMAN RIGHTS ENFORCEMENT MECHANISMS	2			2	2

- A. CODE AND TITLE OF THE COURSE: 1.6 HR SP-II NATIONAL HUMAN RIGHTS ENFORCEMENT MECHANISMS**
- B. COURSE CREDIT: 2 (TOTAL MARKS 100)**
- C. MEDIUM OF INSTRUCTION: ENGLISH**
- D. COURSE COMPILED BY: DR. GITANJALI GHOSH**
- E. COURSE INSTRUCTOR: DR. GITANJALI GHOSH**

1. OBJECTIVE OF STUDY

The objectives of the course are as follows:

- To deal with the evolution, necessity and classification of national human rights institutions
- To analyze the role of statutory and constitutional bodies in the protection of human rights in India
- To examine their failures as well as triumphs and dilemmas in seeking to achieve human rights ideals across the country
- To compare the Indian human rights institutions with the standards set by international instruments

2. COURSE LEARNING OUTCOME

At the completion of the course, it is expected that the students shall:

- Comprehend the subject matter of the course
- Be able to analyze contemporary problems in the light of the concepts learnt
- Be able to articulate their ideas on the subject matter of the course
- Produce at least one research paper of publishable quality

3. DETAILED STRUCTURE OF THE COURSE

Module 1

International Standards pertaining National Human Rights Institutions (NHRIs)

United Nations Resolutions on NHRIs

Paris Principles

Vienna Declaration and Programme of Action

Global Alliance of National Human Rights Institutions (GANHRI), previously known as the International Coordinating Committee of institutions for the promotion and protection of human rights (ICC)

GANHRI Sub-Committee on Accreditation (SCA)

Origin of NHRIs in India

Evolution of NHRIs

Need for Setting up of NHRIs in India

Classification of NHRIs in India

Norms and Goals of NHRIs in India

National Human Rights Commission (NHRC)

Protection of Human Rights Act, 1993

Definition of Human Rights under the Act

Composition of the NHRC

Powers and Functions of the NHRC
Procedure of the NHRC
Recommendations of the NHRC

Module 2

State Human Rights Commissions (SHRCs)

Protection of Human Rights Act, 1993
Composition of the SHRCs
Powers and Functions of the SHRCs
Procedure of the SHRCs
Recommendations of the SHRCs

Human Rights Courts

Protection of Human Rights Act, 1993
Human Rights Courts
Special Public Prosecutors

National Commission for Minorities (NCM)

National Commission for Protection of Minorities Act, 1992
Composition of the NCM
Powers and Functions of the NCM
Procedure of the NCM
Recommendations of the NCM

Module 3

National Commission for Backward Classes (NCBC)

National Commission for Backward Classes Act, 1993 (repealed in 2018)
Art. 338B of the Constitution of India
Composition of the NCBC
Powers and Functions of the NCBC
Procedure of the NCBC
Recommendations of the NCBC

National Commission for Scheduled Castes (NCSC)

Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989
Arts. 338 and 366(24) of the Constitution of India
Composition of the NCSC
Powers and Functions of the NCSC
Procedure of the NCSC
Recommendations of the NCSC

National Commission for Scheduled Tribes (NCST)

Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989
Arts. 338A and 366(25) of the Constitution of India
Composition of the NCST
Powers and Functions of the NCST
Procedure of the NCST
Recommendations of the NCST

Module 4

National Commission for Women (NCW) and State Commissions for Women

National Commission for Women Act, 1990
Composition
Powers and Functions
Procedure
Recommendations

National Commission for Protection of Child Rights (NCPCR) and State Commissions for Protection of Child Rights

Commissions for Protection of Child Rights Act, 2005
Composition
Powers and Functions
Procedure
Recommendations

National Commission for Safai Karamcharis (NCSK)

National Commission for Safai Karamcharis Act, 1993 (ceased to have effect from 2004)
Composition
Powers and Functions
Procedure
Recommendations

4. PRESCRIBED READINGS

- OHCHR, NATIONAL HUMAN RIGHTS INSTITUTIONS: HISTORY, PRINCIPLES, ROLES AND RESPONSIBILITIES (UN 2010).
- UNDP-OHCHR, TOOLKIT FOR COLLABORATION WITH NATIONAL HUMAN RIGHTS INSTITUTIONS (UNDP-OHCHR).
- VALENTIN AICHELE, NATIONAL HUMAN RIGHTS INSTITUTIONS: AN INTRODUCTION (German Institute for Human Rights 2010).
- INTERNATIONAL COUNCIL ON HUMAN RIGHTS POLICY, ASSESSING THE EFFECTIVENESS OF NATIONAL HUMAN RIGHTS INSTITUTIONS (UNOHCHR 2005).
- NATIONAL HUMAN RIGHTS INSTITUTIONS: ARTICLES AND WORKING PAPERS (Birgit Lindsnaes et al. eds., The Danish Centre for Human Rights 2000).