

9 NOV 2024

NATIONAL LAW UNIVERSITY, JODHPUR

End Term Examination July-October 2024

Semester: UG IX Semester

Subject: Disaster Management Law (Optional)

Time: Three Hours

Marks: 100

- 1. All questions carry equal marks. Attempt any five questions.*
- 2. Brevity is appreciated.*
- 3. Read the questions completely and carefully before answering.*

Q.1). In January 2010, an earthquake of magnitude 7.0 struck Haiti, an earthquake of similar such magnitude hit Nepal in 2015 and two major earthquakes struck Turkey and Syria in 2023. All these earthquakes resulted in mass displacements and casualties along with infrastructural damage.

Considering these incidents, analyse how integrating sustainable development practices enhance disaster risk reduction efforts in vulnerable communities. Substantiate your answers with relevant case law.

(Marks 20)

Q.2). Write short notes on the following:

- a. Institutional structure under the Disaster Management Act, 2005.
- b. The transformation of "Disaster Management" towards "Disaster Risk Reduction".

(Marks 10+10 20)

Q.3). In Country W, the State U has been facing drought like situations for the past six months. However, the State has not declared a drought which would enable it to take proper disaster management steps which is well within its powers. Owing to this, a petition has been filed before the Supreme Court of W. The petitioners cite violations of certain basic rights like right to food, health, education and sanitation.

You are to decide on the aspects of violation of right to food and right to health in disaster situations citing relevant case law.

(Marks 20)

Q.4). How effective was the PM-CARES Fund in addressing the challenges posed by the Covid-19 pandemic in India, and what lessons can be drawn from regarding transparency, allocation, and impact on healthcare infrastructure?

Substantiate your answer with reference to relevant provisions of law and case law.

(Marks 20)

Q.5). A flash flood wreaked havoc in the state of Uttarakhand in 2013. 5700 people died in these floods as per government records, with thousands missing. The scale of destruction caused by the floods was also suffered in terms of loss of livelihood, especially in the downstream of the Alaknanda and Bhagirathi River basins. Concerns regarding large dams in Uttarakhand with respect to eco-sensitivity of the area and their seismic implications have been raised since the inception of these projects.

Considering this, discuss the importance of procedures of Environmental Clearances and their relationship with disaster risk reduction.

(Marks 20)

Q.6). Despite having their defined placing in the disaster management cycle, relative weightage of different disaster management activities has been varying with changing focus on such functions at various point of time. The recent landslides in Wayanad, Kerala which claimed over 230 lives and displaced thousands raised questions about the effective management of disasters in the State as well the country. In light of this, discuss the issues and challenges in application of disaster management cycle. Substantiate your answer with relevant provisions and case law.

(Marks 20)