

Department of International Law and Organization

3rd Semester

(Optional Paper –V)

Air and Space Law

Unit I:

Definition, Nature, Scope and Source of Air law, autonomy air law
Development of Air law (Paris Convention, 1910; Paris Convention, 1919; Madrid Convention, 1926; Havana Convention, 1928; Warsaw Convention and Chicago Convention, 1944)
Freedom of the Air and Sovereignty in the Air
Membership and Organs of ICAO
Legislative, Administrative and Multilateral Conventions
Regionalism in Civil aviation

Unit II:

Safety and security in civil Aviation
The concept, Aviation terrorism, Hijacking, Drugs
International Norms-conventions, Protocols and regulations
Regulation in India ; Air safety provisions, Air Traffic management, Legal regime of Air Space and Outer Space, Problem of application of Air, Space and telecommunication laws, commercialization
State obligation to provide Air Navigation services, Sovereign rights of States
Aviation related pollution and Environmental problems
Aircraft financing and leasing, Aviation Insurance, Settlement of Aviation related Disputes,
General Principles Role of ICAO and ICJ, Arbitration, Settlement under Municipal Law

Unit III:

Technology development and problem in civil aviation
Airports-leasing and privatization-legal issues
Liability in International civil aviation, product liability
Manufacturers, operators, operators agents and maintenance contractors
Third party liability for surface damage
Changing Global Trend: Globalization, de-regulation and liberalization in international civil aviation-Infra-structural problems of air port
Private involvement in ownership operation and management of air ports, international regulatory framework
Rights and Privileges of Air Collisions, Air Passengers
Consumer protection in Civil Aviation, Liability for death, injury and delay

Anti trust issues in Aviation industry

Unit IV:

Space Law regime in International Law

Definition, nature, scope and development

UN and Outer Space technology-establishment of Committee on Peaceful use of Space (COPUOS), UN Space treaties, development of Law by Treaties: The Space Treaty, 1967, The Rescue Agreement, 1968: The Liability Convention, 1972: The Registration Convention, 1975; the Moon Treaty, 1979, Partial Test Ban Treaty, 1963; Weather Modification Convention, 1977.

Space Terrorism; Space tourism; space debris

Common heritage of mankind

Unit V:

International and inter-governmental organisations, Bilateral Agreement in Space Activity, Satellite Broadcasting and Tele-Communications

Use of space Technology; peaceful and non-peaceful, remote sensing, Disaster prediction, warning and mitigation, management of earth resources, Satellite navigation and location, space communication

Commercialization of Space Activities; Public and private sector activities, industry-government partnership, IPR Rights, Organisation of Space Activities-DOS, ISRO, Space Diplomacy, Space medicine

Reference

1. H.PhilepinaDiederiks-verschoor, Introduction to Air Law,1983, Kluwer Law Pub
 2. Azbeyratne, RIR, Legal and Regulatory Issues in International Aviation (1996)
 3. S.Bhatt, The New Aviation policy in India (1977)
 4. Carole Blackshow, Aviation Law and Regulation
 5. V.S.Mani, Recent Trends in International Space and Policy (1966)
 6. P.P.C Hanappel, the law and policy of air space and outer space (Kluwwelaw, London 2003)
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