



**NATIONAL LAW UNIVERSITY, JODHPUR**

**Proposal On**

**Two Weeks Special Training Program for Attorneys from OAG, Tanzania**

**23 April 2024-05 May 2024**

Submitted to

Indian Technical and Economic Cooperation  
Ministry of External Affairs  
Government of India  
New Delhi

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## **About National Law University Jodhpur**

National Law University Jodhpur ('NLUJ') is a premier national law school of global repute imparting quality legal education in India. The University is established under the National Law University, Jodhpur, Act, 1999 enacted by the Rajasthan State Legislature. It is dedicated to academic excellence and value education.

The University offers a well crafted five year integrated undergraduate programs i.e. B.B.A., LL.B (Hons.) and B.A., LL.B (Hons.) to develop specially skilled global legal professionals. These integrated programs offer highly demanding honors courses in various facets of Law such as Constitutional Law, Business Law, Trade and Investment Law, Criminal Law and Intellectual Property Rights Law.

The University's one-year LL.M programs offer expertise in Corporate Laws and Intellectual Property Rights aiming to harness young talent for achieving the pinnacle of legal perfection. The University also offers a Ph.D program in the quest for attaining excellence in higher education.

NLUJ frequently offers training programs, seminars and workshops at the national and international level to judicial officers, advocates, corporate and government officials on various subjects. Some of the recent training programs beside many others are mentioned below:

- NLUJ-ITEC Special Training Programme for Attorneys from OAG Nepal in Criminal Law and Forensic Science from 19<sup>th</sup> February to 1<sup>st</sup> March 2024.
- NLUJ Specialized Training Workshop for Law Officers of Reserve Bank of India from 3<sup>rd</sup> November to 5<sup>th</sup> November 2023.
- NLUJ-ITEC Special Training Programme for Attorneys from OAG Nepal in Constitutional Law, Criminal Law, Cyber Law and Forensic Science from 20<sup>th</sup> March to 31<sup>st</sup> March 2023.
- NLUJ-ITEC Special Training Programme for Judges and Legal Professionals for Nominees from Antigua and Barbuda, Chile, Cote D Ivoire, Ethiopia, Ghana, Iraq, Kingdom of Eswatini, Maldives, Mali, Mangolia, Nigeria, Palestine, Philippines, Sri Lanka, Sudan, Trinidad and Tobago, Tajikistan, Uzbekistan, Zambia, and Zimbabwe in

Clinical Legal Education from 27<sup>th</sup> February 2023 to 5<sup>th</sup> March 2023.

- NLUJ-eITEC 5-Day Special Training Programme for Judges and Competition Commission Officials from Algeria, Azerbaijan, Bangladesh, Brunei Darussalam, Ethiopia, Iran, Maldives, Mauritius, Myanmar, Palestine, South Sudan, Trinidad & Tobago, and Tunisia in Competition Law from October 10 to 14, 2022 in association with the Competition Commission of India.
- NLUJ-eITEC 5-Day Special Training Programme for Judges and Legal Professionals from Bangladesh, Myanmar, Mauritius, Trinidad & Tobago, Jordan and Maldives in Judgment Writing, Judicial Ethics, Management and Leadership from September 26 to 30, 2022.
- NLUJ-eITEC One Week Special Training Programme for Legal Professionals from Mbabane (Kingdom of Eswatini) in Witness Protection from March 07 to 11, 2022.
- NLUJ-eITEC 14-Week Special Training Programme for Capacity Building of Judges from Bhutan on Contemporary Legal Issues from December 2020-January 2022.
- NLUJ-ITEC special training programme for mid-career judicial officers of Nepal on Case Management and Court Management in March 2020.
- In association with the Bar Council of Rajasthan, have been organizing the Continuing Legal Education Program for Lawyers in the State of Rajasthan twice in every year.
- A series of five Training Programs (of three days' each) on Contract Law and Contract Management for Non-legal Executives of Bharat Electronics Limited, a defense Public Sector Undertaking, held at BEL Training Academy, Nalanda, Bengaluru and Bharat Electronics Limited, Ghaziabad during 2018-2019.
- A training session on Dispute Settlement in International Project Finance to Foreign officials from African countries and the Indian counterparts from the Indian Institute of Public Administration on September 20, 2019.
- A training session for Group-A officers of IP and TAFS on 23rd February 2019 in collaboration with IICA, Ministry of Corporate Affairs.

- A workshop to discuss various issues pertaining to the field of Intellectual Property Law for government officials, policy makers, field researchers and academicians on 9<sup>th</sup> March, 2018.
- A Moot Court Workshop for the officials of the Ministry of Corporate Affairs giving them an insight into the practical functioning of the courts from February 21 to 23, 2018.
- A training programme for law teachers, Diplomats/ Civil Servants, on the theme of Strengthening Teaching and Research in International and Comparative Law for a Globalizing Future from 14 to 17<sup>th</sup> March 2014.

The present proposal for conducting the special training programme for Attorneys from Tanzania will be yet another milestone in the expert training programmes of National Law University, Jodhpur.

## **NLUJ-ITEC Collaboration**

Rajasthan which is also known as the “Land of Maharajas” is the largest state of India covering an area of about 342,239 sq. km. It comprises of 33 districts and its largest city is Jaipur, which is also its capital. Being located on the western side of the country, it shares its border with Pakistan to its northwest and to the west it shares its border with Sindh. To its north it has Punjab, Uttar Pradesh and Haryana to its northeast; to its southeast it has Madhya Pradesh and Gujarat to its southwest.

Rajasthan has royal grandeur and a glorious history. The history of Rajasthan goes back as far as Indus valley civilization, the foundation of this community took shape with the rise of western middle kingdoms such as the western Kshatrapas, who were the successors to the Indo-Scythians who invaded Ujjain and established the Saka era. This charming and captivating state of India is known for its brave kings, their deeds, interests in art and architecture among other virtues.

Rajasthani Culture dates back to the years of kings where it was previously called Rajputana whose codes of chivalry shaped social mores and dominated politics. Over the years it has been ruled by various kings including the Rajput, Marathas and even Muslim rulers, which resulted in the diverse culture of Rajasthan, bearing numerous beautiful forts with a wide variety in its architecture, language and customs of its people. Rajasthan, in spite of being a desert, has been endowed with beautiful sites that include various palaces, forts and pilgrim centres that define what Rajasthan is. The architectural beauty of Rajasthan is world renowned, forts, palaces, havelis, tombs, cenotaph and sculptures present across the geography of state, reveal the blend of multiple dynasties that ruled the ancient lands. Rajasthan has a rich heritage of its peculiar Art Culture & Architecture. Many of these art forms have survived through ages and are even part of present culture of Rajasthan. The architectural style in Rajasthan is as diverse as its people, evidenced by the exemplary sites of Islamic, Hindu, colonial and even modern architecture.

Rajasthan has a tradition of highly cultivated music and dance forms. The music is uncomplicated, raw and songs depict daily chores. Folk music is an integral part of Rajasthani culture. Ballads, Bhopas relate heroic deeds, love stories through folk songs. Bhajans and Banis with folk music instruments give it distinct taste. The Kalbeliya dance of Jaisalmer and Ghoomar dance of Udaipur have gained recognition internationally.

This rich tradition of Rajasthan reflects in the ethos and functioning of the grand relation between National Law University Jodhpur and The Indian Technical and Economic Cooperation (ITEC) Programme. ITEC courses are formulated to equip the participants with not just professional skills but also prepare them for an increasingly globalised world. In this backdrop, its collaboration with National Law University Jodhpur serves to provide a thoroughly enriching experience seeped in the royal Rajasthani cultural tradition of hosting guests. The rich tradition of administration of justice in Rajasthan has continued with landmark judgments passed by its honourable judges. Contributions from stellar Academicians, Bar and Bench alike will open many avenues of learning of court management and contemporary legal dimensions for the participants.

## **Course Objectives and Pedagogy**

The special training programme for capacity building of attorneys of Tanzania has been designed to holistically enhance the proficiency of the participants in contemporary legal theory and practice. NLUJ proposes two-week programme in Contract Management and Negotiation Skills. The sessions will follow a pedagogy of lecture and case study discussion, practical training, designed to allow an interactive engagement for better analytical and critical understanding of the topics. It is with this aim that each session is set for a duration of **one and a half hours**, with the last half hour devoted to questions and answers. The last session would be evaluation.

Interactions with Indian Judges who will familiarise the participants with best practices in Courts will enrich each individual with new capabilities in problem solving. The exposure to contemporary legal developments and theoretical understandings have to go hand in hand for a complete process of capacity building. Renowned academicians and practitioners will be invited to deliver lectures ensuring the fulfillment of course objectives. The competence of the institution and the availability of subject experts at a historic place make this programme unique and unparalleled.

During the programme the participants will be benefitted from the study tour to the High Court; Commercial Courts; Central Jail; and places of historical and cultural importance.

## **Inaugural and Valedictory Sessions**

The course commences with an inaugural session and ends with the valedictory session.

**Proposed Dates: 23 April 2024- 05 May 2024**

**Tentative Topics:**

Sessions	Topic
1	Introduction and Understanding the Challenge in Contract Management
2	Standardisation of Contracts
3	Legal Language-Ambiguity in Legal language
4	Understanding Contract and Different Types of Contracts
5	Legal Language-Ambiguity in Legal language
6	Negotiations, Deadlines, Penalties, Pre-contract stage, Letters of Contract and Contract Management
7	Tendering Process
8	Addressing Challenges in Contract Formation
9	New Age Tools for Strategic Contract Management
10	Intellectual Property Issues in Modern Day Contracts
11	Fixing Rights and Obligations in Contracts through Representations, Conditions and Warranties



12	Instruments for Securing Contract Performance- Bank Guarantees, Integrity Pacts, Performance Guarantees, Bonds, Letter of Credits, Escrow Agreements
13	Securing Performance of Contracts through Liquidated Damages and Penalties
14	Exploring Various Methods of Swift and Amicable Dispute Resolution
15	New Age Dispute Resolution Mechanisms and their Challenges- Compulsory Mediation, Med-ARB, Two Tier Arbitration
16	International Contracts
17	Negotiation Skills

**\*Day wise sessions and detailed schedule including local visits and study tour details will be shared on acceptance of the proposal**

## **Patron**

**Honorable Professor Dr. Harpreet Kaur**

**Vice Chancellor, National Law University Jodhpur**

**Prof. (Dr.) Harpreet Kaur** joined National Law University, Jodhpur as Vice-Chancellor on Sept 18, 2023. She had been a Professor of Law and Registrar at National Law University Delhi. She had joined National Law University Delhi as a Professor of Law in 2011 and took charge as the Registrar on Jan 28, 2022.

She has been a Fulbright Nehru Scholar at Emory Law School, Atlanta, USA in 2021 and Fulbright Scholar in Residence at Miami Dade College, Miami, USA in 2016. She served as the Chair Professor of Indian Studies at Leibniz University, Hannover, Germany. She is the Fellow of the International Visitor Leadership Programme on Competition Law sponsored by the US State Government in 2015.

She has been teaching Company Law, Securities Regulations and Competition Law. She also taught Law of Insurance and International Business Law at NLU Delhi. She co-taught Comparative Private Law at the Faculty of Law, University of Bergen, Norway. She is the Director of the Centre for Corporate Law and Governance. She is also heading the India Chapter of Daughters of Themis, an international network of women business scholars.

She has been Professor and Dean at the Institute for Integrated Learning in Management – Graduate School of Management, Greater Noida prior to joining NLU Delhi. She has developed and taught interdisciplinary courses on law for managers from different streams of management education, including international business laws and the legal aspects of retail and banking businesses.

**Publications: Books:**

1. Harpreet Kaur, A Textbook on "Business and Corporate Law" Published by LexisNexis Butterworths Wadhwa, 2013.
2. Harpreet Kaur & Avtar Singh, A Textbook on Competition Law, Eastern Book Company, 2012.
3. Harpreet Kaur & Avtar Singh, A Textbook on the Transfer of Property Act, Universal Law Publishers, 2005 (Editions 2008, 2014, 2016, 2019).
4. Harpreet Kaur & Avtar Singh, Introduction to Interpretation of Statutes, published by LexisNexis, 2001 (Editions 2005, 2009, 2014, 2020).
5. Harpreet Kaur & Avtar Singh, Introduction to Jurisprudence, published by LexisNexis, 2001 (Editions 2006, 2009, 2013, 2020).
6. Harpreet Kaur & Avtar Singh, Introduction to Industrial & Labour Laws, published by LexisNexis, 2002 (Editions 2008, 2014, 2017). The book is now published in two volumes. Vol I and Vol II have been published in 2022 and 2023 respectively.
7. Harpreet Kaur & Avtar Singh, Introduction to Law of Torts and Consumer Protection, published by LexisNexis, 2001 (Editions 2009, 2013, 2020).
8. Harpreet Kaur & Avtar Singh, Supreme Court Income Tax Judgments, Vinod Publications, 2000.
9. Harpreet Kaur & Avtar Singh, Legal Dictionary, Wadhwa Publishers, 2001.

**Edited Books:**

1. "Handbook on Shareholder Engagement and Voting", co-edited book, Cambridge University Press, Sept 2022.
2. "Women and Entrepreneurship in India: Governance, Sustainability and Policy", edited book, Routledge, Sept 2021.
3. "Facets of Corporate Governance and Corporate Social Responsibility in India", edited book, Springer, 2021.

4. Edited the textbook on 'Law of Evidence' authored by Avtar Singh, published by Central Law Publications, 2020.
5. Edited textbook on Law of Torts and Consumer Protection Act by MN Shukla, 18th edition revised in 2008, published by Central Law Agency.

**Chapters in Edited Books:**

1. Contributed the Chapter on "Corporate Fraud: Auditors' and Managerial Liability" in Emerging Fraud: Fraud Cases from Emerging Economies, edited by Kiyemet Tunca Caliyurt and Samuel O. Idowu, published by Springer, 2012.
2. Contributed the Chapter on "Contemporary Company Law Reforms in India" in Routledge Handbook of Corporate Law, edited by Professor Roman Tomasic, Professor of Law, School of Law, University of South Australia, published by Routledge, 2016.
3. Contributed the Chapter on "Securities Market in India: Regulation of Undesirable Practices by the Securities and Exchange Board of India" in the book 'Regulations and Applications of Ethics in Business Practice', edited by Kiyemet Tunca Caliyurt and Jing Bian, published by Springer, 2018.
4. Contributed the Chapter "Achieving sustainable development goals in India" in Cambridge Handbook on Corporate Law and Corporate Governance, edited by Prof. Beate Kristine Sjøfjell and Prof. Christopher Bruner, published by Cambridge University Press, 2020.
5. Contributed that chapter on 'Women's Co-ownership of Property: Legal regime regarding sequestration under Insolvency Law' in the book on Insolvency and Bankruptcy Laws: National and International Perspective, published by Thomson and Reuters, 2022.

### **Budget Estimates per Participant**

<b>S. No.</b>	<b><u>Fee Component</u></b>	<b><u>Amount (in Rupees)</u></b>
i)	Airport Pick-up/Drop	1400/-
ii)	Accommodation <u>per day</u>	3000/-
iii)	Inauguration/Valedictory	300/-
iv)	Course Fee <u>per week</u>	12000/-
v)	Book Allowance	5000/-
vi)	Living Allowance <u>per day</u>	1500/-
vii)	Study Tour	6000/-
	<b>TOTAL</b>	<b>29,200/-</b>

(The Airfare charges are excluded from the total amount.)