

Course title: Contract Laws				
Course code: BSI 143	No. of credits: 2	L-T-P distribution: 20-08-0	Learning hours: 28	
Pre-requisite course code and title (if any):				
Department: Department of Business & Sustainability				
Course coordinator (s):			Course instructor (s):	
Contact details:				
Course type	Core	Course offered in: Semester I		
Course description				
<p>Contracts form the basis of infrastructure projects. This course provides a basic understanding of contract laws. Students will be exposed to right-duty correlate at the base of a contract. One of the major aims of a contract is the clear prescription of rights and duties, and the settlement of disputes that may rise from the contacts. The course will go in depth into understanding of possible conflict scenarios in project cycle and conflict resolution through case studies.</p> <p>The course taught through various case studies expose students to various sets of contract laws in infrastructure business.</p>				
Course objectives				
<ul style="list-style-type: none"> • To provide an overview of the constitutional and the general legal context in which the infrastructure sector operates • To examine the importance of independent regulation in infrastructure • To analyse the laws and policies and the reforms carried out in select infrastructure sectors 				
Course content				
Module	Topic	L	T	P
1	Contract law General principles- Formation of Contract -Essential elements; Voidable contracts and void agreements - Discharge of contracts -Specific Contracts: Agency, Indemnity, Guarantee, Bailment -Doctrine of Caveat emptor Case studies	4	2	0
2	Sale of Goods (Sale of Goods Act, 1930) -Negotiable Instruments Act, 1881- international contracts-choice of law-choice of forum- Consumer Protection Act, 1986- service related regulations Case studies	6	2	0
3	Formation Negotiation and Management Contract drafting- wording and intent- risk management clauses- contract negotiation process –learning skills, tools, and best practices for contract planning and negotiations- management of contracts Case studies	6	2	0
4	Disputes Resolution Alternative dispute resolution mechanisms -Settlement; Mediation; Conciliation and Arbitration- Arbitration and Conciliation Act, 1996 -International commercial arbitration; Case studies	4	2	0
	Total	20	8	0
Evaluation criteria:				
Test 1: Case presentation(group wise): 50%				
Test 2: Written Test: 50%				

Learning outcomes

1. Students will learn about the fine print of contracts law applicable in India and also about international contracts
2. Will be able to understand the requirements of specific contract clauses that are important in structuring the contracts
3. Develop skills with respect to management and negotiation of contracts
4. Able to appreciate dispute settlement in contracts.

Pedagogical approach

The course will be taught through combination of theoretical and practical approaches. Industry experts and lawyers will be part of the course delivery. All the modules will have a strong case study component.

Materials:**Suggested readings**

Pollock and Mulla (2005), Indian Contract Act and Specific Relief Act, Lexis Nexis Butterworths, New Delhi

Pathak, Akhileshwar, (2015), Legal Aspects of Business: Text and Cases, Tata McGraw-Hill, New

Delhi Mani, N (2014), Infrastructure Development and Financing in India

Piyush Joshi (2003), Law Relating to Infrastructure Projects, New Delhi: Butterworth's

Case studies

References:**Additional information (if any)****Student responsibilities**

Attendance, feedback, discipline, guest faculty etc

Prepared By:

Ms. Rishika Singh

Course reviewers:

1. Mr. S Sinha, CEO, ICSI
2. Mr. Nishant Beniwal, Associate Partner at Khaitan & Co