

Course title: Urban Governance				
Course code: MEU 169		No. of credits: 4	L-T-P: 47-9-0	Learning hours: 56
Pre-requisite course code and title (if any): N.A				
Department: Department of Energy and Environment				
Course coordinator: Dr Abhijit Datey			Course instructor: Mr Akshay Shandilya	
Contact details: abhijit.datey@teriuniversity.ac.in				
Course type: Compulsory			Course offered in: Semester 1	
Course description: Governance assumes great significance in the context of urban development and management. This course introduces the relevant legislation and institutions in urban governance as well as their fundamental democratic nature. The course is divided into five modules. The first module introduces the Indian legal system and the Constitutional foundations of urban local bodies. In this module the role of urban local bodies as democratic institutions and not merely as providers of urban services would be emphasized. The second module provides an overview of central and state legislation dealing with constitution, powers and functions of these bodies. The third module is an attempt to look at environmental laws especially in the context of urban issues. Laws relating to land and property rights are covered in the next module. In the last module, laws that provide for urban planning and institutions for urban planning and governance are discussed along with the reforms carried out. This course would act as a basis for the advanced course on regional planning.				
Course objectives:				
<ul style="list-style-type: none"> • To explain the importance of legislation and institutions in urban governance and the legal structure within which these institutions operate. • To emphasize the democratic nature of these institutions and the need for enhanced citizen participation • To critically look at the urban environmental issues and the legal mechanisms to address these issues 				
Course contents				
Module	Topic	L	T	P
1	Module 1: Introduction and Constitutional Provisions <ul style="list-style-type: none"> • An introduction to the Indian Legal system: Constitution; Acts; Rules; Difference between law and policy • Constitutional provisions relating to Urban governance; 74th Constitutional Amendment; Twelfth Schedule 	10	1	
2	Module 2: Overview of Legislations <ul style="list-style-type: none"> • Types of Local bodies: Municipal Corporations; Municipal Councils; Nagar Panchayats; Industrial Townships; Cantonment Boards • Legislation on urban local bodies: Overview of legislations; Municipal Corporation legislations; Municipalities legislations; Cantonments Act, 2006. • Composition; Elections; Reservation; Functions; Functionaries; Finances: taxes and fees. • Mumbai Municipal Corporation Act, 1888 (By way of illustration); The Kerala Municipality Act, 1996(by way of illustration); Model Municipal Law – salient features • Town and Country Planning Legislation • SEZs and urban governance: The Special Economic Zones Act, 2005; Gujarat Special Economic Zone Act, 2004 – Salient features 	7	1	
3	Module 3: Environmental Law and urban Governance	12	3	

	<ul style="list-style-type: none"> Overview of Indian environmental law; Constitutional provisions; Water Act, 1974; Air Act, 1981; EPA, 1986. Principles: Polluter Pays Principle; Public Trust Doctrine; Sustainable development; Precautionary Principle; Principle of Subsidiarity. Issues: Sanitation; Solid Waste Management; Polluting Industries; Vehicular pollution; Parks and pavements 			
4	Module 4: Land Acquisition and other relevant issues <ul style="list-style-type: none"> Land Acquisition Act, 1894: Concept of public interest and person interested; Proposed changes Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 Apartment legislations: Definition; Ownership; Transfer; common areas; associations; bye laws; Maharashtra Apartment Ownership Act, 1970 (By way of illustration) Legislations relating to Stamp Duty; Rent control legislations; Urban land ceiling legislations Slum development legislations 	9	1	
5	Module 5: Urban Institutions for planning and governance <ul style="list-style-type: none"> Mayor in Council; Standing Committee: Finance; Health; Development etc. Wards Committees; District Planning Committee City development authorities; Departments of town and country planning Provision of urban services; Para statals; Interaction with other service providing agencies Reforms including e.governance: Public disclosure law; Community participation law; Financial reforms 	9	3	
	Total	47	9	
Evaluation criteria:				
	Weightage (%)			
Minor Test	: 20%			
Project Work	: 40%			
Final Examination	: 40%			
Learning outcomes:				
On successful completion of this course the students will be able to:				
1. Appreciate the role of the laws, policies and institutions in the field of urban governance				
2. Be able to critically analyze the laws, policies and judicial decisions in a holistic perspective				
3. Understand the need for reforms in urban governance and the steps taken in this direction				
Pedagogical approach:				
The course will be delivered through a mix of classroom lectures, case studies discussions and field visits.				
Materials:				
Readings:				
1. Baud, I.S.A. and de Wit,J., 2009, New Forms of Urban Governance in India - Shifts, Models, Networks and Contestations, SAGE Publications India.				
2. Aijaz, Rumi, 2012, Democracy and Urban Governance in India, Observer Research Foundation.				
3. Sivaramakrishnan, K.C., Courts, Panchayats and Nagarpalikas, Academic Foundation.				
4. Sharma, Rajvir, 2009, Urban Governance in India: Major Issues and Challenges, Research India Press				
5. Joshi, Piyush, 2003, Law Relating to Infrastructure Projects, Butterworths.				
6. Divan, Shyam and Rosencranz,Armin, 2001, Environmental Law and Policy, Oxford University Press.				
Other Readings:				
1. Planning Commission, 2011, Report of the Working group on Urban Governance				

2. Vaidya, Chetan, 2009, Urban Issues, Reforms and Way Forward in India, Department of Economic Affairs, Government of India
3. Ministry of Urban Development, JNNURM Reform Papers on:
 - a. e. governance
 - b. Property Tax
 - c. Rationalisation of Stamp Duty
 - d. Community Participation Law
 - e. Repeal of Urban Land Ceiling and Regulation Act
 - f. Public Disclosure Law
 - g. Rent Control Reform

Legislation

1. The Cantonments Act, 2006
2. The Mumbai Municipal Corporation Act, 1888
3. The Kerala Municipality Act, 1996

Additional information (if any):NA

Student responsibilities:

Attendance, feedback, discipline: as per university rules.

Course reviewers:

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Dr. Rajesh Babu; Associate Professor; Public Policy and Management, Indian Institute of Management, Calcutta.
Dr. Anil B. Suraj; Visiting Faculty; Centre for Public Policy; Indian Institute of Management, Bangalore.