





Department of Justice  
Ministry of Law and Justice  
Government of India



## NLSIU-CEERA

### TWO-DAY NATIONAL SEMINAR

ON

# “STRENGTHENING LEGAL PROVISIONS FOR THE ENFORCEMENT OF CONTRACTS: REASSESSING THE QUALITY AND EFFICIENCY OF DISPUTE RESOLUTION OF COMMERCIAL MATTERS IN INDIA”

#### *About the Seminar*

India ranked 142<sup>nd</sup> in 2015 Ease of doing business rankings published on 29 October 2014 by the World Bank. Since then it has jumped 65 places to reach its current 77<sup>th</sup> position in 2019 rankings, published on 31 October 2018. One of the factors considered to calculate the rankings is the contract enforcement indicator. However on this indicator the country has not been able to register that good a performance. In 2015 ranking India was 186<sup>th</sup> among 189 countries. In the 2019 rankings by the World Bank, India ranked 163<sup>rd</sup> among 190 countries in relation to contract enforcement in its ease of doing business report of 2018.

To remedy this dire situation the Parliament of India enacted the Specific Relief (Amendment) Act, 2018. The amendment brought radical changes in the area of contract enforcement. Most important were limiting the discretion of the court in granting the remedy of specific performance and injunctions in disputes related to infrastructures and introducing the right to substituted performance. However, more such radical adjustments are required to be made in the future to improve the contracting environment of India.

In India several legislations deal with various aspects of contractual enforcement viz. The Indian Contract Act, 1872; The Specific Relief





### **3. Contractual Enforcement**

- a. Enforcing Indemnity v Damages
- b. Non-Disclosure Agreements: Testing its enforceability in Commercial Contracts
- c. Breach of IP Licensing agreements: Relief and remedies
- d. Liquidated damages and *Force majeure* clause

### **4. Commercial Dispute Resolution**

- a. Interpretation and Construction of Contracts
- b. Alternate Dispute Resolution in commercial Disputes
- c. Commercial Court Act

#### ***About NLSIU***

The National Law School of India University, the Nation's premier law university, came into existence through a Notification under the National Law School of India University Act (Karnataka Act 22 of 1986). It signified the culmination of efforts by the Judiciary, the Bar Council of India, the Karnataka Bar Council, the Bangalore University and the Government of Karnataka to reform legal education and to establish a centre of excellence for legal education and research in India.

The Law School has undertaken many research projects funded by the UGC, the Government of India, the Government of Karnataka, the Department of Women and Child Development, UN agencies, the World Bank, HIVOS etc. The Projects have served to strengthen research and teaching at the Law School. The National Law School of India University since its inception has taken proactive steps in organizing conferences, seminars, workshops, refresher courses and certificate courses to update academicians, law teachers, students, industry personnel in different subject areas.

#### ***About CEERA***

Centre for Environmental Law Education, Research and Advocacy(CEERA), established in 1997 is a benefactor of the Ministry of Environment and Forest (MoEF), Government of Karnataka, the Bar and the Bench in India and several Institutions and Universities in India and abroad.



Building an environmental law database, effectively networking among all stakeholders, building up an environmental law community and policy research in the area of environment are CEERA's main objectives. To achieve the aforesaid, CEERA has incessantly and successfully been able to build functional and professional linkages, CEERA attempts to build functional and professional linkages with government agencies and non-governmental organisations in India, the South Asian Region and at International levels. Apart from handling and furthering India's environmental conservation work involving policy analysis, campaigning, community capacity building and strategic level intervention on critical environmental issues, CEERA serves as a rich resource centre for environmental law teaching and research for both the bachelors and masters courses at NLSIU.

The Centre, established in the early 1990s, has consistently been associated with some of the pioneering research work in all of educational institutions in the country. One of the first to successfully be granted a World Bank project and thereafter being a steady choice for the Ministry of Environment Forest and Climate Change, CEERA has been entrusted with some of the most fundamental training of important Forest Officers, Revenue Officers, Officers of the Central Pollution Control Board and also of the Government of Karnataka, the Centre has been approached steadily for carrying out effective research and conduct effective training programmes. CEERA is proud to have been consistently associated with and has become a preferred resource centre for carrying out research and training programmes in the most effective and constructive manner. CEERA also organises, annually, a UGC recognized, One-week Law Teacher's Refresher Course for the past few years.

CEERA has also made several publications in the area of environmental law, the law and public policy along with Newsletters, CEERA March of the Environmental Law, NLSIU's first e-Journal – Journal on Environmental Law, Policy and Development and manages two



Looking back only to leap forward: A memoir of few initiatives of CEERA dealing with Law of Contracts

websites viz., [www.nlsenlaw.org](http://www.nlsenlaw.org), wherein the law and policy on Environment is regularly updated, and [www.Nlsabs.com](http://www.Nlsabs.com), a dedicated portal wherein the law and policy on Access to Benefit Sharing is updated periodically.

**Who May Attend the Seminar?**

- ❖ Lawyers, Academicians and Law Students
- ❖ Industry Professionals, including Contract Managers
- ❖ Representatives from Companies and other Institutions
- ❖ Representatives of Governing and Regulatory Bodies

**Important Dates:**

- ❖ **Abstract Submission: 5<sup>th</sup> August, 2019**
- ❖ **Communication for Acceptance of Abstract: 7<sup>th</sup> August, 2019**
- ❖ **Last Date for Registration: 9<sup>th</sup> August, 2019**
- ❖ **Submission of Full-Length Papers: 19<sup>th</sup> August 2019**
- ❖ **Date of Seminar: 21<sup>st</sup> and 22<sup>nd</sup> August, 2019.**

**Submissions - Details and Guidelines:**

- ❖ Abstracts of not more than 500 words, for original research papers on the above-mentioned themes are invited, submitted as Word documents, with a covering letter containing the name and designation of the author(s).
- ❖ There can be maximum only two Authors for each Abstract/Paper.
- ❖ Authors of shortlisted abstracts shall be required to send their full-length papers who would have the privilege of presenting their paper at this seminar.
- ❖ The full-length research papers in case of short articles should be 3500 – 5000 words (inclusive of foot notes), and around 8000 words (inclusive of foot notes) in case of long articles.
- ❖ Potential contributors are required to adhere to a uniform mode of citation (20th edition of The Bluebook: A Uniform System of Citation is recommended).
- ❖ All Abstracts to be sent via e-mail to Mr Vikas Gahlot at [vikasgahlot@nls.ac.in](mailto:vikasgahlot@nls.ac.in) on or before August 5, 2019.



**After peer review, select papers/articles will be published by NLSIU at [www.nlspub.ac.in](http://www.nlspub.ac.in) in the form of an online Handbook.**

**Registration Fees:** INR 1500/- (Rupees One Thousand Five Hundred Only) per author/participant. [Non- Residential]

Registration fees may be paid by DD drawn in favour of National Law School of India University and sent along with the Registration Form attached herewith or through NEFT transfer, as per the bank details given below. Once the NEFT is done, the participant(s) must send the BANK TRANSACTION ID to [susheela@nls.ac.in](mailto:susheela@nls.ac.in)

**Last Date for Registration: 9<sup>th</sup> August 2019.**

The fee covers the Registration, lunch, tea/coffee during the Breaks for the Two-Day Event.

Participants will need to make their own arrangements for boarding/lodging. Accommodation on campus is available, on first come first serve basis, and on a nominal charge, as per the University Rules. Towards booking accommodation, please write to Mr M. Gururaj on [mgururaj@nls.ac.in](mailto:mgururaj@nls.ac.in).

*For Further Details, Please Contact*

**Ms. Susheela Suresh,**  
Secretary, CEERA, NLSIU  
Email: [susheela@nls.ac.in](mailto:susheela@nls.ac.in)

Sd/-  
**PROF. [DR.] SAIRAM BHAT**  
Coordinator, CEERA  
Professor of Law, NLSIU

**NATIONAL SEMINAR ON STRENGTHENING LEGAL PROVISIONS FOR THE  
ENFORCEMENT OF CONTRACTS: REASSESSING THE QUALITY AND  
EFFICIENCY OF DISPUTE RESOLUTION OF COMMERCIAL MATTERS IN  
INDIA**

**REGISTRATION FORM  
PART-A: DETAILS OF PARTICIPANT**

CATEGORY	INPUTS
NAME AND DETAILS OF PARTICIPANT 1	
NAME AND DETAILS OF PARTICIPANT 2 (IF ANY)	
INSTIUTION DETAILS	
<b>Contact</b>	
a) Mobile:	
b) Email:	
UNDERTAKING THAT ABSTRACT AND FULL PAPER WILL BE DULY SENT	
REGITRATION FEES	INR 1,500/- per Participant

**PART-B: PAYMENT OF REGISTRATION FEE DETAILS**

NEFT Transaction ID:

NEFT Transaction Date:

Amount:

Kindly send a **scanned copy** of the Registration Form and NEFT Transaction ID to **Ms. Susheela** at **email id: [susheela@nls.ac.in](mailto:susheela@nls.ac.in)**.

The **original document** of the Registration Form shall be sent via courier/post to:

Ms. Susheela

CEERA, NLSIU

PO Bag 7201, National Law School of India University,  
Nagarbhavi, Bengaluru 560 072



**ELECTRONIC CLEARING SERVICE (CREDIT CLEARING) / REAL TIME GROSS  
SETTLEMENT (RTGS) FACILITY FOR RECEIVING PAYMENTS**

**DETAILS OF ACCOUNT HOLDER:**

<b>NAME OF ACCOUNT HOLDER</b>	<b>DIRECTOR NLSIU SCHEMES AND PROJECTS</b>
<b>COMPLETE CONTACT ADDRESS</b>	<b>NATIONAL LAW SCHOOL OF INDIA UNIVERSITY, P.B.NO.7201, NAGARBHAVI, BANGALORE - 560 072</b>
<b>TELEPHONE NUMBER/FAX/MAIL</b>	<b>23213160, 23160532, 23160533 / Fax 23160534 / registrar@nls.ac.in</b>
<b>PAN</b>	<b>AAAJN0185F</b>

**BANK ACCOUNT DETAILS: -**

<b>BANK NAME</b>	<b>CORPORATION BANK</b>
<b>BRANCH NAME WITH COMPLETE ADDRESS, TELEPHONE NUMBER AND EMAIL</b>	<b>NLSIU BRANCH, NLSIU CAMPUS, NAGARBHAVI, BANGALORE - 560 072, Ph: 080- 23218130 &amp; 23218115 EMAIL - cb2144@corpbank.co.in</b>
<b>IFSC CODE / NEFT CODE / RTGS CODE / BRANCH CODE</b>	<b>CORP0002144</b>
<b>TYPE OF BANK ACCOUNT (SB/CURRENT/CASH CREDIT)</b>	<b>SAVINGS BANK</b>
<b>COMPLETE BANK ACCOUNT NUMBER (LATEST)</b>	<b>520101045115075</b>
<b>MICR CODE OF BANK</b>	<b>560017060</b>