



Bangladesh University of Business and Technology (BUBT)

(Outcome-Based Curriculum)

Faculty of Law

LLM (1 Years) Program

Course Outline

Part A

1. **Course Code** : LAW 04215203
2. **Course Title** : Comparative Constitutional Law
3. **Course Type** : Compulsory
4. **Year/Semester** : First Year, Semester-2
5. **Academic Session** : Fall 2025

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6. Course Teacher's Information

- Name and Code : Falguni Mozammel (FM)
- Designation : Assistant Professor
- Department : Department of Law and Justice
- Contact Details : Cell Phone :01719362730, Email:moonru53@gmail.com
- Room Number : Building 01, Room No. 511

7. **Pre requisite (If any)** : None
8. **Credit Value** : 4.00 Credit Hours
9. **Contact Hours** : Class Hours = 17 Weeks = (34 Classes x 1.30 Hours per class = 44.2 + 17 x 42 minutes self-study session where Students will be assigned practical course work like report writing/fieldwork/library work by the Course Teacher) = 56 Hours
Counseling Hours = 17 Weeks x 2 Hours per week = 34 Hours
**For optimum utilization of physical resources, the duration of our class weeks are 17 weeks.*

10. **Total Marks** : 100

11. Class Schedule and Counseling Hours

Intake	Section	Class Schedule			Counseling Hours		
		Day	Time	Room No.	Day	Time	Room No.
47	1	Saturday	03:00 PM to 04:00 PM	B1-501	Sunday	04.00 pm-05.00 pm	B1-511
		Saturday	04:00PM to 05:00PM	B1-501	Monday	02.00 am-03.00 pm	B1-511
		Saturday	05:00PM to 06:00PM	B1-501	Tuesday	11.45 am-12.45 pm	B1-511

12. Rationale of the Course : Comparative Constitutional Law is important for the students of Master Program for gaining the comprehensive knowledge on Constitution, Constitutional Law, Comparative Constitutional Law and Constitutions of different countries. It is an advanced level course for higher study of constitutional issues of different countries.

13. Course Objectives:

The objectives of this course are:

- a) To help students gain a deeper understanding of the core principles of Comparative Constitutional Law.
- b) To enable students to explain the key legal instruments and constitutional principles that are essential for comparative analysis.
- c) To strengthen students' ability to identify potential violations of constitutional principles.
- d) To explore the scope of our Constitution by comparing it with the constitutions of other countries.

14. Course Learning Outcomes (CLOs) and Mapping of CLOs with Program Learning Outcomes (PLOs): Course Learning Outcomes (CLOs):

The expected learning outcomes of this course are as follows:

1. Describe the fundamental concepts and core principles of Comparative Constitutional Law.
2. Explain the substantive ideas of various constitutional theories with greater accuracy.
3. Demonstrate an understanding of implementation strategies and their limitations, considering the key legal instruments and constitutional principles used for comparison.
4. Assess the protective measures against violations of different constitutional principles.
5. Critically evaluate the role of the judiciary in implementing constitutional law principles.

Program Learning Outcomes (PLOs):

PLO1	Legal knowledge: Apply the knowledge of evaluation, fundamentals and legal specialization to solve the legal problems;
PLO2	Problem analysis: Identify, formulate, research the literature and analyse legal problems and reach substantiated conclusions using provisions of law.
PLO3	Investigation: Conduct investigations of various legal problems, considering provisions of law, analysis and interpretation of case laws to provide lawful conclusions
PLO4	Legal Professionals and society: Apply reasoning informed by relative knowledge to assess societal, health, safety, legal and cultural issues and the consequent responsibilities relevant to professional manners and etiquette.
PLO5	Ethics: Apply ethical principles and commit to professional ethics, responsibilities and the norms of the lawyers professional manners and etiquette.
PLO6	Individual work and team work: Function effectively in the individual law chamber and as a member or leader of particular law chamber or legal work base office/teams as well as in multidisciplinary settings.

PLO7	Communication: Communicate effectively about legal issues with the general people and with society at large. Be able to comprehend and write effective opinion, prepare legal documentation, make effective presentations before the court and clients and give and receive clear instructions.
PLO8	Life-long learning: Recognize and need for and have the preparation and ability to engage in independent, life-long learning in the broadest context of legal changes.

Mapping of CLOs with Program Learning Outcomes (PLOs):

Course Learning Outcome (CLOs)	PLO1	PLO2	PLO3	PLO4	PLO5	PLO6	PLO7	PLO8
Introduction to Comparative Constitutional Law: Constitution, Constitutional Law, Comparative Constitution, Salient Features of Constitutions of the Sub-Continental Countries, Developed Countries particularly UK, USA, France		√	√		√	√		√
Articulate the constitutional status of basic organs of the State along with the powers, functions and limitation, forms of government and general constitutional theories under the constitutions of different countries that is helpful to identify the lacunae of national constitution.	√	√	√		√	√	√	√
Compare and contrast upon the composition, powers, and functions of higher Judiciary or Constitutional Courts under the constitutions of different countries to create new knowledge	√	√	√	√	√		√	√
Describe and evaluate the constitutional rights, fundamental rights, constitutional remedies under the constitutions of different countries	√	√	√	√	√		√	√
Analyze and evaluate the constitutional amendments procedures of different countries considering doctrine of basic structure, judicial review, etc.	√	√	√	√	√		√	√

Part B

15. Course plan specifying contents, CLOs, teaching-learning and assessment strategy with corresponding CLOs:

Week	Lecture	Topics	Book(s) & Other Reference(s)	Teaching-Learning Strategy	Assessment Strategy	Corresponding CLO (s)
1	1	Introduction to Comparative Constitutional Law: Constitution, Constitutional Law, Comparative Constitution.	Slide Presentation K.C. Whear Political Science and Government.	Lecture	Class Test 01	CLO 1
	2	Salient Features of Constitutions of the Sub-Continental Countries Bangladesh.		Lecture		CLO 1
2	3	Salient Features of Constitutions of the Sub-Continental Countries Pakistan.		Lecture		CLO 1
	4	Salient Features of Constitutions of the Sub-Continental Countries particularly India.		Lecture		CLO1
3	5	Comparison between different constitutions of sub continental states Bangladesh vs. Pakistan .	Mahmudul Islam, Constitutional Law of Bangladesh, 3rd edn., Mullick Brothers, Dhaka, 2012	Lecture, Interactive Discussion		CLO2
	6	Comparison between different constitutions of sub continental states Bangladesh vs. India		Lecture, Interactive Discussion		CLO2
4	7	Comparison between different constitutions of sub continental states Pakistan vs. India .		Interactive Discussion		CLO2
	8	Salient Features of Constitutions of the Sub-Continental Countries particularly India		Lecture		CLO2
5	9	Salient Features of Constitutions of the Developed Countries particularly UK. Constitutional framework of different countries following Unitary, Federal and Nonfederal Systems of Government		Lecture, Group Study		CLO2
	10	Salient Features of Constitutions of the Developed Countries particularly USA.		Lecture		CLO2
6	11	Salient Features of Constitutions of the Developed Countries particularly France	Rezaul Korim Constitutional Law of UK and USA	Lecture		CLO3
	12	Salient Features of Constitutions of the Developed Countries particularly Canada		Lecture		CLO3,
7	13	Comparison between different constitutions of developed countries i.e. UK vs USA		Lecture, Interactive Discussion		CLO2, CLO3,

	14	. Comparison between different constitutions of developed countries i.e. UK vs Canada		Lecture		CLO3
8	15	Comparison between different constitutions of developed countries i.e. UK vs France	Jeffrey Goldsworthy Interpreting Constitutions a Comparative study	Lecture		CLO2, CLO3
	16	Comparison between different constitutions of developed countries i.e. Canada vs France		Lecture		CLO2 CLO3
	Midterm Examination					
9	17	Comparison between different constitutions of developed countries i.e. France vs USA		Lecture	Assignment & Presentation	CLO4
	18	Definition and Characteristics of Unitary, Systems of Government.		Lecture		CLO4
10	19	Definition and Characteristics of Federal and Nonfederal Systems of Government.	Mahmudul Islam, Constitutional Law of Bangladesh, 3rd edn., Mullick Brothers, Dhaka, 2012	Lecture		CLO4
	20	Comparison among Unitary, Federal and Nonfederal Systems of Government		Lecture, Group Study		CLO4,
11	21	Comparative Study upon Higher Courts/Constitutional Courts: Different Structures and Forms of Court Systems under Constitutions of USA, UK.	K.C. Whear Political Science and Government	Lecture		CLO4
	22	Comparative Study upon Higher Courts/Constitutional Courts: Different Structures and Forms of Court Systems under Constitutions of India, Pakistan.		Lecture, Group Study		CLO4
12	23	Comparative Study upon Higher Courts/Constitutional Courts: Different Structures and Forms of Court Systems under Constitutions of India, Pakistan, UK and USA with Bangladesh.		Lecture		CLO4
	24	Comparative study upon constitutional rights and their enforcement remedies: Classification and Characteristics of Fundamental Rights.		Lecture		CLO4

13	25	Comparative study upon constitutional rights and their enforcement remedies: Comparative Study of fundamental Rights under Different Constitutions, and Constitutionals Provision as to Enforcement of these Rights		Lecture		CLO4
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	26	Implementation and enforcement of the concept of Judicial Review in different countries under comparison.	K.C. Whear Political Science and Government.	Lecture	Class Test 02	CLO3		
14	27	Different enforcement methods of constitutional principles.		Lecture		CLO3		
	28	Concept of Rule of Law in different countries.		Lecture		CLO3		
15	29	Comparison among different countries regarding better application of Rule of Law.	Mahmudul Islam, Constitutional Law of Bangladesh, 3rd edn., Mullick Brothers, Dhaka, 2012	Lecture, Interactive Discussion		CLO3		
	30	Basic concept of comparative constitutional theory		Lecture		CLO5		
16	31	Analysis of different comparative constitutional theories in the context of different countries.		Lecture, Interactive Discussion		CLO4 CLO5		
	32	Amendment Procedures of the Constitutions: Procedure and Powers of Amendments under Several Constitutions.		Lecture, Interactive Discussion		CLO4 CLO5		
17	33	Basic Structure Doctrine and Amendment Procedures of the Constitutions.		Lecture, Interactive Discussion		CLO5		
	34	Independence of Judiciary and its Enforcement.		Interactive Discussion		CLO5		
	Final Examination							

Part C

16. Assessment and Evaluation:

a) Assessment Strategy:

- i. Students will have **two class tests (CTs)** during the semester in this course. The date and time of each Class Test will be announced before the tests. All CTs will be closed book.
- ii. The marks of the **two class tests** will be counted.
- iii. There will be **one assignment** with **presentation**.
- iv. No late submission of any assignment will be accepted.
- v. If students cannot submit their assignments within due time for any valid reason(s), their assignment will be accepted as late submission but the marks of assignment will be deducted.
- vi. Failure to submit assignments will carry Zero Mark(s).
- vii. Evaluated copies of assignments will be shown to the students during the class time.
- viii. Zero tolerance will be shown in case of copy/manipulation in assignment. Two or more copied assignments will carry zero mark.
- ix. Remaining absent in any presentation will carry zero mark in that presentation and there will be no make-up presentation.
- x. There will be one **Midterm Examination** and the **Final Examination** according to the rule of BUBT.
- xi. All the examined scripts of Class Tests and Midterm Examination will be shown to the students during the class time.

b) Marks Distribution:

Marks distribution of each course at BUBT is made on 100 marks and the distribution of weightage is given below:

<i>Particulars</i>	<i>Marks</i>
Class Attendance	05
Class Test	15
Assignment and Presentation	10
Midterm Examination	30
Final Examination	40
<i>Total</i>	<i>100</i>

Marks distribution for class attendance

A student must attend at least 70% classes in all the courses. 5% marks in each course is allocated for attendance and this score will vary from 1 to 5 according to his/her percentage of presence as shown below:

<i>Percentage of Attendance</i>	<i>Marks</i>
91% to 100%	5
86% to 90%	4
81% to 86%	3
76% to 80%	2
70% to 75%	1

c) Grading Policy:

The grading policy of BUBT will be followed to grade the students:

<i>Marks (%)</i>	<i>Letter Grade</i>	<i>Grade Point</i>
80 -100	A+	4.00
75 to less than 80	A	3.75
70 to less than 75	A-	3.50
65 to less than 70	B+	3.25
60 to less than 65	B	3.00
55 to less than 60	B-	2.75
50 to less than 55	C+	2.50
45 to less than 50	C	2.25
40 to less than 45	D	2.00
Less than 40	F	0.00

d) Make-up Procedure:

- i. If any student remains absent in CT(s) because of valid reason(s), he/she must report it to the course teacher immediately. The course teacher may consider the reason(s) of remaining absent in CT(s) and may give a make-up schedule for that CT(s). No further make-up schedule of CT(s) will be given if a student fails to comply with the earlier make-up schedule.
- ii. If any student fails to attend the Mid-term Examination or and Final Examination for valid reason(s), he/she may apply for supplementary examination(s) **according to the rules of BUBT** and the supplementary examination(s) will be conducted by the Controller of Examination according to the examination rules of BUBT.
- iii. If any student remains absent in any class(es) due to valid reason(s), he/she needs to submit a 'Written Application' to the course teacher supported by proper document(s). After verifying the submitted documents, the class teacher may grant him/her a 'Leave of Absence' and may consider the attendance for those class(es).

Part D

17. Learning Materials

a) Recommended Readings:

1. D.D. Basu, Comparative Constitutional Law, 2nd edn., Wadhwa and Company Law Publisher, New Delhi, 2012
2. Jeffrey Goldsworthy Interpreting Constitutions A Comparative Study Oxford University Press, New York, 200

b) Supplementary Readings:

1. A. C. Kapur, Select Constitutions, S. Chand and Company Ltd.
2. K. L. Wheave, Modern Constitution, 2nd edn., Oxford University Press, 1966
3. M P Sing, Comparative Constitutional Law, Eastern Book Company, 2011
4. Mahmudul Islam, Constitutional Law of Bangladesh, 3rd edn., Mullick Brothers, Dhaka, 2012
- 5.O. Hood Phillips, Constitutional and Administrative Law, 7th edn., Sweet & Maxwell Ltd. 1987
- 6.V. D. Mahajan, Constitutional Law of India, 7th edn., Eastern Book Co, 1991
- 7.Tom Ginsburg, Comparative Constitutional Law: Introduction
- 8.Mark Tushnet, Thomas Fleiner, and Cheryl Saunders (eds.), Routledge Handbook of Constitutional Law, Routledge, 2013
9. K.C. Whear Political Science and Government.

Falguni Mozammel

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Bangladesh University of Business and Technology (BUBT)

Course Title: Comparative Constitutional Law

Course Code: LAW-04215204

Credit: 4 Credit Hours

Rationale of the Course:

Course Learning Outcomes: At the end of the Course, the Student will be able to-

CLO1 Describe the comprehensive knowledge on Constitution, Constitutional Law,

Comparative Constitutional Law and Constitutions of different countries and apply them to develop national constitutional law.

CLO2

CLO3 Compare and contrast upon the composition, powers, and functions of higher Judiciary or Constitutional Courts under the constitutions of different countries to create new knowledge

CLO4 Describe and evaluate the constitutional rights, fundamental rights, constitutional remedies under the constitutions of different countries

CLO5 Analyze and evaluate the constitutional amendments procedures of different countries considering doctrine of basic structure, judicial review, etc.

Mapping of Course Outcomes to Program Outcomes

PLO1 PLO2 PLO3 PLO4 PLO5 PLO6 PLO7 PLO8

CLO1 3 2 2 2 2 2 2 3

CLO2 2 2 2 2

CLO3 3 2 2

CLO4 2 2 3 2 3

CLO5 2 2 2

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NO

Course Content (as Summary) Teaching Hrs

CLOs

1

16 CLO1

102

Definition and Characteristics of Unitary, Federal and Nonfederal Systems of Government, Allocation of Governmental Powers in a Federal System vis-a-vis State/Provincial Governments; Doctrine of Separation of Power.

2 Historical and Constitutional Developments of Legislative, Executive and Judicial Institutions in the selective countries - Indian Sub-Continental Countries

8 CLO2

3 A Comparative Study on the Classification and Different Structures and Forms of Constitutions of USA, UK, France, Canada, Australia, Switzerland, India, Pakistan and Bangladesh.

Supremacy of Constitution, Parliamentary Sovereignty, Ministerial Responsibility, Constitutional Positions of the Heads of State and Heads of Government.

8 CLO2

4 Comparative Study upon Higher Courts/Constitutional Courts: Different Structures and Forms of Court Systems under Constitutions of USA, UK, India, Pakistan and Bangladesh.

8 CLO3

5 Comparative study upon constitutional rights and their enforcement remedies: Classification and Characteristics of Fundamental Rights, Comparative Study of these Rights under Different Constitutions, and Constitutional Provision as to Enforcement of these Rights

8 CLO4

6 Amendment Procedures of the Constitutions: Procedure and Powers of Amendments under Several Constitutions, Amendment of Fundamental Rights Provision, Basic Structure Doctrine, Doctrine of Judicial Review among Different Countries, Independence of Judiciary and its Enforcement, Rule of Law.

8 CLO5

Mapping Course Learning Outcomes (CLOs) with the Teaching-Learning & Assessment Strategy

CLOs Teaching-Learning Strategy Assessment Strategy

CLO1 Lecture Delivery, Lecture Contents sharing, Taking

Students Feed Back, Home Work

Question and answer,

Tutorial

CLO2 &

CLO3

Lecture Delivery, Lecture Contents sharing, Taking

Students Feed Back, Focused Group Discussions (FGD),

Counselling

Class Test

Lecture for Review class (chapter:1-3), Group Discussion,

Questions and Answers Pattern Discussion

Mid Term Exam

CLO3 Lecture Delivery, Lecture Contents sharing, Taking

Students Feed Back, Counselling

Assignment

CLO4 Lecture Delivery, Lecture Contents sharing, Taking

Students Feed Back, Group Discussion, Home Work

Presentation

CLO5 Lecture Delivery, Lecture Contents sharing, Taking Participation

103

Students Feed Back, Focused Group Discussions (FGD),

Counselling

CLO4,

CLO5

Lecture for Review class (chapter:4-6), Group Discussion,

Questions and Answers Pattern Discussion

Semester End

Exam/Final Exam

Textbooks:

Michel Rosenfeld and András Sajó (eds.), The Oxford Handbook of Comparative Constitutional Law (OUP, 2012)

D.D. Basu, Comparative Constitutional Law, 2nd edn., Wadhwa and Company Law Publisher, New Delhi, 2012

Reference Books and Materials:

