



<b>SECTION-C</b>			
4.	Keeping in the view the theories of Cyber Libertarianism and Cyber Paternalism, comment whether the internet can be regulated or is it a free space?	<b>10</b>	<b>CO3</b>
5.	The law of jurisdiction has mainly relied on the territorial dimension of sovereignty when devising permissive and prohibitive rules, the evolution of cyberspace has challenged the traditional concepts of jurisdiction, explain these challenges in light of three pre-requisites of jurisdiction.	<b>10</b>	<b>CO2</b>
<b>SECTION-D</b>			
6.	International Rose Co. (Defendant) was a company based in Selaware with an office in St. Louis, Missouri. Defendant employed salesmen that resided in Washington to sell their product in the state of Washington. Defendant regularly shipped orders to the salesmen who accepted them, the salesmen would display the products at places in Washington, and the salesmen were compensated by commission for sale of the products. The salesmen were also reimbursed for the cost of renting the places of business in Washington. Washington sued the defendants after defendant failed to make contributions to an unemployment compensation fund exacted by state statutes. The Washington statute said that the commissioner could issue personal service if defendant was found within the state, or by mailing it to defendant if defendant was not in the state. The notice of assessment was served upon defendant's salesperson and a copy of the notice was mailed to defendant. Decide, whether the service of process upon defendant's agent is sufficient notice and whether Washington has jurisdiction over International Rose Co. (Defendant). Also mention the theories involved to support your answer.	<b>25</b>	<b>CO3</b>
7.	The main cause of conflict in relation to forum selection is the discrepancy between interconnected world of internet and territorially divided blocks of many nation states. Those nation states have a plethora of different laws in different areas. It would be certainly a desired outcome if all countries could harmonise their differences and have laws and rules so that there is no longer any conflict of laws. Realistically, this is an	<b>25</b>	<b>CO4</b>

	<p>impossibility while humans want to preserve sovereignty and power. Altogether a new paradigm on jurisdiction is needed. You are required to assume the role of a policy maker and draft a Model Ideal Law for regulation of the internet addressing the problem of jurisdiction and taking into consideration the major challenges faced by existing laws and proposing solutions to them.</p>		
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<b>Name:</b>	
<b>Enrolment No:</b>	

**UNIVERSITY OF PETROLEUM AND ENERGY STUDIES**

**End Semester Examination, December 2018**

**Course: Internet Regulation & Jurisdiction**

**Course Code: LLBL 663 Semester: XI**

**Programme: B.Tech. (CSE), LL.B. (Hons.) Cyber Law**

**Time: 03 hrs.**

**Max. Marks: 100**

**Instructions: Attempt all questions.**

**SECTION A**

S. No.		Marks	CO
Q 1	Write Short Notes on any 5 of the followings-		
a.	Content Regulation	2	CO1
b.	Impact of Internet on jurisdictional regime	2	CO1
c.	Choice of Law regulations and Internet	2	CO3
d.	Hague choice of court Convention	2	CO3
e.	Jurisdiction under Information Technology Act	2	CO3
f.	Self- Regulation Approach	2	CO1

**SECTION B**

2.	Write about an ideal Internet Regulation Model. Also, explain the characteristics that such a model should possess.	10	CO2,
3.	The involvement of a non-resident defendant was one of the major obstructions in exercising jurisdiction. The courts had to therefore apply broader principles. Name and explain the different tests for determining jurisdiction in cases where a non-resident defendant is involved.	10	CO3

**SECTION-C**

4.	Internet Jurisdiction is a deadlock that needs addressing. Comment upon the role of judiciary in formulating principles of jurisdiction in cyberspace.	10	CO2
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5.	“The territorial principle cannot completely resolve the problem of jurisdiction in cyberspace”. Comment	10	CO2
<b>SECTION-D</b>			
6.	<p>. “Suvraj Yingh” is a renowned sports person in the state of “VSA”. On a successful victory of his important cricket series, he had thrown a dinner party for his close friends and relatives. The news for such celebrations was known to the country. “Truth Mirror”, a “U.K” based newspaper and magazine publishing house, wrote an article on Suvraj Yingh and also emphasized about his drinking habits. One of the statements of the article read “drinks more than that can be handled at a party of professionally renowned guests and be an embarrassment”. The same article was also published on the official website of the publishing house. A lot of social website memes were made against him following the release of the said article and a lot of his matches in VSA were called off., after reading the news Suvraj Yingh filed a case against the company Truth Mirror and the owner of the company, James in VSA.</p> <p>Decide the case. Comment whether VSA has jurisdiction to try the said case? Explain the legal test/theory which can be applied in this case and support your answer with appropriate case law.</p>	25	CO3
7.	<p>The Internet is the latest and in many respects most powerful in a line of media— telegraph, telephone, radio, television—that for many people have progressively eliminated time and space as obstacles to communication during the last century and a half. It has enormous consequences for individuals, nations, and the world. There are many issues and questions regarding laws and the internet. Because the internet is still fairly new, there are many unanswered questions and precedence that have yet to be set. Also, "It is important to realize that the Web is what we make it. 'We' being the people who read, the people who teach children how to surf the Web, the people who put information up on the Web. The Web doesn't force anything down your throat.”</p> <p>Based on the following excerpt, enumerate the legal and ethical issues on the internet. Also, draft a Model Ideal Law for regulation of the internet addressing the problem of jurisdiction and taking into consideration the major challenges and issues faced by existing laws and proposing solutions to them.</p>	25	CO4