

Name:	
Enrolment No:	

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, May 2020

Course: Digital Copyright Law & Data Protection Law **Semester:**

II

Programme: LL.M. Law & Technology Law 2019

Time: 03 hrs.

Max. Marks: 100

Instructions: Read the instructions carefully mentioned in each section.

SECTION A

S. No.	Attempt all <u>Six (6) questions</u> 6*5=30 Marks	30 Marks	CO
Q 1	The word 'Digital' denotes which of the following: (i) Physical Document (ii) Electronic Document (iii) Both of the (i) and (ii) (iv) None of the above	5	CO 3
Q 2	Which treaty is known as 'Internet Treaty': (i) Berne Convention (ii) Paris Convention (iii) WIPO Digital Copyright Treaty (iv) All of the above	5	CO1
Q 3	In which of the following case it was held by the Supreme Court that: "If a publisher inserts such inputs in the text of the judgment which satisfy the minimum test of Creativity, the same will copyright and no one else is permitted to utilize the same." (i) Eastern Book Company v. D.B. Modak (ii) Eastern Book Company v. Anand (iii) Feist Publication Inc. vs. Rural Telephone Services (iv) None of the above	5	CO 3
Q 4	Theory: "The process of making law should be governed by the principles to achieve an ultimate aim- Maximum Happiness to the Maximum People in the society." Who propounded this theory: (i) John Locke	5	CO 2

	(ii) Gerny Bentham (iii) Plato (iv) None of the Above		
Q 5	Whether Copyright exists in ADVERTISING SLOGANS: (i) Yes (ii) No (iii) Can't say	5	CO 1
Q 6	In which of the following section of the Copyrights Act, 1957 the definition of 'computer' is given: (i) Section 2 (f) (ii) Section 2 (ffb) (iii) Section 2 (ffd) (iv) None of the above	5	CO 1
SECTION B			
	Attempt only <u>five (5)</u> questions 5*10=50 Marks (100-150 Words)	50 Marks	CO
Q 7	In which of the works digital copyright subsists in the Copyrights Act, 1957? Explain the subject-matter of digital copyright law.	10	CO 1
Q 8	Explain the 'Labor Theory' as the justification for the protection of digitally created on the internet.	10	CO 1
Q 9	Write a note on the subsistence of copyright in 'Characters' with the relevant 'Tests'.	10	CO 3
Q 10	Explain the legal provisions on 'Fair Use of Copyright'.	10	CO 2
Q 11	Whether the 'Intermediaries' are liable in the infringement of copyrighted content on Youtube, Netflix and webpages?	10	CO 3
Q 12	What are the Civil Remedies in the protection of infringement of copyright on the internet?	10	CO 1
Q 13	'Copyright is a bundle of rights'. What rights are available with the authors in digitally protected content?	10	CO 3
SECTION-C			
	Attempt any <u>one (1)</u> question 1*10=20 Marks (300-500 words)	20 Marks	CO
Q 14	Define 'Computer Program' as mentioned under the Copyright Act, 1957. With the help of relevant 'Tests' and 'Cases', analyze the protection for Computer Programs.	20	CO 3
	OR		

Q 15	In the light of the latest judgment of Hon'ble Supreme Court K.S. Puttaswamy (Retd.) and Another vs. Union of India and Others, (2017) 10 SCC, analyze the status of Data Protection laws in India.	20	CO 3
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