

**POST GRADUCATE DIPLOMA IN LEGAL
PROCESS OUTSOURCING (PGDLPO)**

Term-End Examination

00462 **December, 2014**

PGDLPO-001 : PAPER - I

Note : *This paper is to be attempted by students enrolled for **January 2009** batch only.*

This paper covers the courses MLEI-01 to MLEI-04.

Time : 3 hours

Maximum Marks : 100

Note : *Part A consists of objective type questions. Each question is of 2 marks. Part B consists of descriptive type questions. Each question carries 15 marks.*

PART A

All questions are compulsory.

20×2=40

1. Stare decisis refers to the power of High Courts to bind lower courts with respect to
 - (a) distinguishable facts
 - (b) indistinguishable facts
 - (c) court hierarchy and jurisdiction
 - (d) distinguishable facts, court hierarchy and jurisdiction

- 2.** Primary sources of law that are issued by a higher court within its jurisdiction are referred to as
- (a) binding sources of law
 - (b) persuasive sources of law
 - (c) secondary sources of law
 - (d) non-persuasive sources of law
- 3.** The Constitution of the United States has been amended twenty-seven times; the first ten amendments are known as
- (a) The Bill of Duties
 - (b) The Bill of Rights
 - (c) The Directive Principles of State Policy
 - (d) The Magna Carta
- 4.** The other term used for 'insourcing' is
- (a) outsourcing
 - (b) off-shoring
 - (c) out-bounding
 - (d) shared services

5. Which one of the following is **not** an example of outsourcing ?
- (a) Nike, USA transferring its shoe-lace manufacturing to its division in New Mexico
 - (b) A housewife delegating the task of cooking to a maid
 - (c) An office sub-contracting security to a specialised agency
 - (d) The General Council of Pepsi Co. engaging a Corporate Law firm for an upcoming acquisition
6. What do you understand by the third generation of outsourcing ?
- (a) Law firm outsourcing its pay-roll and billing to an outside vendor
 - (b) A hospital outsourcing the work of medical transcription to an outside vendor
 - (c) An in-house department outsourcing its contract review to an outside vendor
 - (d) A company outsourcing its I.T. development work to a software company

7. Which of the following statements is/are *false* ?
- I. An assertive sentence is a sentence that states a fact.
 - II. An imperative sentence gives a command, makes a request, or expresses a wish.
 - III. An exclamatory sentence expresses sudden and strong feelings.
- (a) I and II
 - (b) Only III
 - (c) II and III
 - (d) None of the above

8. Choose the segment of the sentence given below that has an error.

US-based technology giant Apple Inc. placed a number of constraints on their employees and developers.

- (a) US-based technology giant Apple Inc.
- (b) placed a number of constraints
- (c) on their employees and developers
- (d) No error

9. Match the terminology specific to America (USA) in Column A together with its British equivalents in Column B :

	<i>Column A</i>		<i>Column B</i>
	American Vocabulary		British Vocabulary
1	By laws	A	Floatation
2	Anti-trust law	B	Articles of Association
3	An initial public offering (IPO)	C	Maternity law
4	Labor law	D	Competition law
		E	Employment law

- (a) 1-D, 2-C, 3-B, 4-A
- (b) 1-B, 2-D, 3-A, 4-E
- (c) 1-E, 2-C, 3-A, 4-B
- (d) 1-B, 2-C, 3-D, 4-A
10. Determining a court's decision as mandatory or persuasive can be tricky because of
- (a) layers of courts within each jurisdiction
- (b) multiple jurisdictions throughout the country
- (c) both (a) and (b)
- (d) None of the above

- 11.** As per the United States Copyright Office website, the Copyright Royalty Board offers online and printable forms
- (a) for filing of claims to cable
 - (b) for filing of claims to satellite
 - (c) for digital audio recording devices and media (DART) royalty fees
 - (d) All of the above
- 12.** Agreement is a Valid Contract if the following conditions are fulfilled :
- I. Agreement is made by free consent.
 - II. Parties are competent to enter into contract.
 - III. Agreement should have lawful consideration and lawful object.
- (a) I and II
 - (b) I and III
 - (c) I, II and III
 - (d) II and III

Fill in the blanks.

13. The Legislative wing of American Federal Government is known as the _____ .
14. If the contract has been entered into because of a mistake, the contract is _____ .
15. An _____ is someone who can represent another person (i.e. the principal) with third parties.
16. Boolean connector is one of the fundamental tools of _____ .

State whether the following statements are true or false.

17. A Law reporter is a secondary source of law.
18. The United Kingdom is divided into three jurisdictions, England and Wales, Scotland and Northern Ireland, which together form the second and third jurisdiction.
19. Identify the adverb in the sentence given below :
She spelt all the words quite correctly.
20. Identify the preposition in the sentence given below :
The property is divided between the sons.

PART B

*Answer any **four** questions. Each question carries
15 marks. 4×15=60*

21. Consideration is an essential element of Contract. Discuss in detail.
 22. Describe the development of the outsourcing industry from non-core to core activities.
 23. Discuss the process of communication with specific example for each stage, like encoding and feedback.
 24. Describe and differentiate between the various techniques of reading effectively.
 25. Discuss any three fundamental tools of legal research with the help of illustrations.
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