

**POST GRADUATE CERTIFICATE IN
CYBERLAW (PGCCL)**

Term-End Examination

December, 2015

MIR-013 : COMMERCE AND CYBERSPACE

Time : 3 hours

Maximum Marks : 100

- Note :**
- (i) Answer **all** questions from **Part A**. Each question carries **2** marks.
 - (ii) Answer **any five** questions from **Part B**. Each question carries **10** marks.
 - (iii) Answer **any two** questions from **Part C**. Each question carries **15** marks.
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PART - A

1. Explain the following in brief : **10x2=20**
- (a) Concept of truncated cheque.
 - (b) Structured Financial Messaging System (SFMS)
 - (c) Different forms of Linking
 - (d) EDI contracts
 - (e) Digital Rights Management
 - (f) Cloaking
 - (g) Cyber squatting
 - (h) Passive Website
 - (i) Automated contracts
 - (j) E-mail box rule

PART-B

2. Answer **any five** questions from this part. Each question carries **10** marks. **5x10=50**
- (a) Discuss the legal remedies available to e-consumers in India.
 - (b) How is P2P technology a threat to copyright industry ? Explain.
 - (c) Explain the various approaches for determining the liability of Internet Service Providers (ISPs).
 - (d) Distinguish between broadcasting and webcasting with illustration.
 - (e) Explain the working of Electronic Fund Transfer.
 - (f) Explain the concept caveat emptor.
 - (g) What do you mean by trade-mark ? What are the essential function of a trade-mark ? Discuss briefly the rights of trade-mark owner.
 - (h) Discuss the concept of 'framing' and explain its legality under the Indian Law.

PART-C

3. Answer **any two** questions from the following. Each question carries **15** marks. **2x15=30**
- (a) What is online advertising ? State the different forms of online advertising and the tax issues arising from online advertising.
 - (b) "Abuse of searching process or various forms of spamdexing have been countered by the owners of trade-marks by using the trade-mark doctrine of "Initial Interest Confusion." Discuss with the help of Case Laws.

- (c) Explain the concept of 'Inlining' and give Indian legal perspectives in this area.
 - (d) Explain the 'economic rights' and 'moral rights' of the author under the Indian copyrights Act, 1957.
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