

**POST GRADUATE DIPLOMA IN
INTELLECTUAL PROPERTY RIGHTS (PGDIPR)**

**Term-End Examination
December, 2010**

MIP-004 : COPYRIGHT AND RELATED RIGHTS

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

1. Answer any ten from this part. 10x1=10

State whether the following statements are true or false :

- (a) The Berne convention is administered by the World Intellectual Property Organisation (WIPO).
- (b) Compulsory licences for translations can not be granted for languages generally spoken in the concerned developing country.
- (c) The licence can also be an owner of copyright under specified circumstances.
- (d) In a few cases, the Nations can give protection to unpublished works even if their authors are unknown.
- (e) The basic principle of copyright protection is not to benefit the author and successors in the title.

- (f) Translations licences include licence for broadcasting as well as authorizing the broadcasting of translated works.
- (g) In case of conflict between the existing conventions and the Universal Copyright Convention (UCC) the former shall prevail over the later.
- (h) The Broadcasting organisations do not have the right to prohibit unauthorized fixation of their broadcast.
- (i) The producers of phonograms cannot compete with performers for similar protection.
- (j) Phonogram does not comprise fixation in a cinematographic or audio-visual work.
- (k) WCT and WPPT are known as the internet treaties.
- (l) Rental rights would comprise in both original and copies.

2. Answer *any two* from this part : 2x5=10

- (a) Explain the Economic Rights, which allow the owner to derive financial reward from the use and exploitation of the work.
- (b) The international treaties as well as national law allow to freely use limited portion of copyright protected work. Elaborate.

- (c) Explain the term of protection provided to copyright under Indian law and Berne Convention.

3. Answer *any two* from this part : 2x5=10

- (a) Explain the duties assigned to inter Governmental committee established under the UNESCO.
- (b) Discuss the subject matter of protection under Berne Convention.
- (c) Discuss the importance of collective management in digital environment.

4. Answer *any two* from this part : 2x5=10

- (a) Discuss the special provisions made for developing countries under the Berne Convention.
- (b) The traditional Markets are likely to be threatened by the new digital technology products. Do you agree ? Elaborate and support your answer with illustrations.
- (c) Explain the principle of National Treatment under the Rome Convention.

5. Answer *any two* from this part.

2x5=10

- (a) What are the measure issues that influence copyright in the digital framework ?
 - (b) How does Collective Management Organisation (CMOs) work to manager rights in different fields of creation ?
 - (c) Explain the implications of "Related Rights" protection for developing countries.
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