

POST GRADUATE DIPLOMA IN
INTELLECTUAL PROPERTY RIGHTS (PGDIPR)

Term-End Examination
June, 2010

01812

MIP-004 : COPYRIGHT AND RELATED RIGHTS

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

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1. Answer *any ten*. 10x1=10
State whether the following statements are *true*
or *false* :
- (a) Translations and Adaptations enjoy copyright protection
 - (b) Under the Universal Copyright Convention (UCC) the protection extended to works cover moral rights as well.
 - (c) The right of reproduction should be controlled in order to guard against misuse of copyright.
 - (d) The Berne convention is the oldest Multilateral Treaty in the field of copyright.
 - (e) Under the Berne convention, the minimum term of copyright protection is upto the life of the author and 50 years thereafter.
 - (f) Compulsory licences granted for translation and reproduction are non-exclusive as well as non-transferable.

- (g) A state, after becoming a party to the Berne convention, ipso-facto, becomes a member of the Berne union.
- (h) Refugees residing in a member state, are entitled to protection under the universal copyright convention.
- (i) 'Related Rights' protect those who assist intellectual creators.
- (j) Collective Management [CM] organisations ensure that creators receive payment from users of their works.
- (k) One-stop-shops arrangements have become necessary on account of growing popularity of Multi-Media Productions.
- (l) Neither the Berne nor the Rome convention on the trips agreement has given an exclusive right of distribution to the performers.

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

- (a) Explain the two basic principles governing the protection, use and exploitation of intellectual creations of the human mind.
- (b) What are the general conditions for a work to enjoy copyright protection ?
- (c) Non-voluntary licenses allow use of works in certain circumstances without the authorisation of the owner of rights, but require that compensation be paid in respect of the use. Discuss.

3. Answer *any two* from this part : **2x5=10**
- (a) Differentiate between assignment and licensing of copyright.
 - (b) Explain the 'Exclusive Rights' granted to authors under the Berne Convention as part of minimum standard of protection.
 - (c) Discuss basic features of WIPO Performances and Phonograms Treaty.
4. Answer *any two* from this part : **2x5=10**
- (a) Explain the relationship between the protection of 'neighbouring rights' and copyright.
 - (b) Specify and describe the limitation on rights that could be imposed by member states under the Rome convention.
 - (c) Enumerate the type of rights taken care of by the Collective Management organisations.
5. Answer *any two* from this part : **2x5=10**
- (a) What is meant by the 'Strategy of guided development' ?
 - (b) Explain the important features of satellites convention.
 - (c) Explain the "Related Rights" provided to performers, producers of Phonograms and Broadcasting Organisations under TRIPS Agreement.