

PARUL UNIVERSITY
FACULTY OF LAW
LLM, Winter 2019-20 Examination

Semester: I

Subject Code: 172011301

Subject Name: Law of Copyright, Industrial Design & Electronic Circuit Design

Date: 28/11/2019

Time: 10:30 am to 01:00 pm

Total Marks: 60

Instructions:

1. All questions are compulsory.
2. Figures to the right indicate full marks.
3. Make suitable assumptions wherever necessary.
4. Start new question on new page.

Q.1 (MCQ, True or False, Definitions, Explain terms) (15)
(1 marks each. All Compulsory)

- 1 Which of following would not gain copyright protection?
 [a] A novel [b] An invention [c] A television program [d] A sculpture
- 2 What is the duration of copyright protection for a novel?
 [a] A novel will not gain copyright protection. [b] The day the author dies [c] The end of the calendar year in which the author dies [d] Lifetime of author and 60 years from the beginning of the calendar year next following the year in which the author dies.
- 3 Which one of the following actions is not a breach of copyright?
 [a] To import copied CDs. [b] To make a copy of a CD and sell it [c] To borrow a CD from a friend and copy it to your laptop for your own private use [d] To purchase a CD and copy it to your laptop for your own private use
- 4 For registration a design must be ____
 [a] appeal to the eye [b] novel [c] original [d] prior published
- 5 Who can apply for registration of a design?
 [a] the author [b] any other person who acquired the right [c] a person on whom such rights have evolved [d] any of the above
- 6 What is the requirement of copyright?
 [a] Skill and labour [b] sufficient judgment [c] a and b [d] none of the above
- 7 Indian Design Act enacted in
 [a] 2000 [b] 2001 [c] 2002 [d] 2005
- 8 Semi Conductor Integrated Circuit is defined in _____
 [a] Section 1(2) [b] Section 2(r) [c] Section 4(b) [d] Section 5(1)

9. Does copyright exist in Software?
10. I would like to mention the name of a few textbook and newspaper references in publication on my.com site; do I require permission for this and whether I will be charged for it?
11. Can the Design Act and the Copyright Act be applied co-terminously?
12. The copyright in under the Design Act is given for how many years and for how many years it can be extended?
13. Define Semiconductor integrated circuit?
14. Duration of registered layout-design is 15 years. (State True or False)
15. Opposition to registration of layout-design can be made within three months from the date of advertisement. (State True or False)

Q.2 Write short notes on (Each of three mark) (15)

1. Characteristic of copyright
2. Term of copyright
3. Design and its essentials.
4. Rights granted to Design Holder.
5. Write short note on condition/prohibition of Registration of certain layout-designs.

Q.3 A) Explain in detail the procedure of Registration of a layout-design. (08)

OR

A) Explain in detail the Assignment and Transmission of a registered layout-design.

B) Assignment and Licence of copyright. (07)

OR

B) Infringement and Remedies for copyright

Q.4 A) Explain registration of Design in detail. (07)

B) Answer the following (any 4) (Each of two marks) (08)

1. What are the main features of Copyright Act?
2. Overlap between Copyright and Design.
3. Works in which copyright subsists?
4. Registration of copyright.
5. Differentiate Fraudulent and Obvious imitation
6. What do you mean by advertisement of Application for registration?
