OPJS UNIVERSITY, CHURU (RAJ.)

SYLLABUS

OF

ONE YEAR P.G. DIPLOMA COURSE

IN

CYBER LAW

~*~

2013-14
OPJS UNIVERSITY, CHURU

One Year P.G. Diploma Course In Cyber Law
Session: 2013-14

--: SCHEME OF STUDIES :-

CYL-101-Paper-I-The emerging jurisprudence of Cyber Space
CYL-Paper-II-IPR in Cyber Space
CYL-Paper-III-E-Commerce & Taxation
CYL-Paper-IV- Cyber Crimes
CYL-Paper-V-Essay

-----

CYL-101-Paper-1-The emerging jurisprudence of Cyber Space

I. Defining Cyber Space
  Understanding Cyber Space
  Interface of Technology and Law Defining Cyber Laws

II. Jurisdiction in Cyber Space
  Concept of Jurisdiction
  Internet Jurisdiction
  Indian Context of Jurisdiction
  International position of Internet Jurisdiction Cases in Cyber Jurisdiction

III. Understanding Electronic Contracts
  The Indian Law of Contract
  Construction of Electronic Contracts
  Issues of Security Issues of Privacy Technical Issues in Cyber Contracts

IV. Types of Electronic Contracts
  Employment Contracts Consultant Agreements Contractor Agreements Sales, Re-Seller and Distributor Agreements Non-Disclosure Agreements Software Development & Licensing Agreements Shrink Wrap Contract Source Code Escrow Agreements

V. Cyber Contracts & Indian Legal Position
Legal Issues in Cyber Contracts
Cyber Contract and IT Act 2000
Indian Law on Shrink Wrap Contracts Drafting of Cyber Contracts

CYL-102-Paper-2-IPR in Cyber Space

I. Understanding Copy Right in Information Technology
Understanding the technology of Software
Software - Copyrights vs Patents debate
Authorship and Assignment Issues
Commissioned Work and Work for Hire
Idea/Expression dichotomy
Copyright in Internet

II. Legal Issues in Internet and Software Copyright
Jurisdiction Issues and Copyright
Infringement
Remedies of Infringement
Multimedia and Copyright issues
Software Piracy

III. Patents
Understanding Patents
International context of Patents
European Position on Computer related Patents
Legal position of U.S. on Computer related Patents
Indian Position on Computer related Patents

IV. Trademarks
Understanding Trademarks
Trademark Law in India
Infringement and Passing Off
Trademarks in Internet
Domain name registration
Domain Name Disputes & WIPO

V. Databases
Databases in Information Technology
Protection of Databases
Legal Position of Database protection in U.S.
European Legal position on Databases
Indian Law on Databases
Sui Generis Extraction Right

CYL-103-Paper-3-E-Commerce & Taxation

I. E-Commerce - Salient Features
On-line contracts
Mail Box rule
Privity of Contracts
Jurisdiction issues in E-Commerce
Electronic Data Interchange

II. Security and Evidence in E-Commerce
Dual Key Encryption
Digital Signatures
Security issues in E-Commerce
Evidence related issues
UNCITRAL model law of E-Commerce
Indian Legal Position on E-Commerce
IT Act 2000/Indian Evidence Act/ Draft law on E-Commerce

III. E-Banking and Legal Issues
Electronic Money
Regulating e-transactions
Role of RBI and Legal issues
Transnational Transactions of E-Cash
Credit Card and Internet
Laws relating to Internet credit cards
Secure Electronic Transactions

IV. Taxation Issues in Cyber Space
Indian Tax System
Transactions in E-Commerce
Taxing Internet Commerce
Indirect Taxes
Tax evasion in Cyber space

V. International Taxation in E-Commerce
Understanding International Taxation
Fixed place vs. Website
Permanent Establishments
Double Taxation
Role of ISPs
OECD initiatives in International Taxation

***

CYL-104-Paper-4-Cyber Crimes

I. Understanding Cyber Crimes
Defining Crime
Crime in context of Internet –Actus Rea/Mens Rea
Types of crime in Internet
Computing damage in Internet crime

II. Indian Penal Law & Cyber Crimes
Fraud
Hacking
Mischief
Tresspass
Defamation
Stalking
Spam

III. Obscenity and Pornography
Internet and Potential of Obscenity
Indian Law on Obscenity & Pornography
Technical and Legal solutions
International efforts
Changes in Indian Law
Search and Seizure powers

IV. Freedom of Speech & Human Rights Issues in Internet
Freedom of Expression in Internet
Issues of Censorship
Hate speech
Sedition
Libel
Subversion
Privacy Issues
International Positions on Free Speech in Internet

CYL-105-Paper-5.-Essay

An Essay on any aspect of the course of Study.

***

Department of law

OPJS UNIVERSITY, CHURU (RAJASTHAN)

*