

# **OPJS UNIVERSITY,CHURU(RAJ.)**



**SYLLABUS**

**OF**

**ONE YEAR P.G. DIPLOMA COURSE  
IN  
CYBER LAW**

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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

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### **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

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## **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

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## **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

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## **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

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**CYL-105-Paper-5.-Essay**

**.An Essay on any aspect of the course of Study.**

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Department of law

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