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**PRESIDENCY UNIVERSITY
BENGALURU**

SET A

**SCHOOL OF LAW
END TERM EXAMINATION - JAN 2024**

Semester : Semester I - 2023

Course Code : PGL4003

Course Name : Law relating to Intermediary Liability

Program : LMT

Date : 23-JAN-2024

Time : 1:00 PM - 4:00 PM

Max Marks : 100

Weightage : 50%

Instructions:

- (i) Read all questions carefully and answer accordingly.
 - (ii) Question paper consists of 1 part.
 - (iii) Scientific and non-programmable calculator are permitted.
 - (iv) Do not write any information on the question paper other than Roll Number.
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ANSWER ALL THE QUESTIONS

(10Q X 10M = 100)

1. Compare and contrast the tools and methods for monitoring and evaluating the compliance and performance of intermediaries for their data protection practices and policies in the UK and Canada and analyze the benefits and limitations of each approach for accountability and transparency online.
(CO1) [Comprehension]
2. Briefly explain the E-Commerce Directive of 2000. Also, explain how it regulates the liability of intermediaries in the EU and what are the conditions and exemptions that it provides for different types of intermediaries and content.
(CO2) [Comprehension]
3. Discuss how the GDPR affects the existing legal frameworks and principles of intermediary liability in the EU and other jurisdictions and what are the challenges and opportunities for harmonizing and reconciling them.
(CO3) [Comprehension]
4. Evaluate the effectiveness and impact of their measures and actions to prevent and mitigate data breaches and privacy violations, and what are the tools and methods that they use to measure and report such outcomes.
(CO4) [Comprehension]
5. Comparatively analyse different jurisdictions and regions which define and regulate the liability of intermediaries for data breaches and privacy violations.
(CO5) [Comprehension]

6. Discuss the ways by which online platforms cooperate and coordinate with governments, civil society, and other stakeholders to address the problem of hate speech, incitement, and illegal content online and what are the best practices and standards that can be adopted or adapted to enhance such cooperation and coordination. Discuss what are the tools and methods that they use to measure and report such outcomes.

(CO1) [Application]

7. Discuss the ways by which online platforms balance their responsibility to prevent and remove hate speech, incitement, and illegal content online, their commitment to protect and promote freedom of expression, diversity, and pluralism online, and what are the criteria and mechanisms that they use to make such decisions.

(CO3) [Application]

8. Analyse the intermediary liability regime in India and compare it with other jurisdictions, such as the US, the EU, and China.

(CO4) [Application]

9. Briefly explain the obligations and responsibilities of intermediaries under the Information Technology (Intermediary Guidelines and Digital Media Ethics Code) Rules, 2021 and what are the challenges and implications of complying with them.

(CO4) [Application]

10. Discuss the current trends and developments in data protection legislation and litigation in the U.S. and what are the implications for businesses and consumers.

(CO5) [Application]