

2015

**( Competition Law )**

Attempt **all** questions :

1. Explain the duties, powers and functions of the Competition Commission of India with the help of illustrations and case laws.

4+4+4=12

**Or**

Do you think that Indian Competition law is adequate to prohibit anti-competitive agreements? Refer case laws also. 12

2. Explain the Constitution and powers of SEBI. 12

**Or**

Critically examine the provisions of the securities contracts (Regulation) Act with the help of decided case laws. 12

3. With the help of case laws and illustrations, explain the rights and obligations of depositors, participants and issuers.

4+4+4=12

**Or**

Write a critical note on regulation of securitisation and reconstruction of financial assets of bank and financial institutions.

12

4. Critically analyse the UNCTAD Draft Model on Transnational Corporations. 12

**Or**

Write short notes on the following :

6+6=12

(A) Importer-Exporter Code Number

(B) Role of Director General of Foreign Trade

5. Discuss the powers of Reserve Bank of India under FEMA. Is RBI authorised to inspect authorised person ? 9+3=12

**Or**

Is it correct to say that FEMA is an improved form of FERA ? Support your answer with illustrations and cases. 12

6. Choose the correct answer :  $1 \times 10 = 10$

(i) Which of the following is example of anti-competitive agreement ?

- (A) Agreement to fix price
- (B) Agreement to limit production
- (C) Collusive bidding
- (D) All of the above

(ii) Abuse of dominant position includes —

- (A) Agreeing market access
- (B) Creating barriers to entry
- (C) Imposing fair conditions
- (D) None of the above

(iii) The head office of SEBI is located at —

- (A) Guwahati
- (B) Chennai
- (C) New Delhi
- (D) Bombay

(iv) Penalty for insider is provided in section —

(A) 15A

(B) 15D

(C) 15F

(D) 15G

(v) A certificate of registration granted to a securitisation company may be cancelled by —

(A) SEBI

(B) RBI

(C) Supreme Court

(D) High Court

(vi) An appeal against the order of SEBI under the Depositories Act may be preferred to —

(A) Supreme Court

(B) RBI

(C) Competition Commission

(D) Central Government

(vii) Which of the following may make provision for the development and regulation of foreign trade by facilitating imports and increasing exports ?

- (A) RBI
- (B) Prime Minister of India
- (C) President of India
- (D) Central Government

(viii) Which section of the Foreign Trade (Development and Regulation) Act has repealed the Imports and Exports (Control) Act, 1947 ?

- (A) Section 18
- (B) Section 19
- (C) Section 20
- (D) Section 21

(ix) Which of the following is currency note under FEMA ?

- (A) Coins only
- (B) Bank notes only
- (C) Coins and Bank notes
- (D) None of the above

(x) Who of the following is not eligible for the chairperson of the Appellate Tribunal under FEMA ?

(A) A judge of High Court

(B) Has been a judge of High Court

(C) Is qualified to be a judge of High Court

(D) Is a District Judge

7. Answer the following questions :  $2 \times 5 = 10$

(A) Write the significance of regulation of combinations

(B) What are the objects of SEBI Act ?

(C) Write two depositories in India.

(D) Write a note on revision under Foreign Trade (Development and Regulation) Act.

(E) Who authorises to be known as authorized person ?

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