

Examiner's Report 2024

FC4 – Design and Copyright Law

Introduction

The question paper was fairly straightforward, focusing mainly on recalling statutory provisions in Part A and applying design and copyright law to scenarios in Part B.

Questions

Part A

Question number	Comments on questions
Question 1	This was a straightforward question on the exclusive rights given to the proprietor/rightsholder of a registered design right/copyright.
Question 2	This question was about maintaining registered design rights. It was well answered by most candidates.
Question 3	This question addressed deferment of publication. While some answered it well, many candidates were not familiar enough with the different regimes.
Question 4	This was straightforward question on the circumstances in which prior disclosure of a design does not invalidate the novelty requirement. It was mostly answered well.
Question 5	This was a straightforward question on qualification for UK Unregistered Design Right and copyright duration.
Question 6	The question required candidates to apply different regimes – UK UDR, UK registered design, and copyright – to a surface decoration. It was mostly answered well.

Part B

Question number	Comments on question
Question 7	This scenario related to complex products and the subject matter of registration as well as works created in the course of employment. This question was generally very well answered.
Question 8	This scenario was about URD rights, infringement, and licensing in the final years. This was generally very well applied and answered.
Question 9	This scenario related to copyright formalities, infringement and remedies. It seems that several candidates struggled with applying law to the scenario. This was the least answered question in Part B.
Question 10	This was a copyright question on licenses, permitted acts (fair dealing) and remedies. No particular issues were evident.