

Subject : Intellectual Property Law- Evolution, Concept and Kinds

Day : Monday

Date : 13/05/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) **Q. No. 1 is COMPULSORY.**
 - 2) Solve any **FIVE** questions from **Q. No. 2 to Q. No. 10.**
 - 3) Figures to the right indicate **FULL** marks.
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Q.1 Write short notes on:

- a) Literary works
- b) Good trademark
- c) International character of patents
- d) Unfair competition
- e) Copyright board
- f) WIPO

Q.2 What do you understand by Trade Secret, and how they are protected in India?

Q.3 Explain Intellectual Property- vis-a-vis international perspective.

Q.4 Discuss the procedure of registration of patent, and its effects.

Q.5 Write short notes on

- i) Paris convention
- ii) P.C.T.

Q.6 Make a comparative analysis of patent laws in India and USA.

Q.7 Critically evaluate the provision of Trips relatives to Intellectual property.

Q.8 Which inventions are patentable, and what right are enjoyed by patentee once the invention is patented.

Q.9 Explain the salient features of copyright Act 1957.

Q.10 Explain the remedies available against the infringement of Trademark in India.

Subject : Law Relating to Protection and Recognition of Patent

Day : Tuesday

Date : 14/05/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.

- 1) Attempt any **SIX** questions including Q No 1, which is compulsory.
- 2) Q.1 carries **20 marks** and all other questions carries **12 marks** each.

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- Q.1** Write short notes on any **FOUR** of the following
- a) Patent agent
 - b) Term of patent
 - c) Rights of co-owners of patents
 - d) Product patent
 - e) Invention
 - f) Patent addition
- Q.2** Explain in details the provisions relating to anticipation of inventions
- Q.3** 'A patent is a kind of limited monopoly granted to the true inventor, however no patent is absolute and can be revoked by the Government or be surrendered by the patentee under certain circumstances' Comment.
- Q.4** Discuss the rights and obligations of the patentee in respect of patents granted under the Patent Act 1970.
- Q.5** Define 'Bio-technology Patents'. State the treaties and conventions applicable as well as their impact on Indian Biotechnology system.
- Q.6** The Paris convention is the oldest convention on patents. Discuss with special reference to food patents in India.
- Q.7** Discuss what is laid down by Lord Diplock in 'Catanic Component Case' for deciding Infringements of Patents.
- Q.8** Write the short notes on any **TWO** of the following
- a) Register of patents
 - b) Rectification of register
 - c) Power of controller
- Q.9** 'A patent may be transferred by patentee to another person' Explain
- Q.10** Explain the provisions pertaining to pharmaceutical product with the help of TRIPS.

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Subject : Law Relating to Copy Right

Day : Wednesday

Date : 15/05/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.

- 1) Attempt any **SIX** questions, including Q. No 1 which is **COMPULSORY**.
- 2) Q. N. 1 carries **20** marks and other questions carry **12** marks each

- Q.1** Write short notes on any **FOUR** of the following
- a) Reprography
 - b) Joint authors
 - c) Folk Art
 - d) Performers right
 - e) Abridgement of literacy work
 - f) Authors and ownership of copyright
- Q.2** Explain the meaning, characteristics, features and primary function of copyright law which is to protect the fruits of a man's work, labour, skill or test from being taken away by other people.
- Q.3** Enumerate the provisions of 'WIPO Performance and Phonogram Treaty, 1996' relating to develop and maintain the protection of the rights of performers and producers of phonogram in a manner as effective and uniform.
- Q.4** Discuss the provision pertaining to broadcaster's right and performer's right with the help of latest case laws.
- Q.5** Examine the salient features of Berne Convention, also bring out its difference with the Universal Copyright Convention.
- Q.6** Explain the meaning of 'Geographical Indication' and discuss the salient features of Paris Convention relating to Geographical Indication.
- Q.7** "The owner of copyright work has the exclusive right to do certain acts in respect of the work, if any person does any of these acts without authority he will be committing an infringement of the copyrights". Explain in detail.
- Q.8** Explain in detail the types of Licenses :
- a) Voluntary licenses
 - b) Compulsory license
- Q.9** Discuss the salient features of 'Geographical Indication of Goods (Registration and Protection) Act 1999' along with the distinction between 'Geographical Indication' and 'Collective Marks'.
- Q.10** "The Agreement on Trade related aspects of Intellectual Property Rights (TRIPS) is an international agreement administered by the World Trade Organization (WTO) that sets minimum standards for many forms of Intellectual property regulation as applied to nationals of other WTO members". Explain in detail.

Subject : Law Relating to Trade Marks and Industrial Design

Day : Thursday

Date : 16/05/2013



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.

- 1) Attempt any **six** questions including Q.1 which is **COMPULSORY**.
- 2) Q.1. Carries 20 marks and all others questions carries 12 marks.

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- Q.1** Write short notes on (**any Four**)
- a. Collective marks.
 - b. Provision of service mark under GATT.
 - c. Service mark.
 - d. Hague convention.
 - e. Prior use in Design.
 - f. Designs prohibited from registration.
- Q.2** What is a good trademark? explain the essentials of the trademark.
- Q.3** Explain the Locarno agreement, and state whether India is member or not.
- Q.4** Explain the provisions of TRIPS relating to Trademark.
- Q.5** Write a note on
- a. Distinctiveness.
 - b. Deceptive Similarities.
- Q.6** Elaborate the Paris convention on Industrial property
- Q.7** Discuss the essential features of Designs Act 2000.
- Q.8** Discuss the procedure of registration of Designs under Designs Act.
- Q.9** Elaborate the Absolute and relative grounds of refusal
- Q.10** Explain the civil and criminal remedies available in case of Trademark.

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