

CDOE
DIPLOMA IN INTELLECTUAL PROPERTY LAW (CBCS-2018 COURSE)
D.I.P.L. : SUMMER : 2024
SUBJECT: INTELLECTUAL PROPERTY -EVOLUTION, CONCEPT & KIND

Day : Wednesday
Date : 05/06/2024

S-20203-2024

Time : 10:00 AM-01:00 PM
Max. Marks : 80

N.B. :

- 1) Answer **ANY SIX** questions including **Q. No. 1** which is **COMPULSORY**.
- 2) Question **No. 1** carries **20** marks and **all other** questions carries **12** marks each.

- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Locarno Agreement.
 - b) Process Product Patents.
 - c) *Feist Publications v. Rural Telephone Company*.
 - d) Right of rental under Article 7 of WIPO.
 - e) Bio-piracy and IPR.
 - f) Role of EEC in harmonisation of Intellectual Property.
- Q.2** "Compilations of data or other material, in any form, which by reason of the selection or arrangement of their contents constitute intellectual creations, are protected as such." Explain in the light of Article 5 of the WIPO Copyright Treaty.
- Q.3** Critically evaluate the Abstraction, Filtration and Comparison (AFC) test laid down by US Courts in the case of *Computer Associates v. Altai*. Also explain relevant provisions of copyright infringement in computer programs.
- Q.4** Sudhir is a journalist. He reports and writes out news items on the weather section. Determine who has a copyright in the news that he reports and who has copyright in the news items that he writes down. Describe relevant copyright provisions.
- Q.5** Critically evaluate TRIPS provisions relating to pharmaceutical patents with the help of leading case laws.
- Q.6** Write an elaborate note on evolution of different intellectual properties and measures for their protection with the help of international conventions.
- Q.7** Describe the major features of the Paris Convention for the Protection of Industrial Property, 1967. Also discuss the scope of intellectual property under Paris Convention.
- Q.8** "The Madrid Protocol is an international system for obtaining trade mark protection in a number of countries and/or regions using a single application." Elucidate 'International Registration' under Madrid system.
- Q.9** "TRIPS is a legal recognition of the significance of links between Intellectual Property and Trade and the need for a balanced IP system." Discuss the statement with the help of salient features of TRIPS.
- Q.10** What is the relationship between the TRIPS Agreement and the pre-existing international conventions that it refers to? Explain in detail with the help of Paris Convention and Berne Convention.