

SUBJECT: LAW RELATING TO TRADE MARKS AND INDUSTRIAL DESIGN

Day : Thursday
Date : 20-12-2012

Time : 10:00 A.M. TO 1:00 P.M.
Max.Marks. 80

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.

- Q.1 Write short notes on (any Four)
- a. Functions of Trademark
 - b. Definition of Designs
 - c. Locarno agreement
 - d. Service marks
 - e. Unregistered designs.
 - f. TRIPS
- Q.2 The object of Designs is to see that the originator of profitable designs is not deprived of the reward by others, applying it to their goods without his permissions.
- Q.3 'A Trademark is a visual symbol of word, device or a label applied to article of commerce with a view to indicate to the purchasing a particular persons as distinguished from similar goods manufactured or dealt in by other persons' - comment
- Q.4 Explain the process of registration of Designs under Designs Act 2000.
- Q.5 Write notes on
- a. Hague convention
 - b. Deceptive similarity
- Q.6 Explain the procedure for assignment and licenses of trademark.
- Q.7 Trace the history of trademark law in India.
- Q.8 Explain the term passing off and distinguish it from trademark.
- Q.9 Elaborate the absolute and relative grounds of refusal.
- Q.10 Write a detailed note on devised marks.

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JANJIRA : Oct, Nov - 2012
SUBJECT: LAW RELATING TO COPYRIGHT

Day : Wednesday
Date : 13-12-2012

Time : 10:00 A.M. To 1:00 P.M.
Max. Marks: 80

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) Neighboring rights
 - b) Television Programmes and Copyright
 - c) Unjust enrichment and restitution in copyright
 - d) Salient features of Berne convention
 - e) Work of Joint Authorship
 - f) Distinction between 'Geographical Indication and Trademark'.
- Q.2** 'The object of copyright law is encouraging authors, composers and artist to create original work by rewarding them with the exclusive right for a specified period to reproduced the works for publishing and selling them to public' Explain with the help of latest case laws.
- Q.3** Enumerate the provisions relating to assignment of ownership and licensing of copyright including compulsory licensing in certain circumstances.
- Q.4** 'Piracy has become a global problem due to the rapid advancement in technology, it has assumed alarming proportion all over the world and all the countries are trying to meet the challenge by taking stringent legislative and enforcement measures'. Comment and suggest suitable remedies to overcome such problems.
- Q.5** Critically evaluate the certain acts which though done by a person other than the owner of copyright would not amount to infringement of the copyright under Copyright Act, 1957.
- Q.6** Discuss the provisions pertaining to broadcaster's right and performer's right with the help of 'WIPO Performance and Phonogram Treaty, 1996'.
- Q.7** Explain in detailed the provisions for the renewal, rectification and restoration of geographical indication and authorized users.
- Q.8** Explain in detail:
- a) Infringement in literacy, dramatic, and musical work.
 - b) Acts which do not amount to infringement in respect of computer programmes.
- Q.9** "Geographical indications are all about the culture, geography, tradition, heritage and traditional practices of people and countries". Comment.
- Q.10** Explain the scope and need of TRIPS and also elucidate the impact of TRIPS agreement on development of law relating to geographical indication in India.
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SUBJECT: LAW RELATING TO PROTECTION & RECOGNITION OF PATENT

Day: Tuesday
Date: 18-12-2012

Time: 10:00 A.M To 1:00 P.M.
Max Mark: 80

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) Features of a Patent
 - b) Requirement as to foreign applications
 - c) Rights on patentees on restoration
 - d) Termination of compulsory license
 - e) Power of controller
 - f) Rights and functions of patent Agent
- Q.2 'The fundamental principle of patent law is that a patent is granted only for an invention which must be new and useful' Discuss the essentials of patentable inventions.
- Q.3 Explain the rights, duties, and liabilities of patentee in case of nuclear patent.
- Q.4 'The turmeric patent is just the first step in stopping bio-piracy' Discuss in detail with help of relevant case laws.
- Q.5 'The procedure for obtaining a patent in India starts with the filling of application for patents and ends with grant and sealing of patents' Explain.
- Q.6 Explain in detail the various changes which are recommended by TRIPS to bring Indian law in consonance with International Standards.
- Q.7 'The Patent Co-operation Treaty is the strongest International object for patents' Elucidate.
- Q.8 Write the short notes on any **TWO** of the following
- a) Disqualification for registration as a patent agent
 - b) Rights and obligations conferred on patentee
 - c) Procedure of registration as a patent agent.
- Q.9 Define the term 'Infringement' and explain what the remedies available against Infringements of Patents.
- Q.10 Examine the provisions relating to 'Pharmaceutical Product Innovations' in India with the help of Latest cases

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SUBJECT: INTELLECTUAL PROPERTY LAW - EVOLUTION, CONCEPT AND KINDS

Day: Monday
Date: 17-12-2012

Time: 10:00 A.M. To 1:00 P.M
Max. Marks: 80

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) Copyright societies
- b) Priority
- c) TRIPS
- d) Anticipation
- e) Traditional knowledge
- f) Right to broad casting organisation

Q.2 Intellectual property is not an absolute right, it is subject to certain restrictions. Comment.

Q.3 Elaborate the importance of Geographical indication with help of Turmeric and Neem controversy.

Q.4 Explain the concept of Industrial designs and state its position in international Agreements.

Q.5 Explain the significance of Budapest treaty.

Q.6 Evaluate the EEC approach of Intellectual property from International perspective.

Q.7 Explain how does Intellectual property law protects human rights of an Individual.

Q.8 Elaborate the concept of confidential information.

Q.9 Discuss the important features of WTO with reference to I. P. R.

Q.10 Explain in detail the concept of Biotechnology patent.

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