

Total No. of Questions—9]

[Total No. of Printed Pages—2

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| Seat<br>No. |  |
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[5341]-11

**DIPLOMA IN INTELLECTUAL PROPERTY RIGHTS LAW**

**EXAMINATION, 2018**

**PATENT LAW**

**(Paper I)**

**Time : Three Hours**

**Maximum Marks : 100**

**N.B. :—** (i) Question No. 9 is compulsory, which carries 20 marks.  
(ii) Out of the remaining attempt any *five* questions, each of such question carries **16** marks.

1. What is “Intellectual property” ? Examine how it differs from other kinds of property. How is it protected in case of infringement ?
2. What is Surrender and Revocation of Patents ? Under what circumstances there can be Surrender and Revocation of Patent ?
3. Write a detailed note on powers of controller with respect to the application for patent.
4. An obligation is imposed on a patentee to work patent in India on a commercial scale and to the fullest extent. Discuss the provisions in the Patent Act, 1970 which ensure these obligations.

P.T.O.

5. What is the procedure for grant and sealing of Patents ?
6. What is 'Protectable subject matter' ? Explain the law relating to patentable inventions in India.
7. Legal protection of intellectual property and effective enforcement of such laws encourages innovation, investment and economic development. Explain.
8. Write a detailed note on Patent Agents.
9. Write notes on any *two* :
  - (a) Equitable assignment
  - (b) Rights of Patentee
  - (c) Licences in patent
  - (d) Date of patent

Total No. of Questions—9]

[Total No. of Printed Pages—2

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| Seat<br>No. |  |
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[5341]-12

**Diploma in Intellectual Property Rights EXAMINATION, 2018  
COPYRIGHT AND NEIGHBOURING RIGHTS**

**Paper II**

**Time : Three Hours**

**Maximum Marks : 100**

**N.B. :—** (i) Question No. 9 is compulsory. It carries 20 marks.

(ii) Attempt any *five* from the remaining questions carrying 16 marks each.

1. Trace the history of copyright law in India.
2. Discuss the salient features of Universal Copyright Convention, 1952 and the WIPO Copyright Treaty, 1996.
3. What is meant by publication under Copyright Law ? What amounts to first publication of work in India ? Explain when work is not deemed to be published or performed in public.
4. State and explain the meaning of Copyright with respect to literary work and cinematography film. Examine the special provisions regarding copyright in designs registered or capable of being registered under the Designs Act, 2000.
5. Discuss the law relating to ownership of copyright. Substantiate your answer with relevant case laws.

P.T.O.

6. Describe the provisions regarding copyright societies under Indian Copyright law.
7. Discuss in detail :
  - (a) Remedy in case of groundless threat of legal proceedings
  - (b) Term of Copyright.
8. Examine the circumstances in which copyright is deemed to be infringed. Are there any exceptions to it ?
9. Write notes on any *four* :
  - (a) Infringing Copy
  - (b) Relinquishment of Copyright
  - (c) Powers of Copyright Board
  - (d) Copyright as an economic right
  - (e) Entries in register of copyright
  - (f) Government work
  - (g) Folklore and folk rights.

Total No. of Questions—9]

[Total No. of Printed Pages—2

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| Seat<br>No. |  |
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[5341]-13

**DIPLOMA IN INTELLECTUAL PROPERTY RIGHTS LAWS**

**EXAMINATION, 2018**

**TRADE MARK**

**Paper III**

**Time : Three Hours**

**Maximum Marks : 100**

**N.B. :—** (i) Question No. 9 is compulsory. Out of the remaining attempt any *five* questions.

(ii) Question No. 9 carries 20 marks and remaining questions carry 16 marks each.

1. What do you mean by Trade Mark ? Discuss the various types of Trade Marks.
2. Explain the provisions of TRIPS Agreement relating to Trade Mark.
3. Discuss the procedure for registration of Trade Mark under the Trade Marks Act, 1999.
4. Explain the rights and limitations of registered proprietor of the Trade Mark.
5. What do you mean by “Passing off” ? Distinguish between Passing off and “Infringement” of Trade Mark. Support your answer with appropriate illustrations.

P.T.O.

6. Whether domain names can be protected as Trade Marks ? Discuss in the light of decided cases.
  
7. Attempt the following :
  - (a) Distinctiveness
  - (b) Madrid Agreement
  
8. Discuss the provisions relating to Assignments & Transmission of Trade Marks.
  
9. Write notes on any *two* :
  - (a) Offences and Penalties under the Trade Marks Act, 1999
  - (b) Functions of Trade Mark
  - (c) Paris Convention
  - (d) Duration, Renewal, Removal & Restoration of Trade Mark.

Total No. of Questions—8]

[Total No. of Printed Pages—2

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|-------------|--|
| Seat<br>No. |  |
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[5341]-14

**DIPLOMA COURSE IN INTELLECTUAL PROPERTY RIGHT  
LAWS EXAMINATION, 2018  
INDUSTRIAL DESIGNS, GEOGRAPHICAL INDICATIONS AND  
LAYOUT DESIGNS OF INTEGRATED CIRCUITS  
Paper IV**

**Time : Three Hours**

**Maximum Marks : 100**

**N.B. :—** (i) Question No. 8 is compulsory. It carries 20 marks.

(ii) Out of the remaining, attempt any *five* questions, each carrying 16 marks.

1. Discuss the historical evolution of Design Laws in India.
2. Which designs are registrable under Design Act, 2000 ? Explain the procedure for registration of design.
3. Write a detailed note on the Treaty in respect of Integrated Circuits, Washington D.C. 1989.
4. Discuss the composition, powers and functions of regulatory authorities under the Geographical Indications Act, 1999.
5. Explain the provisions relating to protection to certain trademarks under Geographical Indications Act, 1999.

P.T.O.

6. What do you mean by layout design ? Explain the layout designs which can be registered under the Semiconductor Integrated Circuits Layout Design Act, 2000.
7. What is piracy of registered design ? Explain the remedies available to the proprietor of registered designs.
8. Write short notes on any *two* :
  - (a) Prohibition of registration under the Geographical Indications Act, 1999.
  - (b) Difference between Industrial Designs and Semiconductor Integrated Circuits Layout Designs.
  - (c) The procedure of acceptance and opposition to the registration of layout design.
  - (d) Difference between Geographical Indication and Collective Mark.