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[4945]-101

Diploma in Intellectual Property Rights Law EXAMINATION, 2016

PATENT LAW

Paper I

Time : 3 Hours

Maximum Marks : 100

N.B. :— (i) Question No. **9th** (*ninth*) is compulsory, which carries **20** marks.

(ii) Out of the remaining attempt any **5** (*five*) questions, each of such question carries **16** marks.

1. Legal protection of intellectual property and effective enforcement of such laws encourages innovation, investment and economic development. Explain.
2. What is 'Protectable subject matter' ? Explain the law relating to patentable inventions in India.
3. What is the procedure for grant and sealing of Patents ?
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.
5. Write a detailed note on powers of controller with respect to the application for patent.

P.T.O.

6. What is Surrender and Revocation of Patents ? Under what circumstances there can be Surrender and Revocation of Patent ?
7. Write a detailed note on Patent Agents.
8. What is “Intellectual property” ? Examine how it differs from other kinds of property. How is it protected in case of infringement ?
9. Write notes on any *two* :
 - (a) Date of patent
 - (b) Licences in patent
 - (c) Rights of Patentee
 - (d) Equitable assignment.

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**Diploma in Intellectual Property Rights Law EXAMINATION, 2016
COPYRIGHT AND NEIGHBOURING RIGHTS**

Paper II

Time : Three Hours

Maximum Marks : 100

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

(ii) Figures to the right indicate full marks.

1. “Copyright is not only a national but an International Character.” Explain with the help of Historical Background of Copyright Act. [16]
2. Write down infringement of copyright in artistic works. [16]
3. Write down composition, power and functions of Copyright Board. [16]
4. Explain procedure for registration of copyright. [16]
5. Write a detailed note on licences in copyright. [16]
6. “Copyright is an exclusive right exercised over a work produced by the intellectual labour of a person.” Discuss. [16]

P.T.O.

7. Discuss in detail the rights of broadcasting organisation and performer's rights in detail. [16]
8. Write down criminal and civil remedies to which a plaintiff is entitled under Copyright Act. [16]
9. Write short notes on any *two* of the following : [20]
- (i) Author and ownership rights
 - (ii) Copyright and Technology
 - (iii) Copyright and GATT
 - (iv) Publication and Public.

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Diploma Course in Intellectual Property Right Laws

EXAMINATION, 2016

Paper III : TRADE MARK

Time : Three Hours

Maximum Marks : 100

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

(ii) Out of the remaining attempt any **5** (*five*) questions, each of such question carries **16** marks.

1. Enumerate in detail the various grounds for refusal of registration of trade mark under the Trade Mark Act, 1999.
2. How the International Conventions and Agreements have impact on development of law in India relating to protection of trade marks ?
3. Discuss the effects of registration of trade marks and its benefits.
4. What is the meaning of Trade Mark and discuss various kinds of Trade Marks ?
5. Discuss the law relating to Certification of Trade Marks.
6. What are the provisions in Trade Mark Act, 1999 relating to Collective Marks ?

P.T.O.

7. Explain the provisions in detail regarding assignment and licensing of Trade Marks.
8. When right of trade mark is said to be infringed ? What remedies are available in such cases ?
9. Write short notes on any *two* :
 - (1) Domain Names
 - (2) Registrar of Trade Marks
 - (3) Meaning of Passing off and Remedies
 - (4) Procedure for Registration of Trade Mark.

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Diploma Course in Intellectual Property

Right Laws EXAMINATION, 2016

**INDUSTRIAL DESIGNS, GEOGRAPHICAL INDICATIONS AND
LAYOUT DESIGNS OF INTEGRATED CIRCUITS**

Paper IV

Time : Three Hours

Maximum Marks : 100

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

(ii) Figures to the right indicate full marks.

1. What is meant by Geographical Indications ? What are the provisions regarding conditions of registration under the Geographical Indications Act, 1999 ? [16]
2. Discuss with respect to the Geographical Indication Act, 1999 : [16]
 - (a) Effect of Registration
 - (b) Powers and functions of Registrar.
3. Discuss the role played by the Paris Convention of 1967 to develop the law regarding protection of Industrial Designs ? [16]
4. Discuss the provisions regarding registration of designs under the Designs Act, 2000. [16]

P.T.O.

5. Highlight the main provisions of Piracy of Designs under the Design Act, 2000. [16]
6. Discuss the difference between : [16]
- (i) Geographical Indication and Trade Mark
 - (ii) Geographical Indication and Collective Mark.
7. Which Lay-Out designs are prohibited from registration ? What is the procedure of acceptance and opposition to registration under the Design Act, 2000 ? [16]
8. What conditions to be fulfilled for Designs to be protected under the Design Act, 2000 ? [16]
9. Write short notes on the following : [20]
- (a) Powers and functions of the Layout Design Appellate Board, under the Semi-conductor Integrated Circuits Layout Design Act, 2000.
 - (b) Difference between Industrial Designs and Layout-Design.
 - (c) Prohibition of registration under the geographical indications Act.
 - (d) The treaty in respect of Integrated Circuits, Washington D.C. 1989.