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DIPLOMA IN INTELLECTUAL PROPERTY RIGHTS LAW

EXAMINATION, 2017

PATENT LAW

Paper I

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. Discuss the provisions relating to International Arrangements provided under Patents Act, 1970.
2. Discuss the provisions relating to Rights and Obligations of Patentee.
3. Discuss the various grounds for opposition for a grant of patent.
4. Examine fully the powers of controller with respect to an application filed for the grant of patent to an invention.
5. “The object of Patent Law is to encourage scientific research, new technology and industrial process.” Discuss the objectives and salient features of the Patent Act, 1970.

P.T.O.

6. What amounts to infringement of patent ? Discuss the remedies available in case of its infringement.
7. Discuss the procedure for registration of a patent.
8. Explain the provisions regarding secrecy of certain inventions under the Patent Act.
9. Write notes on any *two* :
 - (a) Transfer of Patent
 - (b) Difference between Product Patent and Process Patent
 - (c) Patent Office
 - (d) Patent Agent.

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DIPLOMA IN INTELLECTUAL PROPERTY RIGHTS

LAW EXAMINATION, 2017

COPYRIGHT AND NEIGHBOURING RIGHTS

Paper II

Time : Three Hours

Maximum Marks : 100

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

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

1. Examine the provisions of Bern Convention, 1886 which deals with the protection of Copyright.
2. Discuss the different kinds of works in which copyright subsists.
3. Who is the first owner of copyright under the Copyright Act, 1957 ? Explain the rights of owner of copyright in literary work. Substantiate your answer with relevant case laws.
4. Explain the law relating to assignment of copyright.
5. Explain the civil and criminal remedies for infringement of copyright.
6. Explain :
 - (a) International Copyright.
 - (b) Objectives of Copyright Law.

P.T.O.

7. State and explain various authorities established under the Copyright Act, 1957.
8. Write notes on any *two* :
- (a) WIPO Copyright Treaty.
 - (b) Impact of the Copyright (Amendment) Act, 2012 on rights of disabled persons.
 - (c) Acts which constitute infringement of copyright.
 - (d) Term of Copyright.

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DIPLOMA IN INTELLECTUAL PROPERTY LAWS

EXAMINATION, 2017

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.

1. Which marks can be protected under the Trade Marks Act, 1999 ? Discuss the absolute and relative grounds on which registration may be refused ?
2. Explain the provisions of TRIPS agreement relating to Trade Mark protection.
3. Explain the rights of trade mark holders. Are there any limitations on such rights ?
4. Discuss the procedure for registration of Trade mark. What is the effect of registration ?

P.T.O.

5. Explain in detail the concept of well-known trade mark and trans border reputation of trade mark.
6. Explain the law relating to Assignments and Transmission of Trade marks.
7. What is infringement of Trade mark ? Discuss the legal remedies available against infringement of Trade Marks. Support your answer with appropriate case laws.
8. Explain in detail the provisions relating to Intellectual Property Appellate Board under the Trade Marks Act, 1999.
9. Write notes on any *two* :
 - (a) Duration, Renewal, Removal and Restoration of Trade mark
 - (b) Groundless thread of Legal Proceedings
 - (c) Nice Agreement
 - (d) Certification Mark.

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**DIPLOMA COURSE IN INTELLECTUAL PROPERTY RIGHT
LAWS EXAMINATION, 2017
INDUSTRIAL DESIGNS, GEOGRAPHICAL INDICATIONS AND
LAYOUT DESIGNS OF INTEGRATED CIRCUITS
Paper IV**

Time : Three Hours

Maximum Marks : 100

- N.B. :—** (i) Q. No. 8 is compulsory. It carries 20 marks.
(ii) Out of the remaining, attempt any *five* questions, each carrying 16 marks.

1. Explain the concept of design under the Design Act, 2000. Discuss the provisions relating to piracy of registered design.
2. Explain the provisions relating to procedure for registration of a design under the Design Act, 2000. What is the effect of such registration ?
3. Who can apply for registration of Geographical Indication ? Explain the procedure for registration of the geographical indication of goods.
4. What is geographical indication ? Explain the provisions relating to defences, offences and penalties under the Geographical Indication of Goods (Registration and Protection) Act, 1999.

P.T.O.

5. Explain the historical evolution of laws relating to geographical indications.
6. State and explain the composition, powers and functions of the Layout Design Appellate Board, established by the Central Government under the Semiconductor Integrated Circuits Layout Design Act, 2000.
7. Explain provisions relating to prohibition of registration of certain Layout designs under the Semiconductor Integrated Circuits Layout Design Act, 2000.
8. Write short notes on any *two* :
 - (a) The Treaty in respect of Integrated Circuits, Washington D.C. 1989.
 - (b) Difference between Geographical Indication and Trade Mark.
 - (c) Offences by Companies under the Semiconductor Integrated Circuits Layout Design Act, 2000
 - (d) Copyright in design and copyright in work.