

LL.M. SEMESTER-I (2002 COURSE) : SUMMER - 2018
SUBJECT: LAW OF INDUSTRIAL AND INTELLECTUAL PROPERTY
(BUSINESS LAW)

Day: **Monday**
Date: **07/05/2018**

Time: **10.00 AM TO 01.00 PM**
Max. Marks: 60

S-2018-1469

N.B.:

- 1) Attempt **ANY FOUR** questions.
 - 2) All questions carry **EQUAL** marks.
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- Q.1** Define 'intellectual property'. Discuss the different types of intellectual property rights.
- Q.2** "TRIPS requires WTO members to provide copyrights, geographical indications, industrial design; integrated circuit layout- designs; patents; new plant varieties; trademarks; trade dress; and undisclosed or confidential information". Comment and discuss the important role of TRIPS.
- Q.3** "Computer program per se are not patentable but a claim to an invention incorporating a computer program could be". Elucidate.
- Q.4** Critically examine the Indian policy and position on plant Patents; also highlight the recent problems of Plant Patents in India.
- Q.5** Critically evaluate the experimentation in the science of bio-technology resulting in the creation of clone of Dolly which has been a subject matter of an used excitement throughout the world.
- Q.6** "The Patent Cooperation Treaty is an agreement for international cooperation in the field of patents. It is largely a treaty for rationalization and cooperation with regard to the filling, searching and examination of patent applications". Comment and discuss the procedure of patent search, examination and records.
- Q.7** "Passing off is a form a tort, the law of passing off is based on common law which has remained substantially the same over more than a century thought its formulation has changed over the time. The object of this law is a protect the goodwill and reputation of a business from encroachment by dishonest competitors". Discuss.
- Q.8** Write short notes on any **TWO** of the following:
- a) Freedom of speech and expression in cyberspace
 - b) UNCTAD report on trademark and Consumer protection.
 - c) Human Rights issues and challenges in IPR

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