

Diploma in Intellectual Property Law (D.I.P.L.)(2015 Course) :
WINTER - 2018

SUBJECT: INTELLECTUAL PROPERTY-EVOLUTION, CONCEPT & KIND

Day : Monday
Date : 29/10/2018

W-2018-1706

Time : 02.30 PM TO 05.30 PM
Max. Marks : 80

N.B.:

- 1) Answer any **SIX** question including **Q. No. 1** which is **COMPULSORY**.
 - 2) **Q. No. 1** carries **20** Marks and all other carries **12** marks each.
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- Q.1** Write short notes on **ANY FOUR** of the following:
- a) Bio-piracy & IPR
 - b) *Locarno Agreement*
 - c) Secondary infringement
 - d) International Convention for the Protection of New Varieties of Plants
 - e) Concept of confidential information
 - f) WIPO and role of Internal Service Provider
- Q.2** Elucidate analytically the uses of intellectual property on internet.
- Q.3** Neop Pharma has invented a new drug for curing cancer. It has received approval from FDA in US and also in other countries. Neop Pharma entered into an agreement with an Indian company Zaco Major for marketing the drug in India. Critically weigh up the agreement position with reference to Indian legal stipulations.
- Q.4** "Protection to intellectual property rights is guaranteed as a mark of respect to moral rights." Comment in proper perspective.
- Q.5** Critically evaluate *TRIPS* provisions regarding pharmaceutical patents.
- Q.6** Discuss how Indian legislation relating to intellectual property rights differs from the United States laws with respect to bio-technology patents.
- Q.7** Write a detailed note on essential elements of infringement and the remedies available in case of infringement of intellectual property rights.
- Q.8** "Universal Copyright Convention as compared to Berne Convention had wider acceptability among the nations; and copyright in one country was valid in all the member countries." Explain with illustrations.
- Q.9** "The basic difference between copyright and patent lies in the protection of ideas." Examine this statement with the help of illustrations.
- Q.10** "The author of the work is generally the first owner of copyright." Elaborate with exceptions.