

Roll No.

67853

LLM 4th Semester

Examination-May, 2016

Industrial and Intellectual Property Law

Paper-M-20 (G-II)

Time : 3 hours

Max. Marks : 80

Before answering the questions, candidates should ensure that they have been supplied the correct and complete question paper. No complaint in this regard will be entertained after the examination.

Note : Attempt **all** questions in section-A and **four** questions from Section-B.

Section-A

1. Explain in brief : [8×3=24]

- (a) Patent Law Treaty (PLT)
- (b) "Well-known trademarks".

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- (c) Effect of registration on geographical indication.
- (d) Comment on the copyright issues in the music world.
- (e) Impact of intellectual property in small scale sector
- (f) Sui generic protection for plant varieties
- (g) Impact of product patents on public health in third world countries
- (h) What is industrial design ?

Section-B

2. Technological advances has made sharing extremely speedy and inexpensive on one side and commission of infringement of copyright much easier on the other side.

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Critically examine copyright protection in digital age in regard to this statement.

[14]

3. Explain in brief the United Nations approach and compare the position of U.S. and India in regard to unfair trade practices and Intellectual industrial property. [14]

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4. TRIPS require WTO member states to provide protection to plant varieties. Critically discuss the plant variety protection system adopted by India. [14]

5. Discuss correlation between intellectual property law and competition policy in protecting the interests of consumers. [14]

6. Trace out the evolution of trade mark law in India. What marks are regarded as trade markable ? [14]

7. 'Protection of intellectual property result in monopolization of market, anti competition and abuse of market'. Discuss this statement with specific reference to patents.

[14]

8. Discuss burden of proof in cases of Infringement. What remedy is available in case of passing off of trademark in India and evidentiary problems faced in action of passing off. [14]

9. What is the need for protection of traditional handicrafts ? Discuss the provisions of protection for handicrafts under Indian Intellectual Property Laws (IPLs) and inadequacies of IPLs in protecting traditional handicrafts. [14]