

**POST GRADUATE DIPLOMA IN
INTELLECTUAL PROPERTY RIGHTS
(PGDIPR) (Revised)**

Term-End Examination

00372

December, 2014

**MIP-104 : TRADEMARKS, DOMAIN NAMES,
GEOGRAPHICAL INDICATIONS**

Time : 3 hours

Maximum Marks : 100

Note : *This paper consists of **three** parts. All parts are compulsory.*

PART A

*Answer **all** questions from this part.*

10×2=20

1. Explain the concept of Trademark.
2. Can devices and shapes be considered as Trademarks ? Explain.
3. Discuss the advantages of registration of Trademarks.
4. What is meant by 'Distinctiveness' under the Trade Marks Act, 1999 ?

5. What do you understand by assignment under the Trade Marks Act, 1999 ?
6. What is Nice Classification ?
7. Define Generic Top Level Domains (gTLD).
8. Define Typosquatting.
9. Explain Homonymous Geographical Indications.
10. Define passing off.

PART B

Answer any **five** questions from this part.

5×10=50

11. Explain the different functions and needs of trademarks.
12. Discuss the rights arising from trademark registration.
13. Discuss the provisions relating to the offences with respect to registered and unregistered trademark.
14. Discuss the procedure of domain name registration.
15. Write a note on domain name dispute resolution through litigation in courts.
16. Discuss the juridical basis of INDRP (In domain Name Dispute Resolution Policy).
17. What are the functions of Geographical Indications ? Explain the difference between GIs and Trademarks.
18. Explain the salient features of the GI Act, 1999. What are the criteria for registration under the Geographical Indication Act, 1999 ?

PART C

Answer any **two** questions from this part.

2×15=30

19. Explain the need for well-known trademarks. Discuss the International Protection of well-known trademarks.
 20. What amounts to infringement under the Trade Marks Act, 1999 ? Who can sue for infringement under the Act ?
 21. Explain in detail the Uniform Domain name Dispute Resolution Policy (UDRP). Also discuss the juridical basis of UDRP.
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