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

Term-End Examination

December, 2015

**MIP-003 : INDUSTRIAL PROPERTY : TRADE
MARKS, GEOGRAPHICAL INDICATIONS,
TRADE SECRETS, UNFAIR COMPETITION**

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

1. Attempt **all** the following questions. Each question carries **two** marks : **5x2=10**
Explain in brief :
(a) Rights of the Owner (registered) of a Trade Mark.
(b) Application for registration of Trade Mark under the Trade Mark Law Treaty.
(c) Protection of Geographical Indications through Bilateral Agreements.
(d) Protection against unfair competition.
(e) Signs reserved for use by the state, public institutions or International Organisations.
2. Attempt **any four** parts. Each part carries **five** marks : **4x5=20**
(a) 'A Trade Mark, in order to function must be distinctive'. Comment.
(b) Explain the grounds for removal of Trade Mark from the Register.

- (c) Explain the process involved in filing an international registration.
- (d) Discuss the protection accorded to 'Well Known Trade Marks' under PARIS convention.
- (e) Explain the pros and cons of Trade Secrets versus Plant Protection.

3. Attempt **any two** questions : **2x10=20**

- (a) Discuss in detail the various provisions of the Trade Mark Law Treaty.
 - (b) Explain the 'Registered Owners' exclusive 'Right to use the Trade Mark' and the right to exclude others from using it.
 - (c) What is meant by Protection of Geographical Indications ? Discuss the protection available to Geographical Indications at the national level.
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