

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

Term-End Examination

February, 2021

**MIP-107 : TRADE SECRETS, COMPETITION LAW
AND PROTECTION OF TCE**

Time : 3 hours

Maximum Marks : 100

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

PART A

Write notes on the following in about 50 words each.

Each question carries 2 marks.

10×2=20

1. Trade secret and know-how
2. Passing off
3. Competition policy
4. Vertical Agreements
5. Restraint of trade
6. Characteristics of TCEs

- 7. Convention on the Protection and Promotion of the Diversity of Cultural Expressions, 2005.**
- 8. TCEs and Human Rights Issues**
- 9. Beneficiaries with respect to TCEs**
- 10. Compulsory licensing**

PART B

Answer any **five** questions from this part. Each question carries 10 marks. 5×10=50

11. Discuss the defences for disclosure of Trade Secrets.
12. Explain the employer-employee contracts with the help of case laws.
13. What is the legal framework against unfair competition in India ? Discuss.
14. Discuss the factors for determining adverse effects on competition. Write down the remedies available in India.
15. Write a note on interface between IP laws and Competition law in India.
16. Write a note on essential facilities doctrine in IP.
17. What are the goals for the protection of TCEs ? Discuss.
18. Write a note on guiding principles of WIPO – IGC (Inter-Governmental Committee).

PART C

Answer any **two** questions from this part. Each question carries 15 marks. 2×15=30

- 19.** Explain the sui generis system for the protection of TCEs with the help of established sui generis system at the International level.
- 20.** Write a note on
- (a) Cooperative standard setting arrangements
 - (b) Patent thicket
 - (c) Patent pools
- 21.** How does the unfair competition affect the interests of consumers and producers ? Explain the significance of repression of unfair trade practices in Intellectual Property.
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