

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

Term-End Examination

June, 2014

**MIP-007 : ENFORCEMENT OF INTELLECTUAL
PROPERTY RIGHTS**

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

1. Attempt any five parts. 5x2=10
- (a) Mention four main objectives of TRIPs Agreement in relation to protection of IPRs.
 - (b) Explain how the counterfeit goods not only cause revenue losses but also have impact on investment, employment, tax, health and safety.
 - (c) What does National Initiative Against Piracy and Counterfeiting (NIAPC) emphasize on ?
 - (d) Who can initiate proceedings in case of infringement of patent and trade mark ?
 - (e) When the mandate of an arbitrator terminates under the Arbitration and Conciliation Act, 1996 ?
 - (f) What is UDRP ? What type of disputes does it resolve ?

- (g) Which two industries are most adversely affected by piracy ?
- (h) What do you mean by alternative dispute resolutions ?
- (i) What is mediation ?

2. Attempt any three parts. 3x5=15

- (a) How the arbitral awards are made as per the WIPO Arbitration rules ?
- (b) Discuss special requirements related to border measures as provided by TRIPs Agreement for members in relation to counterfeit trademark goods and pirated copyright goods.
- (c) To ensure effective protection against unfair competition TRIPs Agreement provides provisions for the protection of undisclosed information. Explain the provision.
- (d) Discuss different types of evidences which may be put forward in IP litigation.

3. Attempt any three parts. 3x5=15

- (a) Discuss the criminal remedies provided for violation of patents under the Patents Act, 1970,
- (b) Discuss the provisions laid down in TRIPs Agreement for protection of Industrial design.
- (c) Discuss the role of Indian customs for the protection of IPRs.
- (d) Do you think that there is need for international set of obligations for enforcement of intellectual property rights ? Discuss.

4. Attempt **any two** parts. **2x5=10**
- (a) Discuss the Role of Interpol in combating against IP crimes.
 - (b) The remedies in case of infringement of IPR's are available through three channels. Discuss.
 - (c) Write note on Anton Piller Order.
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