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**MIP-107**

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

**Term-End Examination-2020**

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

*Time : 3 Hours]*

*[Maximum : Marks : 100*

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

**Part-A**

Write note on the following in about 50 words. Each question carries 2 marks.  $10 \times 2 = 20$

1. Trade Secret
2. Unfair Competition
3. Misleading representation
4. Merger notification
5. Parallel imports
6. Patent thicket



7. Cross-licensing
8. TCE (Traditional Cultural Expression)
9. Universal Declaration on Cultural Diversity, 2001.
10. Sui generis system

### **Part-B**

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

11. Explain the significance of trade secrets.
12. Discuss TRIPS mandate on Trade Secrets.
13. Discuss passing off with the help of suitable cases.
14. What is Competition Law? Discuss the rationale of Competition Law.
15. What are anti competitive agreements? Discuss in detail Horizontal Agreement.
16. Write notes on:
  - (a) Compulsory licensing
  - (b) WIPO Inter Governmental Committee

17. Discuss the subject matter covered under TCFs entitled for protection under IPR.
18. What are the initiatives taken by UNESCO for the protection of TCE? Discuss.

### **Part-C**

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

19. Write a note on the approach of high court on confidential information with the help of decided case laws.
20. What is meant by abuse of dominance under Section 4 of the Competition Act, 2002? Discuss the factors to determine dominant position.
21. Write notes on the following:
  - (a) Creative heritage project
  - (b) Convention on Biological Diversity, 1992