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**MIP-107**

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

**Term-End Examination**

**June, 2021**

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

*Time : 3 Hours*

*Maximum Marks : 100*

*Note : (i) This question paper consists of three  
Parts.*

*(ii) All Parts are compulsory.*

**Part—A**

**Note :** Write short notes on the following. Each question carries 2 marks. 10×2=20

1. Trade Secret.

2. Confidentiality agreement.
3. Unfair competition.
4. Patent pools.
5. Factors for determining appreciable adverse effect on competition.
6. Unreasonable restrictions in agreements.
7. Comparative advertising.
8. Competition Advocacy.
9. Treatment of parallel imports in India.
10. Frand licencing.

**Part—B**

**Note :** Answer any *five* questions. Each question carries 10 marks. 5×10=50

11. Distinguish between Trade Secret and Confidential Information.
12. Discuss the objectives of the Convention on Biological Diversity, 1992.
13. Analyse the approach of Supreme Court of India with regard to employer-employee contract.

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14. Discuss the rationale behind the competition law.
15. Write a note on parallel imports.
16. Distinguish between Vertical Agreement and Horizontal Agreement.
17. What are the subject-matters which are covered under Traditional Cultural Expression ?
18. Discuss the need for the documentation of Traditional Cultural Expression.

**Part—C**

**Note :** Answer any *two* questions. Each question carries 15 marks. 2×15=30

19. Examine the Guiding Principles of the WIPO Intergovernmental Committee (IGC) regarding Traditional Cultural Expression. Also discuss the Indian stand in IGC for the protection of Traditional Cultural Expression.

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20. Analyse the various provisions in the TRIPS relating to the treatment of anticompetitive practices. How do these provisions provide flexibility to address the concerns of developing countries ?
21. Discuss the various modes of protection of Trade Secrets. Also analyse the judicial approach.

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