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MIP-107

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

Term-End Examination

June, 2022

**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 any *four* of the following in about **200** words each. Each question carries 5 marks. 4×5=20

1. Confidentiality agreements.

P. T. O.

2. Competitiveness and economic development.
3. Parallel import.
4. Patent thicket.
5. Trade secret.

Part—B

Note : Answer any *five* questions from the following in about **400** words each. Each question carries 10 marks. $5 \times 10 = 50$

6. Describe the different modes of protection of trade secrets.
7. Give a description of the authorities under the Competition Act, 2002.
8. Write a note on vertical agreement.
9. Examine the linkages between the protection of traditional cultural expressions and human rights.
10. Define traditional cultural expression. What is the rationale behind its protection ?
11. Discuss the main features of the Convention on Biological Diversity, 1992.

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12. Critically analyse the effect of globalization and technological advancement on the protection of Traditional Cultural Expressions (TCEs).

Part—C

Note : Answer any *two* questions in about **600** words each. Each question carries 15 marks. 2×15=30

13. Analyse the approach of the Supreme Court of India with the help of decided cases on the restrictive clauses in the contracts of employment.
14. Explain with examples the concept of compulsory licensing. Also discuss the conditions in which it can be granted.
15. Describe the legislative framework for the protection of trade secrets in India. Also analyse the judicial approach in this connection.
16. Analyse the provisions of TRIPS agreements relating to the trade secrets.

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