

**POST GRADUATE CERTIFICATE IN PATENT
PRACTICE (PGCPP)**

Term-End Examination

June, 2015

**MIR-023 : INDIAN PATENT LAW AND
PROCEDURES**

Time : 3 hours

Maximum Marks : 100

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- Note :** (i) *Answer all the questions from Part-A. Each question carries 2 marks.*
- (ii) *Answer any five questions from Part-B. Each question carries 10 marks.*
- (iii) *Answer any two questions from Part-C. Each question carries 15 marks.*
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PART - A

Answer the following in brief : **10x2=20**

1. What do you mean by patent of addition ?
2. Define the term 'invention' as per Patents Act, 1970.
3. Enumerate any two rights of patent agent.
4. Explain 'Gillete defence'.

5. Explain the doctrine of Colourable Variation.
6. Give reasons for failure of a technology.
7. Who are benefit claimers as per Indian Biological Diversity Act ?
8. What is the main objective of Traditional Knowledge Initiative Databank (TKID) ?
9. What do you mean by 'patent specification' ?
10. What are types of searches available for patent ?

PART - B

Answer **any five** questions from this part. **5x10=50**

1. Explain the basic elements of patentability in an invention.
2. Discuss the powers of controller of patents under the Patent Act - 1970.
3. Distinguish between provisional and complete specification.
4. Write a note on International Search Report (ISR).
5. Discuss the concept of Post Grant Opposition.
6. Explain 'Temporary or interlocutory injunction' with the help of case laws.
7. Discuss the benefits of using PCT System.

8. Write a note on technology transfer through Mother licensing.

PART - C

Answer **any two** of the following questions : **2×15=30**

1. Discuss in short on the following :
 - (a) Role of WIPO (World Intellectual Property Organisation) in protection of Traditional Knowledge, Genetic Resources and Traditional Cultural expressions.
 - (b) Issues listed by WIPO on Traditional Knowledge.

 2. Discuss the various reliefs available for infringement of patents.

 3. Discuss the key factors that make marketing of patents/technologies different from marketing of products.
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