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

Term-End Examination

June, 2015

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

Time : 3 hours

Maximum Marks : 100

- 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.*

PART - A

Explain briefly the following. Each question carries **two** marks.

10x2=20

1. National Competition Policy.
2. Raghavan Committee Report on Competition.
3. Horizontal Agreement.
4. Patent Pools.
5. Nagoya Protocol.

6. TRIPS Mandate on Trade Secret.
7. Comparative Advertising.
8. Competition Advocacy.
9. Principle of Exhaustion.
10. Brand Licencing.

PART - B

Attempt **any five** questions from this part. Each question carries **10** marks. **5x10=50**

11. Discuss the main features of the convention on Biological Diversity, 1992.
12. With the help of decided cases, analyse the approach of the Supreme Court of India on the restrictive clauses in the contracts of employment.
13. Enumerate the objectives of the Competition Law. How it promotes innovation and competitiveness ?
14. Give a description of the authorities under the Competition Act, 2002.
15. With examples, explain the concept of Intellectual Property induced dominance.
16. Define Traditional Cultural Expression. What is the rationale behind its protection ?
17. Discuss the contribution made by the UNESCO in the field of protection and promotion of cultural heritage and cultural diversity.
18. Write a note on the Creative Heritage Project.

PART - C

Attempt **any two** questions from this part. Each question carries **15** marks. **2x15=30**

19. Critically analyse the various legal and policy issues identified by the IGC and WIPO which need to be resolved while devising the framework for protection to the Traditional Cultural Expressions (TCEs).
 20. Briefly describe the various provisions in the TRIPS Agreement relating to the treatment of anti competitive practices. How these provisions provide flexibility to address the concerns of developing countries ?
 21. Describe the legislative framework for the protection of trade secrets in India. Also analyse the judicial approach in this connection.
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