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

**Term-End Examination**

**December, 2011**

**MIP-002 : INDUSTRIAL PROPERTY : PATENTS,  
DESIGNS, PLANT VARIETIES**

*Time : 2 hours*

*Maximum Marks : 50*

- Note :** (i) *All questions are compulsory in Part-A. Each question carry two marks.*
- (ii) *Answer any two questions in Part-B. Each question carry five marks.*
- (iii) *Answer any two questions in Part-C. Each question carry ten marks.*

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**PART - A**

**Attempt all questions.**

1. Explain in brief : **10x2=20**
- (a) The term 'Disclosure of Invention'.
- (b) The term 'The Grant of Non - Voluntary licenses in the public interest'.
- (c) The grace period provided for the payment of maintenance fees under the PARIS Convention.
- (d) Specify the three types of relief procedures as provided under Patent Law Treaty (PLT)

- (e) What is the criteria of patentability in the United States ?
- (f) The 'general obligations' under the Enforcement of Intellectual Property Rights under TRIPs agreement.
- (g) What is the Most Favoured Nation principle under the TRIPs agreement ?
- (h) The meaning of 'intergovernmental organisation' under the Washington Treaty (IPIC 1989).
- (i) The term 'Essentially driven varieties' under the 1978 Act of UPOV convention.
- (j) The term 'Plant Breeder's Right' in the context of protection of Bio-Technology associated intellectual assets.

**PART - B**

2. Answer *any two* questions. Each question carry *five* marks. **2x5=10**

- (a) Explain the exclusive rights of a patent owner.
- (b) Discuss the advantages available for the patent office under the PCT system.
- (c) Write a note on Novelty or Originality as a requirement of protection of industrial design.
- (d) Write a note on patenting of micro organisms.

## PART - C

3. Answer *any two* questions. Each question carry *ten* marks. 2x10=20
- (a) Discuss the elements which a patent owner has to prove for establishing infringement.
  - (b) Write a detailed note on the rights of proprietor of a registered industrial design.
  - (c) Discuss the scope of the Breeder's Right under 1978 Act of UPOV convention.
  - (d) Discuss the provisions for the grant of compulsory licenses under TRIPs agreement.
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