

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

01839

**Term-End Examination
December, 2013**

**MIP-005 : PROTECTION OF INDUSTRIAL
PROPERTY AT THE NATIONAL LEVEL**

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

PART - I

Attempt *any five* questions :

2x5=10

- (a) Explain the term ' Most favoured Nation (MFN) treatment.
- (b) Explain the main purpose of competition Act, 2002.
- (c) Explain the procedure regarding the Registration of Geographical Indication in India.
- (d) Explain the purpose of registering the new plant varieties.
- (e) Discuss the limitations in patentee's Right.
- (f) Explain the essentials of registration of design.
- (g) How the well known Trade Mark is different from a Trade Mark.
- (h) Explain the procedure to appeal against a decision or direction of Authority under Trade Mark Act.

PART - II

Attempt **any two** questions : 5x2=10

- (a) Discuss the Evolution of the philosophy of the Modern patent system.
- (b) What are the Penalties prescribed under Geographical Indications Act for falsifying and falsely applying for a Geographical Indications.
- (c) What is the Meaning of ' Combination '. What factors are to be taken into account in an inquiry into combination.

PART - III

Attempt **any two** questions : 5x2=10

- (a) What is Infringement ? What acts do not constitute infringement under the IPA ?
- (b) Discuss the rights conferred on the proprietor of a Trade Mark by its registration.
- (c) Define Bio - diversity and biological Resources. How Intellectual Property Rights (IPRs) are related with biodiversity ?

PART - IV

Attempt **any two** questions : 10x2=20

- (a) What are the main issues in enforcement of IPRs in foreign countries , Discuss choice of Jurisdiction.
- (b) Discuss the transfer of rights in a Trade Mark.
- (c) What is not patentable ? What are the procedure for obtaining patent.