

**POST GRADUATE CERTIFICATE IN
PATENT PRACTICE**

Term-End Examination

December, 2012

**MIR-022 : INTERNATIONAL FRAMEWORK OF
PATENT PRACTICE**

Time : 3 hours

Maximum Marks : 100

- Note :** (i) *Answer all 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 question from Part C. Each question carries 15 marks.*

PART - A

1. Answer in brief : **2x10=20**
- (a) What is the effect of right of priority ?
- (b) Differentiate between the concept of forfeiture in respect of patents and industrial design.
- (c) What is the role of Patent Law Treaty (PLT) in simplifying the procedure before a patent office ?
- (d) Who are the members of WIPO General Assembly, WIPO conference and WIPO union ?

- (e) How is mediator different from arbitration ?
- (f) What is the purpose of the technical barriers to trade agreement ?
- (g) What is the criteria for patentability ?
- (h) Can adequate compensation be sought for the injury suffered due to abuse of IP Rights ?
- (i) What are the major provisions of WCO IPR model legislation ?
- (j) What efforts are on in the developing countries to bring traditional knowledge into state of art in the states adopting mixed novelty criterion ?

PART - B

2. Answer *any five* questions : 10x5=50
- (a) What do you understand by the national treatment with reference to the Paris Convention ?
 - (b) What is the provision concerning the compulsory licensing of patents ?
 - (c) What are the advantages of PLT ?
 - (d) Discuss the basic trading principle which are the bed - rock of all WTO agreement.
 - (e) Discuss the dispute settlement mechanism and procedure of the WTO.
 - (f) The TRIPs Agreement provides tough but fair enforcement measures. Comment.
 - (g) Discuss the role of Interpol in combating IPR crimes.
 - (h) How does IP crime Action group help in combating IPR crime ?

PART - C

3. Answer *any two* questions : 15x2=30

- (a) Why does the world need WIPO ? Discuss the structure and organization of WIPO.
 - (b) Discuss the role and initiatives of WIPO in enforcement of IPR and resolution of disputes.
 - (c) What is mediation ? How is the process of mediation conducted and terminated ? Also explain the role of a mediation.
 - (d) Which are the three main agreements under the WTO ? Which agreement concerns the intellectual property rights ? Discuss briefly various kinds of IP which it recognise. Which broad issue does it address ?
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