

00760

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

Term-End Examination

December, 2012

**MIP-001 : GENERAL OVERVIEW OF
INTELLECTUAL PROPERTY**

Time : 2 hours

Maximum Marks : 50

Note : All questions are compulsory.

1. Attempt *any five* parts : **5x2=10**
- (a) In what ways can geographical indication be protected as intellectual property ?
 - (b) How are the rights of IP owners sought to be balanced by the rights of others in the society ?
 - (c) What is a trademark ? Mention two kinds of non-visual signs that are making a strong claim for being accepted as trademarks.
 - (d) Branding is a phenomenon that transcends commerce. How ?
 - (e) State the quantitative methods of valuation of IP.
 - (f) Name two international organisations which are actively involved in the enforcement of IPR.

- (g) What does WTO stand for ? What is its purpose ?
- (h) Name the three WTO Agreements.

2. Attempt *any four* parts :

4x5=20

- (a) What is meant by Copyright ? How are the rights granted under copyright law different from the rights granted under patent law ?
- (b) What loop-hole in the system of registration of domain names makes it easy for cyber - squatters to create situation of disputes. Discuss the mechanism to resolve domain name disputes.
- (c) What is 'Traditional Knowledge' ? How is it separate from the Expression of Folklore ? What challenges have to be faced when one seeks to protect Traditional Knowledge ?
- (d) What functions do patents perform as strategic tools for economic growth ?
What information can you derive from a study of patents. (i) as a researcher, (ii) as an entrepreneur ?
- (e) What are 'Cultural Industries' ? Discuss the problems faced by modern music industry with respect to IPR.

- (f) A trademark is associated with two distinct kind of rights. Discuss .
What functions does a trademark serve for a consumer ?
Discuss the role of trademark in 'strategic partnership'.

3. Attempt *any four* parts : 4x5=20

- (a) Discuss the scope of cost - reduction in acquisition of patents.
- (b) What is the difference between counterfeiting and piracy ?
Discuss the social and economic consequences of counterfeiting and piracy.
- (c) Discuss the civil remedies available to the owner of IPR to enforce his rights in case of infringement.
The penalties for infringement are tougher in a criminal case, yet the business community prefers civil proceedings. Why ?
- (d) Discuss the Mission and Activities of the WIPO.
- (e) What are the objectives of the Cooperation for Development of the WIPO ?
What assistance can developing countries get from WIPO in setting up legal systems for protection of IP in their respective countries ?
- (f) Discuss the five broad issues that the TRIPS Agreement addresses.