

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

Term-End Examination

December, 2016

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

Time : 3 hours

Maximum Marks : 100

Note : *This paper consists of three parts. All parts are compulsory.*

PART - A

Answer **all** the questions from this Part. **10x2=20**

1. What do you understand by 'Undisclosed Information' ?
2. Distinguish between Technical and Business trade secrets.
3. Explain briefly the term 'Confidentiality Agreements'.
4. Explain the rationale behind competition law.
5. What do you understand by the term cross licencing ?
6. What is Patent Thicket ?
7. What do you understand by Competition Advocacy ?

8. What are Patent Pools ?
9. What do you understand by the term Traditional Cultural Expression (TCE) ?
10. What do you understand by Principle of Exhaustion ?

PART - B

Answer any five questions from this Part. 5x10=50

11. Write a note on 'abuse of dominance'.
12. Discuss the third parties liable for using a trade secret.
13. Discuss the Judicial trends in cases related to Confidential Information.
14. Discuss the essentials of passing off in trademark.
15. What are the initiatives taken by WIPO and UNESCO for the protection of Traditional Cultural Expressions ?
16. Discuss the relationship between competition, competitiveness and Economic Development.
17. Write a note on Creative Heritage Project.
18. How does the unfair competition affect the interests of consumers and producers ?

PART - C

Answer any two questions from this Part. 2x15=30

19. Discuss the importance of confidentiality agreements in the protection of trade secrets.
 20. Discuss the unreasonable restrictions in IP agreements.
 21. 'UNESCO Convention of 2005 related to Cultural Diversity is more aspirational than being obligatory.' Comment.
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