

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

Term-End Examination

June, 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.*

PART - A

1. Attempt all questions. Explain in brief. **10x2=20**
- (a) What are the conditions of Patentability ?
- (b) The difference between utility Models and Patents.
- (c) The concept of forfeiture in respect of industrial designs.
- (d) The three main elements of the fee payable to the receiving office for an international application under the PCT system.
- (e) The three kinds of patents under US patent systems.

- (f) The definition of Intellectual Property under TRIPS agreement.
- (g) What are industrial designs ?
- (h) The meaning of “layout designs [Topography]” under the Washington Treaty (IPIC) 1989]
- (i) The duration of the Breeder’s Right.
- (j) The concept of Geographical Indications.

PART - B

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

- (a) Explain the Exclusive Rights of a patent owner.
- (b) Explain the procedure for filing an international application under PCT system.
- (c) Explain the principles of "Natural Treatment" and "Most - Favoured Nation" (MFN) as enumerated under the TRIPS agreement.
- (d) What are the main advantages of the Budapest Treaty on the International Recognition of the deposit of Micro-organisms ?

PART - C

3. Answer *any two* questions. Each question carry *TEN* marks. **2x10=20**
- (a) What are the practical aspects of drafting patent applications ?
 - (b) Discuss the functioning of the Patent Cooperation Treaty System.
 - (c) Discuss the obligations of member states under TRIPS agreement for the enforcement of intellectual property rights.
 - (d) Analyse and discuss the different types of IPRs in Biotechnology.
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