

B.A., LL.B. (Hons.) DEGREE SIXTH SEMESTER EXAMINATION,

JANUARY 2021

INTRODUCTION TO INTELLECTUAL PROPERTY RIGHTS

Question carry Six marks (5*6 =30 Marks)

Question 1 (Time 10 a.m-10.30 a.m (20 minutes for writing and 10 minutes for uploading)

1. a) In your opinion, does the shift of assets of global business leaders from tangible to intangible property, over the last 50 years, indicate the growing significance of intellectual property rights in commerce? Substantiate your answer with suitable examples.

OR

- b) “Intellectual property rights are, by their nature, territorially limited.” Elucidate this statement.

Question 2 Time 10.30 a.m-11.00 a.m (20 minutes for writing and 10 minutes for uploading)

2. a) “A major justification for intellectual property is that incentives and rewards to inventors result in advantages for the society.” Do you agree with this statement? Substantiate your position.

OR

- b) Write short notes on both the following. Each carries 3 marks:-

- i) Freedom to Operate
- ii) Direct infringement of Trademarks

Question 3(Time 11.00 a.m-11.30 a.m (20 minutes for writing and 10 minutes for uploading)

3. a) Mr. A has started a new confectionary business. His daughter designed a new logo for the same. He wants to register this as a mark to indicate his business. Acquaint Mr. A with the process of such registration as well as the conditions to be complied with, for a successful registration.

OR

- b) Write short notes on both the following. Each carries 3 marks:-

- i) Well-known Trademarks
- ii) Ambush Marketing

Question 4((Time 11.30 a.m-12.00 p.m (20 minutes for writing and 10 minutes for uploading)

4. a) Due to a pandemic, while classes were being held online, a teacher Ms. P scanned selected pages of important textbooks (maximum pages taken from each voluminous textbook being 10)

and shared these as a compilation with her students, made available using an exclusive online classroom platform. Examine the nature of Ms. P's actions- does it indicate any copyright violation? Justify your answer with relevant legislative provisions and case laws.

OR

b) Define Copyright. Enumerate the different categories of the same. Explain the process of registration of copyright.

Question 5(Time 12.00 p.m-12.30 p.m (20 minutes for writing and 10 minutes for uploading)

5. a) Write short notes on all the following. Each carries 2 marks:-

- i) Trade secrets
- ii) Biodiversity
- iii) Farmers rights

OR

b) Explain the contemporary significance of intellectual property rights. With suitable illustrations, justify your answer.
