

**LL.B. DEGREE SEVENTH SEMESTER EXAMINATION, DECEMBER 2020**  
**INTELLECTUAL PROPERTY RIGHTS: PRINCIPLES AND PRACTICES**

**Time: 3 Hours**

**Maximum Marks: 50**

**Answer any Five questions. Each question carry Ten marks**

**(5\*10 =50 Marks)**

- I. a) “The value of an intellectual property (IP) asset represents the potential future economic benefits to the IP owner or authorized user.” Elucidate this statement.

OR

- b) What is the role played by intellectual property rights in a developing economy like India?

- II. a) Mr. A, based in Chennai, has been working on an invention. He has just had a breakthrough and is confident that he can perfect the invention in one or two months. Advise Mr. A as to possible steps that he may adopt so as to file for a patent, ahead of any possible competitor. Describe the steps and elaborate the procedure of filing of the patent.

OR

- b) In your opinion, has India adequately utilized the flexibilities afforded by the TRIPS Agreement, especially in the context of compulsory licenses? Give suitable illustrations.

- III. a) “A major theoretical critique against protecting geographical indications (GIs) as intellectual property rights is that they do not incentivize innovation or development in the same way that other intellectual property rights do.” Do you agree with this observation? Justify your position with illustrations as well as relevant statutory provisions from the Indian context.

OR

- b) Elucidate the significance of protection of plant varieties as an intellectual property. In your opinion, does the Indian statutory framework adequately protect this category to the optimal benefit of all stakeholders?

- IV. a) “The situation of design at the “junction of art and industry” ties it closely with product production and consumption”. With reference to the above statement, elaborate on the significance of industrial designs as an important category of intellectual property.

OR

- b) Answer both of the following questions- Each carries 5 marks

- 1) Write a short note on the protection of lay out designs of integrated circuits in India
- 2) Ms. B is an employee of a company, EG Ltd. that develops novel electronic products. While in charge of a crucial product development, she has received a job offer from a rival company, which is also attempting to develop the same product. What steps should EG Ltd. have taken to ensure that the rival company does not inequitably gain insights that might harm the business interests of EG Ltd. if Ms. B does accept the job offer from its rival company?

V. a) Answer both of the following questions- Each carries 5 marks

1) Ms. C is a celebrity movie star. She had entrusted M/s. D Ltd. with the exclusive coverage of the christening of her only child and had communicated that guests are not to carry phones or cameras at the ceremony. A guest at the ceremony furtively took pictures of the ceremony and sold them to a newspaper house. Advice Ms. C as to potential courses of action.

2) Write a short note on Standard Essential Patents.

OR

b) “Intellectual property rights play a vital role in increasing innovation and diffusion of technology.” Comment critically and provide relevant illustrations.

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