

2014

605 B : Intellectual Property Law

1. Answer the following questions : $2 \times 8 = 16$

- (a) What is patent right ?
- (b) What are the main kinds of Intellectual property ?
- (c) What is adaptation ?
- (d) What is infringing copy ?
- (e) What is the difference between Trade Mark and Service mark ?
- (f) Whether copyright is vested on question paper setter ?
- (g) What is Priority Date ?
- (h) What do you mean by Design ?

2. What are the functions of Trade Mark ? What is the distinctiveness between collective mark, certification mark and property mark ? On what grounds registration of trade mark may be refused ? $5+5+6=16$

Or

When infringement of Trade mark occurs ? What are the distinctions between passing off and infringement ? Whether colour and smell be registered as Trade Mark ? $6+8+2=16$

3. Who is an 'Author' ? What is the status of the Author ? Under what circumstances an Author would not be the first owner of copyright ? $4+6+6=16$

Or

What periods for copyright are provided in case of published literary, dramatic, musical and artistic works? What acts do not constitute infringement of copyright? $4+12=16$

4. Who is Patent Agent? What are his functions? State the disqualifications for registration as Patent Agent and restrictions on practice as Patent Agent. $2+2+12=16$

Or

Who are entitled to apply for patents? In case of infringements what remedies are available to fight against it for a patentee? $6+10=16$

5. State the salient features of Designs Act 2000. Does Design also include building and structures? Who is entitled to seek registration? $10+2+4=16$

Or

What are the benefits of Protection of Intellectual property? Describe *any two* International Convention and treaties relating to Intellectual property.

6+10=16

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