

Reg. No. :

Name :

**Tenth Semester B.A. LL.B/ B.B.A LL.B/ B.Com. LL.B (5 Year Integrated)
Degree Examination, April 2022**

Paper I : TRADE IN INTELLECTUAL PROPERTY

Time : 3 Hours

Max. Marks : 80

PART – I

Answer any five questions.

Each question carries 2 marks.

Write notes on:

1. WIPO
2. TRIPS
3. Provisional Specification
4. Rights of a patentee
5. Collective mark
6. Passing off
7. Meaning of 'design'
8. Meaning of genetic resource

(5 × 2 = 10 Marks)

P.T.O.

PART – II

*Answer any **four** of the following.*

***Each** question carries **4** marks.*

1. Explain the contents of complete specification.
2. Performers rights.
3. Explain the procedure for registration of a Geographical Indication
4. Explain piracy of designs under the Design Act 2000
5. Elaborate the different remedies available for trademark infringement
6. Explain the concept of Access and Benefit sharing under the Biological Diversity Act 2002.

(4 × 4 = 16 Marks)

PART – III

*Answer any **four** of the following.*

***Each** question carries **6** marks.*

1. Akshaya is a famous choreographer and dancer. She choreographed a dance which was performed at the Ernakulam Town Hall. While the performance was on going, a recording of the same was made by one of the spectators. Akshaya wants to sue that spectator. Advise her as to which of her rights have been violated.
2. Rajendran is a breeder and invented a new variety of ornamental plant. He wants to patent the same. Advise him
3. Ritu, a manufacturer of water bottles created a new design for water bottles. She wants to protect the design. Advise her
4. Kabeer, a cardiologist invented a new method to do angiogram. He had applied for a patent for the same. Decide.

5. Smith imported 100 VIVO mobile phones from Dubai and sold it in India. The said model was not released in India by VIVO. VIVO India Pvt. Ltd. filed an infringement suit against Smith. Decide

(4 × 6 = 24 Marks)

PART – IV

*Answer any **three** of the following.*

Each question carries 10 marks.

1. Critically examine the different rights granted under the Copyright Act, 1957.
2. Explain the different grounds for refusal of registration of a trademark under the 1999 Act.
3. Explain the different kinds of compulsory licenses available under the Patent Act, 1970.
4. Explain the grounds for registration of a new variety under the Protection of Plant Varieties and Farmers Rights Act.
5. Examine whether the Patent Act 1970 is in compliance of India's TRIPS obligations.

(3 × 10 = 30 Marks)
