



First Semester LL.M. Examination, June/July 2012
CONCEPTUAL STUDY OF INDUSTRIAL AND INTELLECTUAL PROPERTY
(Specialisation Paper – I) (IPR Branch)

Duration : 3 Hours

Max. Marks : 80

- Instructions :**
1. Answer **all 5** questions.
 2. **One** essay type and **one** short note question from **each** Unit have to be attempted, which is referred as Part **(a)** and Part **(b)** in **all** the Units.
 3. Figures to the **right** indicate **marks**.
 4. Answers should be written only in **English**.

UNIT – I

- Q. No. I. (a) Trace out the transition of intellectual property rights from industrial property to intellectual property. Marks : 10

OR

Elucidate the concept of property. Explain how intellectual property fits into the scheme of property.

- (b) Distinguish between industrial property and intellectual property. Marks : 6

OR

Write a note on the labour justification for intellectual property.

UNIT – II

- Q. No. II. (a) Explain the similarities and differences between various rights that make up intellectual property law. Marks : 10

OR

Describe briefly each intellectual property right individually. Explain how Lockean approach may be applied to justify intellectual property.

- (b) Explain the consideration theory of intellectual property law. Marks : 6

OR

Write a brief note on nature of intellectual property.

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UNIT – III

- Q. No. III. (a) It is the best interests of the developing countries to accept and implement TRIPS rather than to try to avoid its obligations or to emasculate it by amendment. State your views. Marks : 10

OR

Elucidate the basic principles enshrined in TRIPS. What are the basic oppositions leveled against TRIPS ?

- (b) Write a note on the role of WTO on dispute settlement. Marks : 6

OR

Evaluate the role of WIPO in governing intellectual property issues.

UNIT – IV

- Q. No. IV. (a) Critically evaluate the amendments introduced in Patent Act, 1970 to conform the Indian patent laws to the obligations under the TRIPS agreement of the WTO. Marks : 10

OR

Trace out the evolution of trade mark law in India. What marks are regarded as trade markable ?

- (b) Define geographical indications. Why do geographical indications need protection? Marks : 6

OR

Comment on the Copyright issues in music world.

UNIT – V

- Q. No. V. (a) Trace out the justifications and importance of the study of industrial and intellectual property. Marks : 10

OR

Do you think protection of intellectual property will result in monopolization of market, anti-competition and abuse of market. Answer with specific reference to patents.

- (b) Explain the impact of IPR on traditional life-styles. Marks : 6

OR

Trace out the impact of intellectual property in small scale sector.