



Third Semester LL.M. Examination, June 2013
LAW OF INTELLECTUAL PROPERTY AND PLANT VARIETIES

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer **all** questions.
2. Answer **one** essay type and **one** short note from **each** Unit.
3. Figures to the **right** indicate marks.

- Q. No. 1. (a) Trace the historical background of law relating to Plant Breeders' Rights. Marks : 10
OR
Distinguish Plant Breeders' Right and intellectual property rights.
- (b) Write notes on : Marks : 6
Concept of seeds, plants and plant variety.
OR
Propagating material and plant breeder
- Q. No. 2. (a) Write an explanatory note on the salient features of plant variety and Farmer's Right Act 2001. Marks : 10
OR
How the rights of plant breeders' are protected in USA and European Union ? Discuss.
- (b) Write notes on : Marks :6
Local Biodiversity fund and its significance.
OR
Indian aspects of PDRs.

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Q. No. 3. (a) Discuss the requirements for the registration of plant variety in India.

Marks : 10

OR

Give an account of rights available to plant breeders, researchers and farmers under PV FR Act 2001.

(b) Write a note on :

Marks : 6

Term of protection and benefit sharing of registered varieties.

OR

Surrender and revocation of registers varieties.

Q. No. 4. (a) Discuss the remedies available under the Act against the infringement of Breeder's Right.

Marks :10

OR

Explain the role played by the Central and State Government to protect the rights of Breeder's and Farmer's under PV FRs Act 2001.

(b) Write note on:

Marks : 6

Assignment and licencing by Breeder's Rights.

OR

Composition and powers of plant varieties Appellate Tribunal.

Q. No. 5. (a) Explain the significance of UPOV convention for the protection of Plant Breeder's Rights.

Marks : 10

OR

Discuss provisions of TRIPs and role of WTO towards the protection of plant varieties.

(b) Write a brief note on intergovernmental convention for the protection of new varieties of plant.

Marks :6

OR

UPOV 1961 and UPOV 1978.