

Examiners Comments

The patents question was generally answered very well.
Unfortunately, the trade marks was not answered well
Students missed some key issues, such as the fact that the IEAE was not in fact registered.

Students need to structure their answers – identify and analyze each element of the action, refer to a relevant case to support the analysis, and then apply the analysis to the fact scenario.

Some student's answers were muddled.

Other students scored well even though they appear to have run out of time because they at least had dot points identifying the elements, referring to a case and identifying the relevant facts

Students need to apply the law to the facts.

It is not enough to identify and analyze the law.

Many students correctly identified and analyzed the elements of the action

However, some students failed to identify the relevant facts in the fact scenario, and apply the legal analysis to the relevant facts.

Students need to get directly to the elements of the action and applying the elements of the action to the facts.

This was a lengthy and detailed exam.

Some students wasted valuable time with a paragraph or two introduction to the general subject area instead of getting to the point - stating the elements and applying the law to the facts