

**BA LLB
TENTH SEMESTER
COPYRIGHT, PATENT, TRADEMARK & DESIGN
BLB – 1003OP₅¹ [SPECIAL REPEAT]
[USE OMR FOR OBJECTIVE PART]**

**SET
A**

Duration : 3 hrs.

Full Marks : 80

Time : 30 min.

(PART-A : Objective)

Marks : 30

Choose the correct answer from the following:

1×10=10

1. A geographical indication is a name or sign used on certain products-
 - a. Agriculture and machinery
 - b. Handicrafts and industrial
 - c. Drinks and foodstuffs
 - d. All of the above
2. Intellectual property protects the use of information and ideas that are of -
 - a. Social value
 - b. Commercial value
 - c. Moral value
 - d. None of the above
3. How long do patent protection usually last?
 - a. 10years
 - b. 20years
 - c. 40years
 - d. 60years
4. Which of the following is patentable?
 - a. Animals
 - b. Plants
 - c. Micro organisms
 - d. Seeds
5. Copyright is an automatic protection.
 - a. True
 - b. False
 - c. Partly true
 - d. None
6. Which of the following is not protected by Trademark laws?
 - a. Logos
 - b. Book titles
 - c. Pseudonyms
 - d. Trade dress
7. Complete specification must be filed within-----of provisional specification
 - a. 3 months
 - b. 6months
 - c. 12 months
 - d. 18 months
8. Mark is defined under :
 - a. Section 2(m)
 - b. Section (n)
 - c. Section 2(a)
 - d. None of the above
9. Patent head office is at
 - a. Kolkata
 - b. New Delhi
 - c. Mumbai
 - d. Assam

10. Can a mere admixture be patented in India?
- | | |
|-----------------------|-----------|
| a. Partly | b. Wholly |
| c. Cannot be patented | d. None |

Answer the following: (Use descriptive answer sheet)

2×10=20

1. Who may apply for patent?
2. Write two objective of TRIPS agreement.
3. What protects the Intellectual Property created by Inventors?
4. Mention two types of trademark.
5. Write two advantages of genetically modified crops.
6. Mention two absolute grounds of refusal under trademark law.
7. What is obvious imitation?
8. What is traditional knowledge?
9. What are the basic criteria for patent invention?
10. Where to file a suit for infringement and recovery of design?

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(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. a. What is Intellectual Property rights? What are the different types of IPR? Explain who is benefitted from each type of IPR and how? 4+6=10

Or

b. Write a note on Paris Convention. 10
2. a. "Patenting of genetically modified crops in India" Explain referring case laws 10

Or

b. What is not patentable as an invention? 10
3. a. Hypothetically, you are setting a new cold drink manufacturing company with new machineries and recipes. You plan to use your knowledge of IPR to safeguard from old companies and new budding companies. Describe in detail what all rights you will register and how will you benefit? 10

Or

b. Can there be trademark in religious text? give reason 10
4. a. Describe copyright and the works protected under Copyright Act. Briefly explain the process of obtaining copyright. 5+5=10

Or

b. Describe the concept of 'fair use' under Indian law. 10
5. a. What is industrial design? What are the essentials of design? Briefly explain design piracy in India . 5+5=10

Or

b. Explain ownership of copyright in artistic and literary work. 10

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