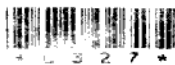


40143 : Group-C : Law of Industrial and Intellectual Property-II

Paper-II

P. Pages : 1

Time : Three Hours



AV - 0405

Max. Marks : 80

- Notes : 1. Answer **any five** questions in all.
2. All questions carry equal marks.

1. Write short notes on **any two**. 16
 - a) Subject matter of copy right.
 - b) Deceptive similarity.
 - c) The Berne convention.
 - d) Trademark and consumer Protection.
2. What are the moral rights under copy Right Act? Discuss the object, utility and jurisprudence with specific reference to Amarnath Sehgal case. 16
3. What is neighboring rights? Why is it protected under copyrights Act, 1957? Critically analyse. 16
4. Discuss the concept of Authorship and ownership. How the nature of contract relevant for determination of ownership? Discuss with case laws. 16
5. Discuss the effect of registration and non-registration of trade-mark. How registered trademark provides better remedial measure? Determine with case laws. 16
6. Define and discuss International Agreement for protection of Trademark. How far the well-known Trademark are protected under TRIPS Agreement. 16
7. Explain the distinction between passing off and infringement of Trade marks. Explain in brief the utility of passing-off as legal remedy. 16
8. What is Trade Designs? Discuss the fundamental principles governing the protection of Trade Designs. 16
9. Define and discuss International conventions and Agreement for protection of Industrial Designs. 16
10. What is the procedure for registration of a designs and explain the rights that accrue after registration of a designs? 16
