

LLB
FIFTH SEMESTER
INTELLECTUAL PROPERTY RIGHTS-I
LLB – 503 OP₃
(USE OMR FOR OBJECTIVE PART)



Duration: 3 hrs.

Full Marks: 70

Time: 30 min.

(Objective)

Marks: 20

Choose the correct answer from the following:

1×20=20

1. Which of the following is not an intellectual property law?
 - a. Copyright Act, 1957
 - b. Customs Act, 1962
 - c. Trademark Act, 1999
 - d. Patent Act, 1970
2. In India, the literary work is protected until-
 - a. Lifetime of author
 - b. 30 years after the death of author
 - c. 45 years after the death of author
 - d. 60 years after the death of author
3. Which of the following is/are the characteristics of traditional knowledge?
 - a. The creation of TK is collective and holistic
 - b. Oral transmission of TK from generation to generation
 - c. TK is changeable, and may evolve because of changes in the social environment
 - d. All of the above
4. The Agreement on Trade Related came into on-
 - a. 1st January 1948
 - b. 1st January 1995
 - c. 7th March 1950
 - d. 20th March 1954
5. The copyright office for the purpose of the Copyright Act, 1951 is currently located in-
 - a. Chennai
 - b. Mumbai
 - c. New Delhi
 - d. Bangalore
6. Section 7 of the Patents Act, 1970 deals with-
 - a. Provisional and complete specifications
 - b. Revocation how made
 - c. Form of application
 - d. Publication of applications
7. Which type of right is related to logowork?
 - a. Copyright
 - b. Trademark
 - c. Trade secret
 - d. Patent
8. Where is the World Intellectual Property Organization located?
 - a. Geneva
 - b. London
 - c. Perth
 - d. Florida

9. According to Section 51 of the Act, Copyright is deemed to be infringed if
- A person without obtaining the permission of the copyright holder does any act which only the copyright holder is authorized to do.
 - A person permits the place to be used for communication, selling, distribution or exhibition of an infringing work unless he was not aware or has no reason to believe that such permission will result in the violation of copyright
 - A person without obtaining the authority from the copyright holder reproduces his work in any form.
 - All of the above
10. Which of the following is not included in 'work' under copyright law?
- Integrated circuits
 - cinematography
 - Dramatic work
 - none of the above
11. Citation is done to-
- make awareness to user
 - paraphrase
 - avoid plagiarism
 - none of the above
12. Copying of a web-page or website and storing that copy for the purpose of speeding up subsequent access is called:
- Browsing
 - File Swapping
 - Caching
 - Downloading
13. Every application for a patent shall be for _ invention only
- Two
 - One
 - Four
 - Three
14. What can be patented under Patent Act 1970?
- Playing a game
 - An Invention
 - A scheme
 - An aesthetic creation
15. Which of the following is not a type of copying under copyright law?
- Direct
 - Subconscious
 - Indirect
 - Sound
16. The first Indian Patent act was enacted in the year
- 1800
 - 1970
 - 2002
 - none of the above
17. Are ideas protected under copyright law?
- Yes
 - Protected by other laws
 - No
 - None of the above
18. A complete specification must be filed withinmonths
- 6 months
 - 8 months
 - 12 months
 - None of the above

19. Invention relating to atomic energy are-
- a. Patented in India
 - b. Under the power of Central Government
 - c. Not patented in India
 - d. Both b and c
20. A complete specification once filed is ___
- a. Contract
 - b. Not absolute
 - c. Absolute
 - d. Indemnity
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(Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer question no.1 & any four (4) from the rest]

1. What is IP? Discuss the need of Intellectual property awareness in India 2+8=10
2. What do you understand by 'non-obviousness' while granting Patent? Give two examples of Non - Patentable inventions. Elaborate the procedure meant for filing of patents in India. 2+2+6=10
3. Define Copyright Infringement. Discuss the types of remedies available for such infringement. 2+8=10
4. Define musical work. Discuss how protection is provided under the music category referring to infringement cases in Bollywood industry. 2+8=10
5. What is Bio piracy? Elaborate India's battle against biopiracy referring to the landmark case of neem and turmeric. 2+8=10
6. What is linking? Explain its type with illustration. Describe the relation between trademark and domain name. 4+6=10
7. What is not Patentable? Bring out the inventions not patentable as laid down in the Indian Patent Act. 2+8=10
8. Write short notes on : 5+5=10
 - a. WTO
 - b. Graphical works protection

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