

BA LLB
TENTH SEMESTER
COPYRIGHT, PATENT TRADEMARK & DESIGN
BLB - 1003 OP₅ 1
(USE OMR FOR OBJECTIVE PART)

SET
A

Duration : 3 hrs.

Full Marks : 80

Time : 30 min.

(Objective)

Marks : 30

Choose the correct answer from the following:

1×10=10

1. IPR Complete specification gives ____
 - a. Full description of claim only.
 - b. Full description of royalty.
 - c. Full description of invention.
 - d. Full description of application.
2. Who is the true and first inventor?
 - a. who convert the ideas in to working invention.
 - b. who publish their ideas first in the journals.
 - c. who communicates idea to other at first.
 - d. who communicates ideas to registrar of the patent.
3. 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.
4. Trade Mark is defined under:
 - a. Section 2(m)
 - b. Section 2 (n)
 - c. Section 2(zb)
 - d. None of the above.
5. Which is not a type of Intellectual property?
 - a. Copyright.
 - b. Patent.
 - c. Trade secret.
 - d. Piracy.
6. Criteria for registration of new plant variety is/are.....
 - a. Novelty: A variety should not have been commercialized for more than one year
 - b. Distinctiveness: Characteristics
 - c. Non-obviousness
 - d. All of the above
7. In which year did India enact the present Copyright Act?
 - a. 1999
 - b. 2019
 - c. 2010
 - d. 1957
8. Copyright is ____
 - a. Positive right
 - b. Negative right.
 - c. Birth right.
 - d. All of the above.

9. What is the punishment for infringement of Copyright?
- Imprisonment for 6 months to 3 years and fine of Rs.50,000/- to Rs. 2 lakhs.
 - Imprisonment for 3 months to 3 years and fine of Rs.10,000/- to Rs. 3 lakhs.
 - Imprisonment for 1 month to 5 years and fine of Rs.20,000/- to Rs. 10 lakhs.
 - Imprisonment for 4 months to 2 years and fine of Rs.25,000/- to Rs. 5 lakhs.
10. After a Trade Mark is accepted by the Registrar, it is advertised in the-
- Trade Marks Journal.
 - Registered in the Register of Trade Marks.
 - Forwarded for payment of registration fee by the Applicant.
 - Advertised in the Government Gazette.

Answer the following: (Use descriptive answer sheet)

2×10=20

- Name the different types of intellectual properties.
- What is traditional knowledge as per WIPO?
- What is the benefit of registering geographical indications?
- Explain the Modes of revocation of patent.
- What is surrender of patents?
- When patents can be lapsed?
- What is WTO? Currently, how many members are in it?
- What are the ground available for revocation of patent?
- Define 'colour mark' under trademark law.
- What is Geographical indication tag? Give example

-- -- --

(Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. a. What are the different categories of trademark recognized under Indian Law. 10

Or

b. Can trademark registration be refused. If yes on what grounds can it be refused? 10
2. a. "Intellectual properties are valuable assets". Justify the above statement. 10

Or

b. Explain the rights and duties of a patentee under the Indian Patent Act. 10
3. Write a short note on *any two* 5+5=10
 - a. Artistic work
 - b. Sound recording
 - c. GI tag of northeast India
 - d. Certified marks
4. a. Define Work under Copyright Law. Describe how copyright protection can be granted to literary work. 2+8=10

Or

b. Define Infringement of Copyright. Describe the remedies for such Infringement 5+5=10
5. a. What is IPR? Describe the nature and types of IPR 2+8=10

Or

b. What is WIPO? Describe the function and organs of WIPO 10

= = *** = =