

LLM
SECOND SEMESTER
INTELLECTUAL PROPERTY LAW
LLM - 2.3 CCL 6 [REPEAT]
[USE OMR SHEET FOR OBJECTIVE PART]

**SET
A**

Duration: 3 hrs.

Full Marks: 70

Time: 30 min.

(Objective)

Marks: 20

Choose the correct answer from the following:

1 × 20 = 20

1. On a university computer, Jefferson learned how to copy programs. A classmate asked him to copy a program for YouTube. Her most ethical response would be which of the following?
 - a. I'll copy it, but you have to promise not to tell anyone.
 - b. I don't know how to copy disks
 - c. I can't copy it because it will break copyright laws.
 - d. I'll copy it for you, but you can't copy it for anyone else
2. International copyright is governed by the ____
 - a. Paris Convention
 - b. TRIPS
 - c. Berne Convention
 - d. WTO
3. 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
4. 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 and ideas to registrar of the patent
5. Why patent is granted?
 - a. To encourage inventors
 - b. To encourage labour
 - c. To develop country
 - d. All of the above
6. Which of the following is the absolute ground for refusal of registration of trademark?
 - a. Distinctiveness
 - b. Collective marks
 - c. Mark is become customary in current language
 - d. Non obvious mark
7. The remedy available for the protection of registered trademark is
 - a. Criminal Proceeding
 - b. Civil Remedy
 - c. Administrative Remedies
 - d. All of these

8. Registration of trademark is made for ____
 - a. 3 years
 - b. Life time
 - c. 5 years
 - d. 10 Years
9. Which of the following is patentable?
 - a. Animals
 - b. Plants
 - c. Micro organisms
 - d. Seeds
10. Copyright is an automatic protection.
 - a. True
 - b. False
 - c. Partly true
 - d. None
11. Which of the following is not protected by Trademark laws?
 - a. Logos
 - b. Book titles
 - c. Pseudonyms
 - d. Trade dress
12. Complete specification must be filed within-----of provisional specification
 - a. 3 months
 - b. 6months
 - c. 12 months
 - d. 18 months
13. As per Indian Copyright Law, Fair use does not mean_____.
 - a. Use for research
 - b. Use for review
 - c. Use for non-commercial purposes
 - d. Use for commercial purposes
14. Author in case of a cinematograph film means _____.
 - a. The composer
 - b. The producer
 - c. The singer
 - d. The director
15. In which year did India enact the present Copyright Act?
 - a. 1999
 - b. 2010
 - c. 2019
 - d. 1957
16. Copyright is _____.
 - a. Positive right
 - b. Negative right
 - c. Exclusive right
 - d. All of the above
17. 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
18. How long do patent protection usually last?
 - a. 10 Years
 - b. 20 years
 - c. 40 years
 - d. 60 years
19. 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
20. Mark is defined under :
 - a. Section 2(m)
 - b. Section (n)
 - c. Section 2(a)
 - d. None of the above

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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 the main objective of constituting WIPO? Elaborate its structure and function. 4+6=10
2. What are the grounds of refusal of Trademark registration. Discuss in detail with case laws. 10
3. Explain the process of patent registration as specified under the Patent Act 1970. 10
4. Describe the salient features of Berne Convention. 10
5. Discuss the different classes of trademark and certification mark recognized by the Trademark Act 1999. 10
6. What is infringement? Describe the process of analysing and evaluating patent infringement. 2+8=10
7. Explain the role of patent offices in India and jurisdiction. How many patent offices are there in India? What is their Jurisdiction. When can patent application be rejected? 10
8. Give an overview of the Designs Act 2000. 10

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