

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

**Course: Intellectual Property Law  
Semester- VI (Batch: 2018-23)**

**End Semester Online Examination: July-August 2021**

**Date: 07<sup>th</sup> August, 2021**

**Duration: 8 hours**

**Max. Marks: 50**

**Instructions:**

- The respective marks for each question are indicated in-line.
- Indicate correct question numbers in front of the answer.
- No questions or clarification can be sought during the exam period, answer as it is, giving reason, if any.
- Word Limit: 10 Marks: 700-800 Words. 5 Marks: 400 -500 Words.

- |   | <b>Marks</b> |
|---|--------------|
| Q.1 Explain the relevance of invoking compulsory license under the Patents Act 1970 during the Pandemic.  | (10)         |
| Q.2 Mr. Martin manufactures electronic auto components and sells them under the registered trademark MRN. He starts a franchise business and signs franchise agreement with Mr. Gregor for distribution, training and support. Mr. Gregor after a year, starts selling confectionery items using the same brand MRN. Advise your client Mr. Martin on how to prevent unauthorised use of his trademark MRN.<br>OR<br>Mr. Raj is an acclaimed architect who had designed the Hall of Nations and the Nehru Pavillion housed inside the Hall at the Pragati Maidan ground. As per the Copyright Assignment deed signed by Mr. Raj and the Government, ownership of the architectural design vest with the Government. After a few years, the Indian Trade Promotion Organisation (ITPO) proposed to demolish the Hall in order to build an integrated exhibition-cum-convention centre without serving any notice to Mr. Raj. Present arguments for both the sides with the help of suitable case laws. | (10)         |
| Q.3 Write short notes any <b>TWO</b><br>a) Benefit sharing<br>b) Trans-border reputation of Trademarks<br>c) Patent of addition   | (5x2=<br>10) |
| Q.4 How far has the TRIPS agreement contributed in harmonising the laws relating to IPR in India? Examine.<br>OR<br>Discuss the salient features of the Paris Convention for the Protection of Industrial Property and Berne Convention for the Protection of Literary and Artistic Works   | (10)         |
| Q.5 How does the Geographical Indications of Goods (Registration and Protection) Act, 1999 protect Traditional knowledge-based products.? Discuss   | (10)         |

OR

How does "Artistic work" under the Copyright Act and the Designs Act differ? Support your answer with two case laws.

\*\*\*\*