

**GUJARAT NATIONAL LAW UNIVERSITY
GANDHINAGAR**

Course: Biotechnology Law
Semester-VII (Batch: 2012-17)



End Semester Examination: Oct-Nov. 2015

Date: 30th October, 2015

Duration: 3 hours

Max. Marks: 50

Instructions:

- Read the questions properly and write the answers in the given answer book.
- The respective marks for each question are indicated in-line.
- Do not write any thing on the question paper.
- No questions or clarifications can be sought during the exam period, answer as it is, giving reason, if any.

- | | Marks |
|---|--------------|
| Q.1 Check the correctness of the statements. Correct if they are incorrect and justify the answer
(a) Labelling attempts to reach a compromise among the industrial, scientific and public sector. Hence in the European Union, for labelling the question is whether to label the products of Biotechnology or not.
(b) In the context of Biotechnology, an offence against the dignity of any person, without the consent, is intolerable.
(c) Not all subject matters which are new are patentable.
(d) The current Indian norms and web of agencies that deal with biotechnology follow an exhaustively defined plan. | (4x2.5=10) |
| Q.2 Write short notes on any two of the following:
(a) Right to prior, free and informed consent with respect to Biotechnology Intervention.
(b) GMO and Environmental Issues and Forests
(c) The Genetic Engineering Approval Committee (GEAC) | (2x6=12) |
| Q.3 State of Technicia has a fast developing biotechnological industry; good in research and development. It intends to help the developing countries to deal with their food securities and nutritional issues. It has got GM crops and also meat to trade with. Slovich, another country, importing the product realizes the meat is from animals fed with hormones which is not acceptable to it.
With the help of decided cases, settle the dispute between the two countries. Specify the legal provisions used by you. | (08) |
| Q.4 Distinguish between 'Invention' and 'Discovery'. Explain the 'Doctrine of Product of Nature' | (07) |
| Q.5 With the help of decided cases, discuss the understanding of the concept of Novelty and legal provisions in India. | (08) |
| Q.6 Analyse any one of the following cases:
(a) Hybritech Inc. v. Monoclonal Antibodies Inc.
(b) Diamond v. Chakravarty | (05) |

