

PGDIPR-05

December - Examination 2016

Post Graduate Diploma in Intellectual**Property Rights Examination****Trade Mark, Geographical Indications,****Plant Varieties Protection etc.****Paper - PGDIPR-05****Time : 3 Hours]****[Max. Marks :- 100**

Note: The question paper is divided into three sections A, B and C. Write answers as per given instructions.

Section - A**10 × 2 = 20**

(Very Short Answer Type Questions)

Note: Answer **all** questions. As per the nature of the question delimit your answer in one word, one sentence or maximum upto 30 words. Each question carries 2 marks.

- 1) (i) Trademark
- (ii) Collective mark
- (iii) Associated Trademark
- (iv) Deceptively similar

- (v) Registered Trademark
- (vi) The Geographical Indications of Goods (Registration and Protection) Act,
- (vii) Goods
- (viii) Indication
- (ix) Package
- (x) Registered Proprietor

Section - B**4 × 10 = 40**

(Short Answer Type Questions)

Note: Answer **any four** questions. Each answer should not exceed 200 words. Each question carries 10 marks.

- 2) Producer of Goods.
- 3) Geographical Indication
- 4) Certification Trademark
- 5) False Trade Description
- 6) Difference between Geographical Indication and Trademark
- 7) Generic Geographical Indication
- 8) Homonymous Geographical Indications
- 9) Trade Secrets

Section - C**2 × 20 = 40**

(Long Answer Type Questions)

Note: Answer **any two** questions. Each answer should not exceed 500 words. Each question carries 20 marks.

- 10) What is Trademark? Who may apply for registration of a trademark? What are the functions of a trademark in modern business?
 - 11) What are the rights conferred by the registration? What is the relief in a suit for infringement or passing off? What constitutes an infringement of a registered trademark under the Trade Marks Act, 1999?
 - 12) Describe the criteria for protection of a plant variety under the UPOV convention.
 - 13) What constitutes infringement of geographical indications and explain the remedies for infringement?
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