

PGDIPR-05

June - 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 paper has been divided into three sections A, B and C. Write answer as per the given instructions for each section.

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) Collection mark.
- (ii) Certification mark.
- (iii) Franchising.
- (iv) Madrid Agreement.
- (v) Triple identity.

- (vi) Multiple class application.
- (vii) Service mark.
- (viii) Withdrawal of acceptance.
- (ix) Common to the trade.
- (x) Advantages of registering a geographical indication.

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) Free riding and dilution of a mark.
- 3) Protection of geographical indications.
- 4) Character merchandising.
- 5) Trade secret.
- 6) Paris convention and Lisbon agreement.
- 7) Remedy for infringement under the G.I. Act, 1999.
- 8) Textile mark.
- 9) Domain name.

Section - C**2 × 20 = 40**

(Long Answer Type Questions)

Note: Answer **any two** questions. You have to delimit your each answer maximum upto 500 words. Each question carries 20 marks.

- 10) What constitutes trademarks under the Trademark Act, 1999? What acts will amount to infringement of trademarks? Explain with suitable illustrations.
 - 11) What is the duration of registration of trademark? What is the procedure for renewal and restoration of a registered trademark? What changes have been effected in respect of renewal under the Trade Marks Act, 1999?
 - 12) What is the role of the International Union for the protection of new varieties of plants in plant variety protection?
 - 13) Differentiate between indication of source and the appellation of origin. Discuss the provisions in TRIPS agreement with regard to geographical indications.
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