

DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD

Post-Graduate Diploma in Patents Law (Batch 2020 – 2021& 2019-2020)

Take Home – Annual Examination (June, 2021)

**Paper I –Introduction to Intellectual Property &
International Treaties & Conventions on IPR
(Covering subjects 1.1. & 1.2.)**

TOTAL MARKS: 100

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions for Take Home Examination carefully and adhere to the same.
 - b) *Please mention your name, ID No., subject name and total number of pages on the Answer Sheet.*
 - c) *Clearly indicate the question numbers while answering them.*
 - d) *Answer all the four questions and each question carries 25 marks.*
 - e) *Each answer should be written within 1500 words only.*
 - f) *All the candidates are required to submit only word / Pdf files containing the typed answers.*
 - g) *All papers will be uploaded on Turn-it-in for plagiarism check. Any paper with more than 15% similarity will be considered to be plagiarized attracting necessary action by the University.*
 - h) *Since this is a take home exam, we expect your answers to be analytical rather than straight answers.*
 - i) Copying from any source including from other students is strictly prohibited. Plagiarism is considered as a serious academic mis-conduct and the University will take action as it deems fit.
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1. That ideas should freely spread from one to another over the globe, for the moral and mutual instruction of man, and improvement of his condition, seems to have been peculiarly and benevolently designed by nature, when she made them, like fire, expansible over all space, without lessening their density in any point, and like the air in which we breathe, move, and have our physical being, incapable of confinement or exclusive appropriation. **Inventions then cannot, in nature, be a subject of property.**" Thomas Jefferson

Do you agree with the statement? What are the different ways in which you can explain the existence of intellectual property rights?

2. Discuss the essential features of TRIPS framework and what kind of challenges it has faced or continues to face while claiming legitimacy as international framework for intellectual property?
3. While discussing the essential features of copyright law answer the following question.
X Company publishes a used car valuation book which sets forth X Company's

projections of the values of “average” versions of used cars to be sold in a particular geographic region during the next six weeks. These predicted values are set forth separately for each automobile make, model number, body style, and engine type. The book also provides predicted value adjustments for various options and for mileage in 2000 mile increments. The valuation figures given in the book are not historical market prices, quotations, or averages; nor are they derived by mathematical formulas from available statistics. They represent X Company’s editors predictions, based on their professional judgement and a wide range of informational sources. Are the valuations, in and of themselves, copyrightable and is the car valuation book copyrightable? Explain your answer in detail.

4. Write a comparative note on patent law and plant variety protection law while specifically highlighting the importance of plant variety protection law?