

**GOA UNIVERSITY**

**G.R. KARE COLLEGE OF LAW, MARGAO, GOA**

**SYLLM SEM IV**

**PAPER III**

**INTELLECTUAL PROPERTY RIGHTS III**

Jun 2015

Jan 2015

July 2014

Jun 2013

Jan 2013

Jun 2012

Jan 2012

July 2011,

JAN 2011,

July 2010,

JULY 2009,

JAN 2009,

JULY 2008,

JAN 2007

LL.M. (Semester – IV) Examination, June 2015  
Paper – III : INTELLECTUAL PROPERTY RIGHTS

Duration : 3 Hours

Max. Marks : 75

**Instructions :** 1) Answer **any five** questions.  
2) **All** questions carry **equal** marks.

1. Comment on the negotiating history of the WTO. How do these negotiations protect the interest of developing and least developed countries. (5×15=75)
  2. Examine in detail the protection accorded to developing countries under the Agreement on Agriculture.
  3. Analyze protection given to different types of Intellectual Property with reference to the TRIPS Agreement.
  4. "General Agreement on Trade in Services applies only to the movement of capital in service sectors". Explain.
  5. What is meant by undisclosed information ? Discuss the role of the WTO System in its regulations.
  6. Define the concept Cross Retaliation. In what manner have these measures protected the interest of developing countries under the WTO ?
  7. Evaluate the impact of the TRIPS agreement on the economy of India.
  8. Write short notes on **any two** :
    - a) Trade Marks.
    - b) Differentiation between GATT and WTO.
    - c) Protection of Plant Varieties in India.
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LL.M. (Semester – IV) Examination, January 2015  
INTELLECTUAL PROPERTY RIGHTS – III

Duration : 3 Hours

Total Marks : 75

**Instructions :** a) Answer **any five** questions.  
b) **Each** question carries **15** marks.

1. Explain the detail the protection available to copyright, related rights and geographical indications under the TRIPS agreement.
  2. Trace the development of World Trade Organization, its organs and critically evaluate its activities in the field of IPRs.
  3. Enumerate the need, importance and salient features of GATT and its working strategy in relation to goods and services.
  4. Explain the importance, role and need for intellectual property in economic development of any country.
  5. Mention in detail the important provisions and objectives of TRIPS agreement for the protection of IPRs.
  6. Critically analyse the procedure and modes of dispute settlement mechanism adopted by WTO with relevant case law.
  7. Mention the protection (remedies) available to intellectual property rights under the various provisions of WTO and TRIPs.
  8. Comment on **any two** of the following :
    - a) Role of General Agreement on Trade in Services
    - b) International Trade Organization and its importance
    - c) Important features of WTO.
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LL.M. (Semester – IV) Examination, July 2014  
INTELLECTUAL PROPERTY RIGHTS – III

Duration : 3 Hours

Max. Marks : 75

*Instructions :* a) Answer **any five** questions.  
b) **Each** question carries **15** marks.

1. Enumerate in detail the protection available to trademarks and patents under the TRIPS agreement.
  2. Explain in detail the various methods and procedure in dispute settlement mechanism of WTO in solving disputes related to IPR.
  3. Evaluate the salient features of GATT and its working strategy in protecting Intellectual Property Rights.
  4. Trace the special provisions concerning developing and the least developed countries in the WTO system.
  5. Critically analyze the various remedies available to prevent infringement of various kinds of intellectual property.
  6. Briefly explain the importance and role of intellectual property rights in the economic development of the country.
  7. Mention in detail the general principles, basic principles and objectives of TRIPS Agreement.
  8. Comment on **any two** of the following :
    - a) Differentiate between GATT and WTO
    - b) Role of Agreement on Safeguards
    - c) Trace the origin and development of WTO.
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**Fourth Semester LL.M. Examination, June 2013**  
**INTELLECTUAL PROPERTY RIGHTS – III**

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer *any five* questions.

2) *All* questions carry **equal** marks.

1. Discuss the circumstance leading to the establishment of World Trade Organisation.
2. Examine the implications of WTO agreement on agriculture on developing countries.
3. Discuss the need for bringing intellectual property under WTO agreements.
4. Explain the provisions of TRIPS relating to copyrights and discuss briefly the influence of it on Indian copyright law.
5. Discuss how far TRIPS harmonise national patent laws ?
6. Critically evaluate remedies contemplated under TRIPS in respect of infringement of trade marks.
7. Discuss merits and demerits of dispute settlement procedure provided by the WTO.
8. Write explanatory notes on **any two** of the following :
  - a) General Agreement on Trade in Services
  - b) Compulsory licensing under Doha declaration
  - c) Dunkel Draft.



**BSM – 1314**

**LL.M. (Semester – IV) Examination, January 2013  
INTELLECTUAL PROPERTY RIGHTS – III**

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer **any five** questions.  
2) **All** questions carry **equal** marks.

1. Write an essay on the events leading to the creation of GATT.
  2. Explain the salient features on the agreement on textiles and clothing. Have the provisions under this agreement helped a major exporter of textiles like India.
  3. Explain with the help of decided cases the provisions related to dispute settlement mechanism under the WTO.
  4. What are the salient features of the Agreement of Agriculture ?
  5. What is meant by Undisclosed Information ? How is it regulated under the WTO system ?
  6. Discuss the objectives and basic principles of the Agreement on Trade Related Aspects of Intellectual Property Rights.
  7. Critically evaluate the attitude adopted and stand taken by the Government of India in the successive Ministerial Council Meetings of WTO.
  8. Comment on **any two** of the following :
    - a) Protection of Plant Varieties
    - b) Industrial Designs
    - c) National Treatment.
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LL.M. (Semester – IV) Examination, June/July 2012  
Intellectual Property Rights – III

Duration : 3 Hours

Total Marks : 75

**Instructions :** 1) Answer **any five** questions.  
2) **All** questions carry **equal** marks.

1. Examine in detail the rules and procedures governing Settlements of Disputes under the WTO.
2. What is meant by cross retaliation ? In what manner have such measures protected the interest of developing countries under the WTO ?
3. Examine in detail the protection accorded to developing countries under the Agreement on Agriculture.
4. Discuss the salient features of the TRIPS Agreement with the help of decided cases.
5. "The Agreement on Trade in Services applies only to the movement of capital in service sectors and not labour" – Discuss.
6. Explain the role played by the WTO Dispute Settlement Mechanism in upholding the interest of developing countries.
7. What is the importance of the Hong Kong Ministerial Meeting (2005) ? To what extent did this meeting set the WTO Agenda in favour of developing and least developed countries ?
8. Comment on **any two** for the following :
  - a) Law related to the Geographical Indications.
  - b) Agreement on Import Licensing Procedure.
  - c) Most favoured Nation Treatment.

[Total No. of Questions : 8]

**LL.M. (Semester - IV) Examination, January - 2012**  
**INTELLECTUAL PROPERTY RIGHTS (Paper - III)**

Duration : 3 Hours

Total Marks :75

Instructions : 1) Answer any five questions.  
2) All questions carry equal marks.

- Q1) Comment on the negotiating history of the WTO. How did these negotiations decided to protect the interest of developing and least developed countries? *decided*
- Q2) Discuss the salient features of the TRIPS Agreement with the help of divided cases.
- Q3) "The Agreement on Trade in Services applies only the movement of capital in service sectors and not labour"-Discuss.
- Q4) Write short notes on any two of the following :
- Law related to geographical indications.
  - Undisclosed information and its protection.
  - Agreement on import licensing procedure.
- Q5) Explain the benefits of the Agreement on Agriculture to developing countries with special reference to India.
- Q6) Examine the role played by the WTO Dispute settlement mechanism in upholding the interest of developing countries.
- Q7) Discuss the protection provisions under :
- The agreement on plant varieties and
  - Trade Marks.
- Q8) Explain in what manner the WTO has helped the growth and economic development of developing countries.



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(Pages : 01)



BSM-25

[Total No. of Questions : 8]

LL.M. (Semester - IV) Examination, July 2011  
INTELLECTUAL PROPERTY RIGHTS - III

12/07/2011  
(Tuesday)

Duration : 3 Hours

Total Marks : 75

- Instructions : 1) Answer any five questions.  
2) All questions carry equal marks.

- Q1) Explain the salient features of the Agreement on Textiles and clothing. Have the provisions under these Agreements helped a major exporter of textiles like India.
- Q2) Examine with the help of decided cases the IPR provisions provided under the TRIPS Agreement. Critically comment on the special provisions related to developing countries.
- Q3) Discuss in detail the utility of the Agreement on trade in services.
- Q4) Comment on any two of the following :
- National Treatment.
  - The committee on Trade and Development.
  - Protection of Plant Varieties.
- Q5) Discuss the salient features of the agreement on Agriculture.
- Q6) Comment with the help of decided codes the provisions related to dispute settlement mechanism under the WTO.
- Q7) Critically evaluate on the attitude and stand taken by the Government of India in the successive Ministerial Council Meetings of WTO.
- Q8) What is undisclosed information? How it is regulated under the WTO system?





LL.M. (Sem. – IV) Examination, January 2011  
INTELLECTUAL PROPERTY RIGHTS (Paper – III)

Duration: 3 Hours

Total Marks : 75

*Instructions : Answer any five questions.  
All questions carry equal marks.*

(15×5=75)

1. Explain the need and events leading to the creation of GATT and mention the exceptions granted by GATT to Most Favored Nations under Article 1.
2. Discuss the origin, objectives and various organs of World Trade Organization.
3. Evaluate the major elements of the General Agreement on Trade in Services.
4. Discuss the general provisions and various methods adopted in dispute settlement as laid down under World Trade Organization with case laws.
5. Critically analyze the protection given to patents, industrial designs and trademarks under the TRIPs Agreement.
6. Explain the various remedies available for infringement of Intellectual Property Rights.
7. Evaluate the benefits given to less developing, least developed countries and the individuals under the WTO multilateral agreements.
8. Write short notes on **any two** of the following :
  - a) Role of IPR in economic development.
  - b) Objectives of TRIPs Agreement.
  - c) Agreement on agriculture.

12/07/2010



BSM – 113

LL.M. (Sem. – IV) Examination, July 2010  
INTELLECTUAL PROPERTY RIGHTS (Paper – III)

Duration : 3 Hours

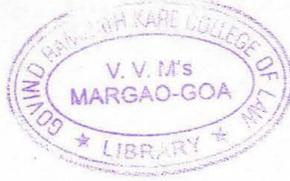
Total Marks : 75

*Instructions : Answer any five questions.*

*All questions carry equal marks.*

**(15×5=75)**

1. Examine the birth, background and organs of World Trade Organization (WTO).
2. Discuss the basic features and working strategy of General Agreement on Trade and Tariffs.
3. Evaluate the World Trade Organization's Agreement on Agriculture.
4. Critically evaluate the impact of TRIPS in relation to various categories of IPR's on our Indian economy.
5. Comment on the rules and procedure followed in settlement of disputes as mentioned under World Trade Organization (WTO).
6. Critically analyze the protection given to Copyrights and related rights, and Trademarks under the TRIPs Agreement.
7. Enumerate the various modes used in enforcement of IPR's in the World.
8. Write short notes on **any two** of the following :
  - a) Objectives of WTO.
  - b) Agreement on Safeguards.
  - c) Results of the Uruguay Round Negotiation.



NNK – 41

**LL.M. (Semester – IV) Examination, July 2009**  
**INTELLECTUAL PROPERTY RIGHTS (Paper – III)**

Duration : 3 Hours

Max. Marks : 75

- Instructions : 1) Answer any five questions.*  
*2) All questions carry equal marks.*

1. Critically evaluate the contribution made by India in upholding the principles of international trade under the WTO.
  2. Comment on the basic principles enshrined under the agreement on agriculture. What are the hurdles facing the developing countries in realising these principles?
  3. Comment on **any two** of the following :
    - a) Protection of geographical indication under the WTO.
    - b) Agreement on import licensing procedure.
    - c) Protection of plant varieties in India.
  4. Liberalisation process under the General Agreement on Trade in Services (GATS) applies only to movement of capital in service sectors and not labour. – Discuss.
  5. Examine the contribution of
    - a) Panels and
    - b) The appellate body in resolving the disputes under the WTO (Dispute Settlement).
  6. Comment on the protection provisions accorded to the developing and least developed countries under the WTO.
  7. Examine the salient features of the agreement on textiles and clothing.
  8. Should TRIPS be part of the WTO system ? If yes why ? Give reasons.
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**NNK – 38**

**LL.M. Semester – IV Examination, January 2009  
INTELLECTUAL PROPERTY RIGHTS – III**

Time : 3 Hours

Max. Marks : 75

*Instructions : a) Answer any five questions.  
b) Each question carries 15 marks.*

1. Analyze the general provisions and protection available to developing countries under the Agreement on Agriculture.
  2. Examine in detail the salient features of GATT and its working strategy.
  3. Mention in detail the powers, functions and the role of Trade and Development Committee in promoting the principles of WTO.
  4. 'The General Agreement on Trade in Services presupposes the movement of capital and not labour'. Critically analyze this statement in the light of developing countries.
  5. Examine the protection provided to layout designs and undisclosed information under the TRIPS Agreement with suitable examples.
  6. Define the concept Cross Retaliation. In what manner these measures have protected the interest of developing countries under the WTO ?
  7. Enumerate the importance of Hong Kong Ministerial Meeting (2005). To what extent this meeting set the WTO agenda in favour of developing and least developed countries ?
  8. Answer the following :
    - a) Protection available to trademarks under TRIPS
    - b) Principles of non-discrimination – WTO.
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NNK – 38

**LL.M. (Semester – IV) Degree Examination, July 2008**  
**INTELLECTUAL PROPERTY RIGHTS – III**

Time : 3 Hours

Total Marks : 75

*Instructions : a) Answer any five questions.*  
*b) Each question carries 15 marks.*

1. Analyze the objectives, provisions and general provisions of TRIPS Agreement. Mention to what extent India utilized these basic principles.
  2. Examine in detail the utility of Agreement on Agriculture from the angle of developing and least developed countries.
  3. Critically examine the various organs of WTO and examine their role in fulfilling the objectives of WTO.
  4. Explain the importance and the obligations imposed on the states under the General Agreement on Trade in Services.
  5. Examine the protection provided to trademarks and patents under the TRIPS Agreement with suitable examples.
  6. State the evolution of WTO and mention the dispute settlement procedure in settlement of disputes between various states.
  7. Enumerate the powers, functions and role played by the Trade and Development Committee in promoting the principles of WIPO.
  8. Answer the following :
    - a) Cross retaliation-WTO
    - b) Salient features of Agreement on Import Licensing.
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MAH - 13

**LL.M. (Semester - IV) Examination, January 2007**  
**INTELLECTUAL PROPERTY RIGHTS (Paper - III)**

Duration : 3 Hours

Total Marks : 75

- Instructions:*
- 1) All questions carry equal marks.
  - 2) Answer any five questions.

Examine in detail the protection accorded to developing countries under the Agreement on Agriculture.

Explain the obligation of States under the General Agreement on Trade in Services (GATS). Do you agree with the proposition that liberalisation process under the GATS applies only to movement of capital in service sectors and not labour.

Discuss with the help of decided cases the IPR provisions provided under the Agreement on TRIPS.

Comment on any two of the following:

- 1) Geographical Indications
- 2) Most favoured Nation Treatment
- 3) Technology Transfer.

Critically evaluate the powers and functions of:

- 1) The Trade Policy Review Body
- 2) The General Council
- 3) The Committee on Trade and Development.

Examine in detail the rules and procedures Governing Settlement of Disputes under the WTO.

What is cross retaliation ? In what manner these measures have protected the interest of developing countries under the WTO ?

The Hongkong Ministerial Meeting (2005) has set the WTO agenda in favour of developing and least developed countries - Discuss.

