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Third Semester LL.M. Examination, June/July 2012
LAW OF INTELLECTUAL PROPERTY AND PLANT VARIETIES
Specialisation (Paper – 6) (IPR Branch)

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer **all** questions.
2. Figures to the **right** indicate **marks**.

Q. No. I. (a) Explain the importance of technological growth in plant breeding system. Marks : 10

OR

Trace out Indian and international history of plant breeders rights.

(b) Write a note on : Marks : 6

i) Plant Breeders Rights (PBRs).

OR

ii) The distinction between the PBRs and IPRs (patent).

Q. No. II. (a) Discuss the basic principles underlying the plant variety protection in India. Compare it with U.K. and U.S.A. Marks : 10

OR

Explain the salient features of the Protection of Plant Varieties and Farmers Rights (PPVFR) Act, 2001.

(b) Write a note on : Marks : 6

i) The concept of farmer and breeder.

OR

ii) The concept of propagating material and plant variety.

Q. No. III. (a) Discuss in detail the types of varieties protected under the Protection of Plant Variety and Farmers Rights Act, 2001. Marks : 10

OR

Discuss the procedure for the registration of new Variety and Essentially Derived Variety (EDV).

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(b) Write a note on :

Marks : 6

i) Non-registrable varieties.

OR

ii) Benefit sharing.

Q. No. IV. (a) Discuss the remedies available for infringement of Breeders Rights.

Marks : 10

OR

Explain the different kinds of licences under PPV and FR Act, 2001.

(b) Write a note on :

Marks : 6

i) Offences and penalties under PPV and FR, Act 2001.

OR

ii) Powers of the Central Government under PPV and FR Act, 2001.

Q. No. V. (a) Critically evaluate the impact of TRIPs on Indian Agriculture and Economy.

Marks : 10

OR

Analyse the need and importance of the intergovernmental convention for the protection of new varieties of plant (UPOV).

(b) Write a note on :

Marks : 6

i) GATT/WTO – 1993.

OR

ii) Objects of WIPO.
