



0461

Fourth Semester LL.M. Examination, June/July 2012
LAW OF INTELLECTUAL PROPERTY AND BIODIVERSITY (IPR – Branch)
Specialisation (Paper – VII) (Course – I)

Duration : 3 Hours

Max. Marks : 80

Instructions: 1. Answer **all** questions.

2. Answer **one** from Part (a) and **one** from Part (b).

Q. No. 1. (a) Critically examine the objectives of Biological Diversity Act. Marks : 10

OR

Explain the procedure for registration of plant varieties. Discuss the conditions for registration.

(b) Write a note on rights of indigenous people. Marks : 6

OR

Explain Plant Breeder's Rights.

Q. No. 2. (a) Critically examine the application of patent law of granting patent on biological material. Explain whether Biological Diversity Act is computable with Patent Act. Marks : 10

OR

Discuss the conditions and legal requirements for granting Breeder's Right.

(b) What is traditional knowledge ? Explain. Marks : 6

OR

Write a note on Ex-situ conservation.

Q. No. 3. (a) Explain the composition, powers and functions of National Biodiversity Authority. Marks : 10

OR

Critically examine the rights conferred on farmers under PPVFR. Do they conflict with Plant Breeder Rights ?

(b) What is variety ? Explain. Marks : 6

OR

Can plant DNA be patented ? Explain.

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Q. No. 4. (a) Discuss the powers and functions of Central Government under BDA.

Marks : 10

OR

What constitutes infringement of plant varieties ? Explain the remedies and penalties for infringement under PPVFR.

(b) What is heritage site ? Explain.

Marks : 6

OR

Define biological diversity.

Q. No. 5. (a) Examine the interrelationship between TRIPS and UPOV.

Marks : 10

OR

Explain the salient features and basic principles of CBD.

(b) Write a note on sustainable use.

Marks : 6

OR

What do you mean by 'fair and equitable benefit sharing'?
