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Fourth Semester LL.M. Examination, December 2013
LAW OF INTELLECTUAL PROPERTY RIGHTS, HUMAN RIGHTS AND
ENVIRONMENT (IPR Branch)
(Specialisation Paper – IX)

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer **all five** Questions.
2. Answer **one** essay type and **one** short note question from **each unit**.
3. Figures to the **right** indicate marks.

- Q. No. I. (a) Inventors became very much interested that the inventions done by them should not be infringed by any one else by copying them. How far this interest is legally protected in India ? Marks : 10

OR

All human beings are born free and equal in dignity and right. Explain.

- (b) "Traditionally we are a pollution loving nation" (Prof. Paras Diwan) – Do you agree ? Explain. Marks : 6

OR

In what way the right of a refugees be violated in the process of asylum seeking in host countries ?

- Q. No. II. (a) The necessity to preserve ecology and environment should not hamper economic and other developments. Critically examine. Marks : 10

OR

Discuss the power of Central Government of take measures to protect and improve environment.

- (b) State the powers of the National Environment Appellate Authority. Marks : 6

OR

How far right to know plays an important role in environmental matters ?

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- Q. No. III. (a) “If quality of life is to be assured to the present generation and if the future generation is to be saved from environmental catastrophe, the nature’s gift to us in the form of flora and fauna has to be preserved in the natural form”. Critically examine in the light of development and environmental protection. Marks : 10
- OR
- Explain the pre-requisite for registration of a new variety under the Protection of Plant Varieties and Farmer’s Act.
- (b) State the powers of National Biodiversity Authority to oppose the grant of IPRs in any country out side India. Marks : 6
- OR
- Write a note on National Register of Plant Varieties.
- Q. No. IV.(a) The introduction of IPRs in agriculture is directly linked to the realisation of basic food needs. Critically examine. Marks : 10
- OR
- A prominent issue in human right is between collective rights and individual rights. Do you agree ?
- (b) Write a note on pollution that occur naturally and by human activities. Marks : 6
- OR
- What do you mean by rivalrous invention under Intellectual Property Rights ?
- Q. No. V. (a) Explain WTO agreement on agriculture and its importance on economics of India. Marks : 10
- OR
- After WTO, more products are ‘made in the world’ rather than made in India or made in U.S.A. etc. Critically examine companies production chain after WTO.
- (b) State the advantages of Madrid System for the international registration of Marks at WIPO. Marks : 6
- OR
- How far TRIPS agreement strikes the right balance between the right of governments and right of patent holders ?
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