

PARUL UNIVERSITY
FACULTY OF LAW
LL.M, Summer 2017 – 18 Examination

Semester: 2

Subject Code: 17201181

Subject Name: Law of Biodiversity and Traditional Knowledge

Date: 09/05/2018

Time: 10:30AM TO 01:00PM

Total Marks: 60

Instructions:

1. All questions are compulsory.
2. Figures to the right indicate full marks.
3. Make suitable assumptions wherever necessary.
4. Start new question on new page.

Q.1 Do as directed. (1 marks each. All Compulsory)**(15)**

1. Article 12 of Nagoya Protocol provides for Traditional Knowledge associated with genetic resources. (True or False)
2. Biodiversity Act doesn't provide Local Biodiversity Fund. (True or False)
3. PPVFR provides for '*sui generis*' system of protection. (True or False)
4. PPVFR Act doesn't provide for Researcher's Right. (True or False)
5. Seeds Act 1966 applies to whole of India including Jammu & Kashmir. (True or False)
6. Headquarters of National Biodiversity Authority is situated at

A. Delhi	B. Mumbai
C. Kolkata	D. Chennai
7. Sec _____ of Biodiversity Act provides for National Biodiversity Fund.

A. Sec 27	B. Sec 26
C. Sec 28	D. Sec 29
8. Nagoya Protocol came into existence in the year

A. 2008	B. 2009
C. 2010	D. 2011
9. Risk Management is provided under _____ of Cartagena Protocol

A. Article 16	B. Article 17
C. Article 15	D. Article 14
10. Provision for Fair & Equitable Sharing is provided under _____ of Nagoya Protocol

A. Article 8	B. Article 9
C. Article 5	D. Article 6
11. Convention on Bio-Diversity was finalized in

A. Nairobi	B. Rio de Janerio
C. New York	D. Cape Town
12. Breeder's Right is granted where the variety is

A. New	B. Distinct
C. Uniform	D. all of the above
13. No of non official members in NBA are

A. 5	B. 6
C.7	D.8
14. Duration of protection under PPVFR is

A. 9 years	B. 10 years
C. 11 years	D. 12 years
15. Duration of protection for vines and trees under PPVFR Act is

A. 6 years	B. 7 years
C. 8years	D.12 years

- Q.2 A) Write short notes on. (Each of three mark) (15)**
1. Discuss the 'community rights' under PPVFR Act.
 2. Discuss the main goals of CBD.
 3. Discuss the 'Farmers Rights' under PPVFR.
 4. UPOV is not right for India. Give your opinion on the statement.
 5. Explain 'National Gene Fund' under PPVFR Act.
- Q.3 A) Explain the establishment , powers & functions of National Biodiversity (08)**
- OR**
- A) Explain Salient features of PPVFR Act. (08)**
- B) What is Traditional Knowledge? Discuss the measures for protection of Traditional Knowledge. (07)**
- OR**
- B) Elaborate the provision of Seed Inspector under Seed Act. Explain the powers of Seed Inspector under Seed Act. (07)**
- Q.4 A) Discuss the NGT Case of Keoti Village challenging destruction of biodiversity by state government. (07)**
- B) Answer the following (short questions with option) (Each of two mark) (08)**
1. Discuss the concept of Information Sharing and Bio-safety Clearing House.
 2. Discuss the objective of Nagoya Protocol.
 3. **A** Define 'seed' under Seed Act.
- OR**
- B. Who is a 'farmer' under PPVFR?**
4. **A.** Define 'biodiversity' under Biodiversity Act.
- OR**
- B. Define 'sustainable use' under Biodiversity Act.**