

Seat No: _____

Enrolment No: _____

PARUL UNIVERSITY

FACULTY OF LAW

LL.M (Intellectual Property Rights), Winter 2019 – 20 Examination

Semester: 1

Date: 29/11/2019

Subject Code: 17201132

Time: 10:30am to 01:00pm

Subject Name: Law of Patents & Technology Transfer

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 mark each. All Compulsory)

(15)

1. The Patents Act, 1970 repealed which of the following previous legislations on Patent?
[a] Act VI of 1856 [b] Act V of 1893
[c] Patents & Designs Act, 1911 [d] All of these
2. The Head Office of the Patent Office is located at _____
[a] Mumbai [b] Chennai
[c] Kolkata [d] New Delhi
3. The landmark case of *Novartis AG v. Union of India & Ors. (2013)* is based on which Section of the Patents Act?
[a] Section 3 (d) [b] Section 4
[c] Section 52 [d] Section 107A
4. The provisions for Bolar Exemptions are contained in which Section of the Patents Act, 1970?
[a] Section 107 [b] Section 52
[c] Section 107A [d] No such provision
5. Section 107A relating to Bolar Exemptions is drafted on the lines of which legislation?
[a] The Hatch-Waxmann Act of USA [b] The European Patent Act
[c] The Australian Patent Act [d] The German Code of Patent
6. After filing of the provisional specification, the complete specification must be filed within a period of _____
[a] 12 months [b] 6 months
[c] 3 months [d] 9 months
7. Which Section provides the grounds for opposition?
[a] Section 13 [b] Section 26
[c] Section 25 [d] Section 25
8. An application for pre-grant opposition can be filed by _____
[a] Any person [b] Only an interested person
[c] Both (a) and (b) [d] None of these

it has unpacked the International Technology Transfer debate. Explain this in respect of the provisions of UNCTAD Code on Technology Transfer.

Q.4 A) Explain provisions of Compulsory Licenses as provided under the Patents Act. **(07)**

B) Write short notes on: (Any four) (Each of two marks) (08)

1. Revocation of Patent
2. Surrender of Patent
3. Bolar Exemptions
4. Forms of Assignment of Patent
5. Write a note on procedure for application of patent under the Patent Cooperation Treaty.