



DRAFT SYLLABUS - IPR

DIPLOMA IN INTELLECTUAL PROPERTY RIGHT & THE LAW

This course shall be of one year. And the exam shall be conducted at the end of the year.

The eligibility for admission to this course shall be "a degree in any faculty" with 45% marks and 5% marks relaxation shall be given to SC, ST candidates.

PAPER-I INTRODUCTION TO INTELLECTUAL PROPERTY

I - Legal concept of property

1. Theories of property
2. Classification of property
3. Common law for Protection of Rights & remedies

II - Introduction to IPR its origin and development

1. What is rational of intellectual Property?
2. Concept & Classification of IPR
3. Geographical Indications - Protection of Plant Varieties and Farmers' Rights

III - International regime of Intellectual Property Right

1. International Instrument
 - a) Paris Convention
 - b) Berne Convention
2. International Agreement
 - a) TRIPS Agreement



- b) Agreement Madrid
 - c) Lisbon Agreement & PCT
3. International Organisation
- a) WIPO Organisation
 - b) UPOV Organisation

PAPER - II
TRADEMARK & DESIGN LAW

1. Evolution of Trademark

- a) Features of Trademark
- b) Evolution in India
- c) Scheme of Legislation

2. Modern concept of Trademark

- a) Trademark in early Times
- b) Trademark, Service mark, Certification mark, Collective mark, Well Known Trademark, Domain name, Special Provisions for Textile Goods.
- c) Changing Concept of Trademark

3. Procedure for Registration & Acquisition of Trademark

- a) Procedure for application to Trademark office
- b) Absolute ground for Refusal of Trademark
- c) Steps for Registration & Acquisition

4. Right & Infringement Under Trademark Law

- 1. Rights Confirmed by Trademark Law
- 2. Essentials of Infringement
 - a) Deceptive Similarity



b) Passing - off

c) Infringement of Trademark

3. Remedies - Civil

-Criminal

-Administrative

5. Registration of Designs-Copyright in Registered Designs-Industrial and International Exhibitions

PAPER-III PATENT LAW

1. Law relating to Patent in India

1. Silent feature's of Act 1970
2. Patent Act of 2002 (Amendment)
3. Patent Act of 2005 (Amendment)

2. Evolution of patent law

1. Definition & kinds of patents
2. Originality, Novelty, Utility of patent
3. Legal Position in India

3. Patentability of Inventions

1. Inventions which are Patentable and non patentable
2. Patent for Biotechnology,
3. Patent for Computer Technology



4. Acquisition of patent

1. Procedure of registration
2. Provisional and complete specification
3. Surrender and revocation of patent

5. Rights and remedies

1. Rights and duties of patentee
2. Compulsory license, acquisition, limitation
3. Remedies for infringement- Civil, criminal and administrative

PAPER IV COPYRIGHT LAW

1. Development of copyright law

1. Act of 1914
2. The copyright Act 1957
3. Amendments of the Act in 1983, 1984, 1994, 1999th amendment

2. Subject matter for copyright protection

1. Work in which copyright subsists
2. Copyright in the case computer programmes
3. Artist right- Rights of Broadcasting Organisation and of Performers

3. Ownership of copyright and right of owner

1. Right of copyright owner
2. Assignment and licensing of copy wright



3. Term of protection

4. Infringement and remedies

1. Factors involved in infringement
2. Fair use of copy right
3. Remedies civil, criminal and administrative

5. Authorities and institutions under copyright Act

RECOMMENDED BOOKS

P.S. Narayan - Intellectual property law in India

Dr. S.R. Myneni - law of intellectual property

Elizabeth Verkey - Law of patents

Lal's Copyright law

Cornish and Llewelyn - Intellectual Property patents, Copyright, Trademark and allied rights

Universal guide to Trade mark law

Bently Sherman - Intellectual property law.

N S Gopalakrishnan and T G Ajitha-Principles of Intellectual Property

EXAMINATION

Paper pattern for all subjects

Theory 80 theory + 20 internal examinations

Theory paper - attempt any 4 out of 7 question. Duration 3 hr.

Internal examination - 5 attendance + 5 seminar + 5 test + 5 overall = 20 marks

In case candidate is absent for theory or internal examination he or she shall be permitted to appear for the same in the subsequent examination.