



BRAINWARE UNIVERSITY

ODD Semester Examinations 2021- 22

Programme – Master of Law - 2020 [LL.M]

Course Name – IPR: Jurisprudential Development & International Perspectives

Course Code – LLM303A

(Semester III)

Time allotted : 1 Hour 15 Minutes

Full Marks : 60

(Multiple choice type question)

60 x 1 = 60

Choose the correct alternative from the following

- (I)agreement concerning the International Deposit of Industrial Designs
- | | |
|------------------------|-------------------------|
| A) The Hague Agreement | B) The Madrid Agreement |
| C) Berne Convention | D) Berne Convention |
- (II) In the case of joint authors the term of copyright are
- | | |
|--|--|
| A) 60 years from first publication | B) Lifetime of any one author + 60 years |
| C) Lifetime of lastly deceased author + 60 years | D) None of these |
- (III) Joint co-owner can not by himself grant any licence or assign the patent in full or in part to any other person without the consent of
- | | |
|------------------|--------------|
| A) Licencee | B) Co-Owners |
| C) Central Govt. | D) Registrar |
- (IV) In most countries, how long does copyright last for?
- | | |
|---|---|
| A) 10 years after the creation of the work | B) 50 years after the creation of the work |
| C) 10 years after the death of the person who created that work | D) 20 years after the death of the person who created that work |
- (V) The following can be patented
- | | |
|--------------------------|-----------------|
| A) Machine | B) Process |
| C) Composition of matter | D) All of these |
- (VI) New seed policy Implemented in the year of
- | | |
|---------|---------|
| A) 1988 | B) 1950 |
| C) 1978 | D) 1990 |
- (VII) Govt. may ordered the non-advertisement of any patent application in the case of invention related to
- | | |
|---------------------|------------------|
| A) Defense of India | B) Atomic energy |
| C) Atomic energy | D) Food |
- (VIII) Can lecture delivered in the classroom be copyrighted ?
- | | |
|---------------------------------|-----------------|
| A) Occasionally with conditions | B) Yes |
| C) No | D) None of them |
- (IX) Which of the following is the right conferred to the patentee ?
- | | |
|---------------------------------------|----------------------------|
| A) Right to oppose compulsory licence | B) Right to expand patent |
| C) Right not to work out patent | D) Right to exploit patent |
- (X) Which of the following is (are) included in Geographical indications of Goods
- | | |
|-----------------|-----------------|
| A) Handicraft | B) Foodstuff |
| C) Manufactured | D) All of these |
- (XI) Which of the following is a patentable subject matter ?
- | | |
|---------------------|----------------|
| A) Tangibles | B) Ideas |
| C) Traditional Arts | D) Intangibles |

- (XII) Farmers variety can also be registered as an
 A) extant variety
 C) Breeds variety
 B) Essentially derived variety
 D) None of these
- (XIII) The sign used for a Geographical Indication may be:
 A) A name of a geographical place
 C) A map
 B) A symbol
 D) All of these
- (XIV) The plant variety protected in India include
 A) Extant variety
 C) Farmer's variety
 B) Essentially derived variety
 D) All of these
- (XV) What protects the intellectual property created by designers?
 A) registered designs
 C) trademarks
 B) copyright
 D) patents
- (XVI) Copyright is a
 A) creation by person of efforts, intellectual and capital
 C) creation by person of the efforts only
 B) creation by the mental status of a person
 D) creation by negligence of a person
- (XVII) What can be copyrighted in law reports for judgments and orders of the court?
 A) Reports as a whole
 C) Both Reports as a whole and Head notes
 B) Head notes
 D) None of them
- (XVIII) 1. What protects the intellectual property created by artists?
 A) a) Copyright
 C) c) Patents
 B) b) Geographical Indications
 D) d) Registered Designs
- (XIX) Which one of the following is not a Geographical Indication?
 A) Goa Feni
 C) Indian Neem tree
 B) Nagpur orange
 D) Kolhapuri chappal
- (XX) If a company develops a new technology that improves its main product, what type of intellectual property can they use to stop others from copying their invention?
 A) copyright
 C) patents
 B) geographical indications
 D) trademarks
- (XXI) Plant variety means
 A) Highest rank in taxon
 C) Not related to taxon
 B) Intermediate rank
 D) Lowest rank in taxon.
- (XXII) The minimum term of imprisonment for using pirated computer software is
 A) 1 Month
 C) 6 Months
 B) 7 Days
 D) 3 Months
- (XXIII) Sec. 37 of copyright act 1994 gives the broadcasting organisation the right known as.....
 A) Broadcasting reproduction rights
 C) Production rights
 B) Musical rights
 D) None of these
- (XXIV) In India, the literary work is protected until
 A) Lifetime of author
 C) 40 years after the death of author
 B) 25 years after the death of author
 D) 60 years after the death of author
- (XXV) India is a member of the
 A) Paris Convention
 C) Strasbourg Agreement
 B) Patent Cooperation Treaty (PCT)
 D) Substantive Patent Law Treaty
- (XXVI) Rights under the protection of plant variety and farmers right Act
 A) Breeders' Rights
 C) Researchers' Rights
 B) Farmers Right
 D) All of these
- (XXVII) The purpose of filing a specification is to make available the invention
 A) Registrar
 B) Public

- C) Government
D) None of these
- (XXVIII) Is registration of copyright mandatory ?
A) In some special case
B) Yes
C) No
D) None of these
- (XXIX) The term 'Geographical Indications' could be used for:
A) Agricultural goods
B) Natural goods
C) Manufactured goods
D) All of these
- (XXX) Why patent is granted ?
A) To encourage investors
B) To encourage labour
C) To encourage inventors
D) To develop country
- (XXXI) Who can sue for infringement of trademark?
A) Registered trademark owner only
B) Unregistered trademark owner
C) Central Govt. on behalf of owner
D) State Govt. on behalf of owner
- (XXXII) The assignment and licences for the copyright can be registered with
A) Registrar of Copyright
B) Central Govt.
C) Controller of Copyright
D) State Govt.
- (XXXIII) If owner of copyright work..... the copyright board will grant compulsory licence
A) Refused to republish
B) Refused to pay tax to the government
C) Refused to assign copyright to other person
D) None of these
- (XXXIV) Which of these is a geographical indication?
A) BMW
B) Champagne
C) Hogwarts
D) World Wide Web
- (XXXV) Under which act service marks are registerable?
A) Trade and Service Marks Act 1999
B) Trade and Merchandise Marks Act 1958
C) Trademarks Act 1999
D) Service Marks Act 1958
- (XXXVI) The mark granted by the authority granting the certificate of quality and standard is called.....
A) Additional Trademark
B) Service Mark
C) Certification Mark
D) Quality Mark
- (XXXVII) Which Convention relating to Industrial Property.....
A) Paris Convention
B) Berne Convention
C) Budapest Treaty
D) WIPO
- (XXXVIII) Which of the following must be there for patentable invention?
A) Resemblance
B) Newness
C) Obvious
D) Patented
- (XXXIX) UPOV is
A) United states patent
B) Convention for patent
C) Convention for plant variety
D) None of these
- (XL) The registered user can institute proceedings for infringement in his own name against.....
A) Third party
B) Proprietor of trademark
C) Both Third party and Proprietor of trademark
D) None of these
- (XLI) Which of the restricted use of a patented invention permissible under the law?
A) Instruction to pupils
B) Personal use by any person
C) Use by any trust
D) Use by any company
- (XLII) The Berne Convention was first established in the year
A) 1886
B) 1940
C) 1980
D) 1976
- (XLIII) Who can use a registered Geographical Indication?

- A) A person having interest in goods to which the Geographical Indication relates
 B) A person residing in the area to which the Geographical Indication relates
 C) A producer of the goods in respect of which a Geographical Indication has been registered
 D) An authorised user
- (XLIV) The employee can not apply for patent if he is specifically employed for.....
 A) Research and development
 B) Management
 C) Surveillance of research
 D) Clerical work
- (XLV) Trademarks identifies.....
 A) Consumer and its origin
 B) Product and its origin
 C) Product and consumer
 D) Registrar and controller
- (XLVI) A product may be sold in the market without destroying its novelty
 A) Only after applying for a patent
 B) Only after the grant of a patent
 C) Only after publication of the patent application in the official journal.
 D) Only if the process for its preparation is kept secret
- (XLVII) 3. What does a trademark protect?
 A) a) An Invention
 B) b) A Work Of Art
 C) c) Logos, Names And Brands
 D) d) The Look, Shape And Feel Of A Product
- (XLVIII) Copyright is granted for
 A) Original musical work
 B) Original trademark
 C) Original ideas
 D) Original research product
- (XLIX) The term for copyright in literary work is
 A) 20 Years
 B) Lifetime of author + 60 years
 C) 60 Years
 D) Lifetime of author + 20 years
- (L) Which of the following can not be copyrighted ?
 A) Artistic work
 B) Musical work
 C) Practical use
 D) Film
- (LI) What does a trademark protect?
 A) an invention
 B) a work of art
 C) logos, names and brands
 D) a secret formula
- (LII) The jurisdiction of registrar of trademark for the purpose of application of trademark be decided on
 A) Place of residence
 B) As per applicants will
 C) As per the registrar will
 D) Principal place of business
- (LIII) If you write an original story, what type of intellectual property gives you the right to decide who can make and sell copies of your work?
 A) copyright
 B) geographical indications
 C) patents
 D) trademarks
- (LIV) A provisional specification is filed to fix the
 A) Term of the patent
 B) Expiry date of patent
 C) Priority date of patent
 D) Assignment of patent
- (LV) A complete patent specification shall disclose
 A) All the methods of performing the invention
 B) All anticipated uses of the invention
 C) The best method of performing the invention
 D) All of these
- (LVI) Any person contravenes the secrecy direction by the controller of the patent be punished with imprisonment which may extend toyears.
 A) 1
 B) 5
 C) 2
 D) 4
- (LVII) Can genuine abridgement of a literary work subject of copyright ?
 A) Yes
 B) No
 C) Occasionally
 D) None of them

(LVIII) The design can be also registered under.....

A) Copyright Act

C) Geographical Indication Act

B) Trademark Act

D) Patent Act

(LIX) Can the government of India use any patented invention merely for its own use?

A) Yes, it can do so, only when the President of India sanctions such use

C) Yes, only after 3 years of the date of grant of the patent

B) Yes, it can do so, only if the government notifies its intention of using the said patent before two months of such use

D) All of these

(LX) Can an assignee sue an assignor for infringement of copyright ?

A) In some cases

C) Yes

B) No

D) None of these