



Masters of Laws (Business Law Group)
LL.M. (Business Law Group) Semester-II

Course Code	PL02ELBL51	Title of the Course	Law of Industrial & Intellectual Property-II
Total Credits of the Course	05	Hours per Week	

Course Objectives:	<ol style="list-style-type: none">1. To familiarize students with the current trends in Intellectual property Rights to students.2. To disseminate knowledge on patents, biotechnology, software, Unfair Trade Practices, etc.3. To disseminate knowledge on copyrights and its related rights and registration aspects4. To disseminate knowledge on trademarks and consumer protection5. To disseminate knowledge on International perspective of IP Protection.
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Unit	Description	Weightage*(%)
1.	Patent Search, Examination and Records: <ul style="list-style-type: none">• International and global patent information retrieval systems (European Patent Treaty)• Patent Co-operation Treaty (PCT)	20%
2.	Differences in resources for patent examination between developed and developing societies <ul style="list-style-type: none">• The Indian Situation	20%
3.	Special Problems of Proof of Infringement: <ul style="list-style-type: none">• Status of intellectual property in transit – TRIPS obligation – Indian position• The evidentiary problems in action of passing off• The proof of non-anticipation, novelty of inventions protected by patent law• Evidentiary problems in piracy: TRIPS obligation – reversal of burden of proof in process patent• Need and Scope of Law Reforms	20%
4.	Intellectual Property <ul style="list-style-type: none">• Freedom of speech and expression as the basis of the regime of intellectual property right – copyright protection on internet – WCT (WIPO Copyright Treaty, 1996)• Legal Status of Hazardous research protected by the regime of intellectual property law	20%
	Human Right <ul style="list-style-type: none">• Human right of the impoverished masses intellectual property protection of new products for healthcare and	20%





	food security <ul style="list-style-type: none"> • Traditional knowledge – protection – biodiversity convention – right of indigenous people 	
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PSDA (Professional Skill Development Activities)

❖ Statutes and Judgment Analysis
❖ Preparation of One Research Paper/Research Article
❖ Access to Legal Resources: E-Library, E-Books and E-Database
❖ Developing Comparative Analysis Skills

Teaching-Learning Methodology	<ul style="list-style-type: none"> • Lecture Method • Power Point Presentation (including audio/video) • Group Discussion • Role Play • Team Exercise • Case study
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Evaluation Pattern

Sr. No.	Details of the Evaluation	Weightage
1.	Internal Written / Practical Examination (As per CBCS R.6.8.3)	20%
2.	Internal Continuous Assessment in the form of Practical, Viva-voce, Quizzes, Seminars, Assignments, Attendance (As per CBCS R.6.8.3)	10%
3.	University Examination	70%

CourseOutcomes: Having completed this course, the learner will be able to

1.	The students once they complete their academic projects, shall get an adequate knowledge on patent and trademark for their innovative and industrial works
2.	During their research career, information in patent documents provide useful insight on novelty of their idea from state-of-the art search. This provides further way for developing their idea or innovations
3.	Pave the way for the students to catch up Intellectual Property (IP) as a career option <ul style="list-style-type: none"> a. R&D IP Counsel b. Government Jobs – Patent Examiner





c. Private Jobs d. Patent agent and Trademark agent e. Entrepreneur

Suggested References:

Sr. No.	References
1.	Special attention should be given to literature of the U.N. System, WIPO and the UNESCO.
2.	Terenee P. Stewart (ed.) - The GATT Uruguay Round: A Negotiating History (1986-1994) theEnd
3.	Game (Part - 1)(1999) –Kluwer
4.	Iver P. Cooper, Biotechnology and Law (1998) - Clerk Boardman Callaghan, New York.
5.	David Bainbridge, Software Copyright Law (1999)-Butterworths
6.	Sookman, Computer Law (1998)-Carswell
7.	Carlos M. Correa(ed.) - Intellectual Property and International Trade (1998), Kluwe

On-line Resources

a. Manupatra
c. SCC Online
c. Hein Online
d. LexisNexis
e. JStor
f. Bloomsbury

