

INTELLECTUAL PROPERTY RIGHTS

3 Credits (3-0-0)

Course Objectives:

1. To recognize the importance and educate basic concepts of Intellectual Property Rights.
2. To identify the significance of Patents.
3. To understand the statutory provisions with respect to different forms of IPRs in the simplest of forms.
4. To learn the procedure to get Patent, Copyright, Trade Mark, Industrial Design

UNIT-I

Introduction to IPRS:

L- 10 Hours

Concepts of Property and Rights. History of IPRs. Different forms of IPRs. Role of IPRs in R and D.

Patents:

Meaning of Patent, Object and Value of Patent law. Advantages of Patent to the inventors. Criteria for Patentability. Software and Business Methods Patents. Govt. use of inventions, infringement of Patent and remedies for infringement. Compulsory license.

UNIT- II

Patent Drafting:

L-10Hours

Scope of invention, definitions, types of specification, descriptions, drawing, claim drafting.

Filing Requirement of patent:

Forms to be submitted, assignment requirements, filing mechanism through Individual patent office and PCT route. Importance of PTC, claiming priority from either route. Request for re - examination and revocation. Term of Patent and Patent renewal.

Searching of Prior art:

Prior art, Tangible versus Intangible prior art. Search strategy: key words, structures, sequences, use operators, database for searching free and paid, disclosed versus claimed matters.

UNIT- III

Trade-Marks:

L - 10Hours

Meaning and functions of Trade Marks. Concept of Distinctiveness and Trade Marks registration. Trade Marks- Challenges in Non- Conventional Marks. Infringement of Trade Marks and remedies for infringement. Domain Names Disputes and Well-Known Marks.

Industrial Design:

Definition of a design. Concept of Novelty and Originality; Inclusive and Exclusive Designs. Industrial Design registration in India. Infringement of Design and remedies for infringement.

UNIT- IV

Copyright:

L- 10 Hours

Introduction. Nature of Copyright, Subject-matter requirement in Copyright Law. Neighboring/ Related, Economic and Moral Rights of Authors. Copyright in the Digital Context. An overview of Copyright protection in India. Transfer of Copyright. Infringement of Copyright, Copyright- fair dealing and remedies. Comparison with Patent and Copyright.

Confidential Information and Trade Secrets:

Introduction, Conditions of protection. Ingredients for an action for breach of confidence, distinction between Confidential Information and General Information. Data protection laws in India: Cyber-Crimes according to IT Act.2000.

Total: L- 40 Hours

Text Books:

01. P.Naryan, "Intellectual Property Law", 3rd Ed, Eastern Law House,2007.
02. Dr. S.R.Myneni, "Law of Intellectual Property", 9th Ed, Asia law House,2019.

References Books:

1. Dr.G.B Reddy, "Intellectual Property Rights and Law", Gogia Law Agency.
2. N.R. Subbaram.S. Viswanathan, "Hand book Indian Patent Law and, Practice" Printers and publishers Pvt, Ltd, 2008.
3. Cornish, "Intellectual Property Rights", Universal publications.

Course Outcomes:

At the end of the course the student should be able to:

CO 1: Distinguish and explain various forms of IPRs.

CO 2: Identify criteria's to fit one's own intellectual work in particular form of IPRs.

CO 3: Apply statutory provisions to protect particular form of IPRs.

CO 4: Analyse rights and responsibilities of holder of Patent, Copyright, Trademark, Industrial design etc.

CO 5: Identify procedure to protect different forms of IPRs national and international level.

CO 6: Develop skill of making search using modern tools and techniques.

Scheme of examination

CIE Pattern

- CIE 50 marks
- Total 3 CIEs are conducted (15x3=45 marks)
- 5 marks for assignment.

Pattern of SEE

1. Total of **Eight** Questions with Two from each unit to be set uniformly covering the entire syllabus.
2. Each question should not have more than **four** subdivisions.
3. Any **Five** Full questions are to be answered choosing at least One from each unit