

COURSE TITLE	INTELLECTUAL PROPERTY LAW
COURSE CODE	10FL1606
COURSE CREDITS	4

Objective:

- 1 To acquaint the students with Intellectual Property Rights in the Indian context
- 2 It aims to give an overview to the student on the practical applicability of international conventions in the Indian scenario.
- 3 To make students understand the legal regime adopted in various forms of Intellectual property laws.

Course Outcomes: After completion of this course, student will be able to:

- 1 To exhibit memory on the basic concept of IP rights
- 2 To Compare product/process patents and relating rules.
- 3 To identify trademarks & geographical indications and their application.
- 4 To examine the provisions relating to the Copyright.
- 5 To appraise importance of industrial designs by interpreting judicial decisions.
- 6 To imagine the consequences of non-protection of trade secrets & key business concerns in commercializing intellectual property.

Pre-requisite of course:N/A

Teaching and Examination Scheme

Theory Hours	Tutorial Hours	Practical Hours	ESE	IA	CSE	Viva	Term Work
3	1	0	50	30	20	0	0

Contents : Unit	Topics	Contact Hours
1	INTELLECTUAL PROPERTY RIGHTS: AN OVERVIEW Difference Between Intellectual Property, Intellectual Property Rights & Intellectual Property Law, Types of IP: Trademarks, Copyright, Patent, Industrial Design, Trade secrets & GI Traditional Knowledge, Plant Varieties, Integrated Circuit Layout Design, Theories of IP (Jurisprudential aspects), International Conventions: Paris Convention 1883; Madrid Agreement, 1891 & Protocol, 1989; Berne Convention, 1886; PCT, 1970; TRIPS	5

Contents : Unit	Topics	Contact Hours
2	PATENTS Concept of Patent, Product/Process Patents & Terminology, Duration of Patents, Elements of Patentability, Non- Patentable Subject Matter, Procedure for Filing of Patent Application, Procedure for Opposition Revocation of Patents Assignment and licensing of Patents, Compulsory Licensing, Patent Rights and Infringement, Covid Pandemic & Pharma Patenting	9
3	TRADEMARKS & GEOGRAPHICAL INDICATIONS Introduction & Historical Perspective, Definitions, Different Kinds of Marks, Registration of Trade Marks, Application for Registration, Objection & Opposition to Registration, Grounds for Refusal to Registration, Infringement of Trade Marks, Assignment & Transmission, Offences Penalties, Meaning and Nature of Geographical Indications, Application for Registration, Conditions & Procedure for Registration, Offences and Penalties	9
4	COPYRIGHT Introduction, Meaning of Copyright, Works in which Copyright Subsists (Section 13), Idea-Expression Dichotomy, Test of Originality (Doctrine of Sweat of the Brow, Modicum of creativity & Indian perspective of Skill & Judgement Test), Author & Ownership of Copyright, Economic and Neighbouring rights, Term of Copyright, Copyright Societies & Copyright Board, Assignment and Licensing of Copyright, Registration of Copyright, infringement of Copyright, Fair-use Doctrine (Section 52- Exceptions), Remedies against Infringement of Copyright	9
5	INDUSTRIAL DESIGNS Concept of Design, What is a Design, Registrable Design, Novelty & Originality, Registration of Design, Procedure for Registration, Term Duration of Protection, Copyright under Design, Piracy and Penalties, Assignment of Designs	9
6	PROTECTION OF TRADE SECRETS & KEY BUSINESS CONCERNS IN COMMERCIALISING INTELLECTUAL PROPERTY Introduction, Legislation Governing Trade Secrets, Protection under TRIPS Agreement, What Causes a Business to Lose Trade Secret Protection, Competition and Confidentiality Issues, Care & Maintenance of Confidential Information, Employee Confidentiality, Intellectual Property Issues in the Sale of Business, , Assignment of Intellectual Property Rights, Technology Transfer Agreements, Legal Auditing of Intellectual Property, Due Diligence of Intellectual Property Rights	4
Total Hours		45

Suggested List of Experiments:

Contents : Unit	Topics	Contact Hours
1	Issues related to Intellectual Property Law Issues related to Intellectual Property Law	15
Total Hours		15

Textbook :

- 1 Intellectual Property Law, P. Narayanan, Eastern Law House, 2020

References:

- 1 Law relating to Intellectual Property Rights, Law relating to Intellectual Property Rights, Dr. M.K Bhandari, EBC, 2019

Suggested Theory Distribution:

The suggested theory distribution as per Bloom's taxonomy is as follows. This distribution serves as guidelines for teachers and students to achieve effective teaching-learning process

Distribution of Theory for course delivery					
Remember / Knowledge	Understand	Apply	Analyze	Evaluate	Higher order Thinking / Creative
10.00	10.00	30.00	10.00	20.00	20.00