

**PARUL UNIVERSITY**  
**FACULTY OF LAW**  
**1 Year PG Diploma in IP Law Programme**  
**Syllabus of II Semester**

**Syllabus**

**FACULTY: LAW**

| <b>SEMESTER : II</b>                         |  |
|--|--|
| Course Code : 17500151<br>Course Credit : 05 | Course Title : Business Aspects of IPR, Trade Mark, Trade Secret, and Geographical Indications |

❖ **Objectives:**

This course will be taught with the objectives :

- To study the importance of Trade Mark and Trade Secret
- To analyze impact of registration of mark
- To be acquaint with protecting the Trade Secret

❖ **Outcomes:**

Students will be able to

- Understand the importance of Trade Mark and Trade Secret
- Learn the registration procedures
- Compare the Trade Secret with other laws

**Syllabus**

| UNIT | DESCRIPTION IN DETAIL   | WEIGHTAGE |
|------|---|-----------|
| 1    | <b>Trade Mark</b> <ul style="list-style-type: none"> <li>▪ Meaning, Need &amp; Emergence</li> <li>▪ Function &amp; Essential features</li> <li>▪ Kinds of Trade Marks &amp; Other Marks</li> <li>▪ Well-known Trade Mark</li> <li>▪ New age Trade Mark ±Smell mark</li> <li>▪ Trade Secret</li> </ul> | 25%       |
| 2    | <b>Registration of Trade Mark</b> <ul style="list-style-type: none"> <li>▪ Principles of registration – Grounds of Refusal</li> <li>▪ Procedure of registration</li> <li>▪ Rights conferred by registration – Assignment &amp; Licencing of Trade Mark</li> </ul>                                     | 25%       |

|   |   |     |
|---|---|-----|
| 3 | <b>Enforcement &amp; Protection of Trade Mark</b> <ul style="list-style-type: none"> <li>▪ Duration, Removal &amp; Restoration of Trade Mark</li> <li>▪ Registered Trade Mark</li> <li>▪ Unregistered Trade Mark</li> <li>• Infringement of Trade Mark</li> <li>• Different Remedies</li> </ul> | 25% |
| 4 | <b>Geographical Indication</b> <ul style="list-style-type: none"> <li>• Definition, Object &amp; Significance</li> <li>• Prohibited GI</li> <li>• Registration of GI</li> <li>• Distinction between GI &amp; other marks</li> <li>• Lisbon Agreement</li> </ul>                                 | 25% |

### Suggested Books:

- Ashwini. K. Bansal - Law of Trade Marks in India with introduction to Intellectual Property Laws
- Kailasam and Vedaraman - Law of Trade Marks and Geographical Indications
- Dr. G. B. Reddy - Intellectual Property Rights and the Law
- Dr. B. L. Wadhwa – Law Relating to Intellectual Property
- Dr. S. K. Singh - Intellectual Property Rights Laws
- Avtar Singh - Intellectual Property Laws
- J. P. Mishra – An introduction to Intellectual Property Rights
- N. S. Gopalakrishnan & T.G. Agitha- Principles of Intellectual Property
- V.K.Ahuja - Intellectual Property Rights in India
- W.R. Cornish - Intellectual Property

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**FACULTY: LAW**

**SEMESTER : II**

|  |  |
|--|--|
| Course Code : 17500152<br>Course Credit : 05 | Course Title : Law of Biodiversity & Traditional Knowledge |
|--|--|

❖ **Objectives:**

This course will be taught with the objectives :

- To study the importance of Biodiversity
- To get knowledge about how to protect biotech and plant related inventions
- To be acquaint with protecting the Traditional Knowledge
- To analyze impact of registration of Geographical Indication

❖ **Outcomes:**

Students will be able to

- Understand the importance of Biodiversity, Traditional Knowledge and Geographical Indication
- Learn to protect the biotech and plant related inventions and issues
- Come out with solutions how to save the biodiversity and traditional knowledge

**Syllabus**

| UNIT | DESCRIPTION IN DETAIL   | WEIGHTAGE |
|------|---|-----------|
| 1    | <b>Biological Diversity Act, 2002</b> <ul style="list-style-type: none"> <li>▪ Introduction &amp; Meaning</li> <li>▪ Access to biological diversity</li> <li>▪ National Biodiversity Authority</li> <li>▪ State Biodiversity Board</li> </ul> | 25%       |
| 2    | <b>IPR Protection for Plants</b> <ul style="list-style-type: none"> <li>▪ UPOV Convention</li> <li>▪ Seed Act, 1966</li> <li>▪ PPVFR</li> </ul>   | 25%       |

|   |   |     |
|---|---|-----|
| 3 | <b>Traditional Knowledge</b> <ul style="list-style-type: none"> <li>▪ Meaning &amp; Need of Protection</li> <li>▪ Traditional Knowledge in India</li> <li>▪ Traditional Knowledge Digital Library</li> <li>▪ Traditional Knowledge under IPR</li> </ul> | 25% |
| 4 | <b>IPR Protection for Biotech Invention</b> <ul style="list-style-type: none"> <li>• Basic Concept</li> <li>• Indian Scenario</li> <li>• Issues faced by biotech inventions under IPR laws - Budapest</li> <li>• Treaty - NBA</li> </ul>                | 25% |

### Suggested Books:

- Kailasam and Vedaraman - Law of Trade Marks and Geographical Indications
- Latha R Nair & Rajendra Kumar - Geographical Indications: A Search for Identity
- Dr. G. B. Reddy - Intellectual Property Rights and the Law
- Dr. B. L. Wadhera – Law Relating to Intellectual Property
- Dr. S. K. Singh - Intellectual Property Rights Laws
- Avtar Singh - Intellectual Property Laws
- J. P. Mishra – An introduction to Intellectual Property Rights
- Dr. N. S. Sreenivasulu & Dr. C. B. Raju – Biotechnology & Patent Law- Patenting living beings
- N. S. Gopalakrishnan & T.G. Agitha- Principles of Intellectual Property
- V.K.Ahuja - Intellectual Property Rights in India
- W.R. Cornish - Intellectual Property

# PARUL UNIVERSITY

## FACULTY OF LAW

### 1 Year PG Diploma in IP Law Programme Syllabus of II Semester

#### Syllabus

#### FACULTY: LAW

| SEMESTER : II                                |                                      |
|--|--------------------------------------|
| Course Code : 17500153<br>Course Credit : 05 | Course Title : Social Aspects of IPR |

#### ❖ Objectives:

This course will be taught with the objectives :

- To study the interface of IPR with Human Rights and Competition Law
- To get idea about IPR issues in E-Commerce and Information Technology
- To understand the valuation and management of IPR
- To analyze impact of IPR in social aspects

#### ❖ Outcomes:

Students will be able to

- Understand the stand of IPR in social aspects
- Recognize the social issues related to IPR
- Identify the wide effect of IPR on society at large

### Syllabus

| UNIT | DESCRIPTION IN DETAIL  | WEIGHTAGE |
|------|--|-----------|
| 1    | <b>Interface between IPR and Human Rights &amp; Moral Issues</b> <ul style="list-style-type: none"> <li>▪ Concept of IP relating to Human Rights</li> <li>▪ Constitutional aspect – FR and DSPPS</li> <li>▪ International instrument on public health – WHO and ILO</li> <li>▪ International instrument on Human Right – UDHR and ICCPR</li> <li>▪ Right to essential medicine</li> </ul> Morality of IPR with respect to Human rights | 25%       |
| 2    | <b>Interface between IPR and Competition Law</b> <ul style="list-style-type: none"> <li>▪ Theoretical basis of IPR and Competition Law</li> <li>▪ TRIPS and its impact on competition law regime</li> <li>▪ Abuse of IPR and Competition Law – agreements, abuse of dominant position, combination</li> <li>▪ Doctrine of exhaustion and its treatment</li> </ul> Modern trend to the conflict in IPR and Competition law              | 25%       |

|   |  |     |
|---|--|-----|
| 3 | <b>IPR issues in E- Commerce and Information Technology</b> <ul style="list-style-type: none"> <li>▪ Basic concept of computer science and cyberspace</li> <li>▪ Copyright issues in cyberspace</li> <li>▪ Patent protection of computer program</li> <li>▪ Trademark issues in cyberspace</li> <li>▪ New issues and challenges in cyberspace – cloud computing, convergence technology</li> </ul> ICANN | 25% |
| 4 | <b>IP Valuation and IP Management Issues</b> <ul style="list-style-type: none"> <li>▪ Meaning, Object &amp; Need of IP valuation</li> <li>▪ Factors affecting valuation</li> <li>▪ Methods of valuation &amp; its Limitations</li> <li>▪ Indian Scenario of IP Management</li> <li>▪ Management of IP under different IP laws</li> </ul>   | 25% |

**Suggested Books:**

- Nandan Kamath – Law relating to Computers Internet & E-Commerce
- David Lindsay – International Domain Name Law ICANN at the UDRP
- Rodney D Ryder – Intellectual Property and the Internet
- Samuelson and other – Software and Internet Law
- A Handbook on Valuation of IP in Emerging Countries like India – Accountability to take lead role now- By: Committee on Trade Laws and WTO, The Institute of Chartered Accountants of India