



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR
FACULTY OF LAW
NINTH SEMESTER BACHELOR OF ARTS AND LAWS INTEGRATED

(Session 2023-24 onwards)

PAPER -III (PAPER CODE -**BAL903**):(PAPER NAME - **INTELLECTUAL PROPERTY RIGHTS LAW**)

IX – SEMESTER

M.M 80

UNIT-I Introduction to Intellectual Property

- a. Concept & Meaning of Intellectual Property
- b. Nature and Characteristics of Intellectual Property
- c. Origin and Development of Intellectual Property
- d. Kinds of Intellectual Property

UNIT-II Copy Right

- a. Meaning and historical development of copyright
- b. Subject matter
 - Original literary, dramatic, musical, artistic works
 - Cinematograph films
 - Sound recordings
- c. Ownership of copyright
- d. Term of copyright
- e. Rights of owner
 - Economic Rights
 - Moral Rights
 - Neighbouring Rights
- f. Assignment and licence (including compulsory licence)of rights
- g. Performers rights
- h. Infringement of copyright and Fair View Doctrine
- i. Exceptions of infringement
- j. Remedies
 - Civil
 - Criminal
 - Administrative
- k. Registration
- l. Bollywood Amendment

UNIT-III Patents

1. Meaning and historical development
2. Criteria for obtaining patents
 - i. Novelty
 - ii. Inventive step
 - iii. Utility

3. Non patentable inventions
4. Procedure for registration
 - i. Application
 - ii. Specification
 - iii. Publication
 - iv. Examination
 - v. Opposition
 - vi. Grant of patent
5. Term of patent
6. Rights of patentee
7. Compulsory licence
8. Revocation
9. Government use of patent
10. Infringement of patents
11. Exceptions to infringement
12. Remedies
13. Patent office and Appellate Board

UNIT-IV

Trade Mark

1. Meaning and historical development of marks
2. Functions of marks
 - i. Commercial aspect
 - ii. Consumer aspect
3. Concept of distinctiveness
4. Absolute grounds of refusal
5. Relative grounds for registration
6. Doctrine of honest concurrent user
7. Procedure for registration
 - i. Application
 - ii. Advertisement
 - iii. Opposition
 - iv. Registration
8. Term of mark
9. Rights of holder
10. Assignment and licensing of marks
11. Infringement
12. Passing Off
13. Trade Marks Registry and Appellate Board ^[L]_[SEP]

SUGGESTED READINGS :

- | | | | |
|----|----------------|---|------------------------------|
| 1. | M.K. Bhandari | : | Intellectual Property Rights |
| 2. | S.P. Salarkar | : | Intellectual Property Rights |
| 3. | Vikas Vashisth | : | Intellectual Property Rights |
| 4. | P.S. Narayan | : | Intellectual Property Rights |
| 5. | R.K. Nagarjan | : | Intellectual Property Rights |