

**BIRLA INSTITUTE OF TECHNOLOGY, MESRA, RANCHI  
(MID SEMESTER EXAMINATION)**

**CLASS: I MSc  
BRANCH: CHEMISTRY**

**SEMESTER: III  
SESSION: MO/2022**

**SUBJECT: CH219 INTELLECTUAL PROPERTY RIGHTS**

**TIME: 2 HOURS**

**FULL MARKS: 25**

**INSTRUCTIONS:**

1. The total marks of the questions are 25.
  2. Candidates attempt for all 25 marks.
  3. Before attempting the question paper, be sure that you have got the correct question paper.
  4. The missing data, if any, may be assumed suitably.
  5. Tables/Data handbook/Graph paper etc. to be supplied to the candidates in the examination hall.
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Q1 (a)	Is the statement true or false? Explain why you think it is either true or false. "When I copyright a book, I also gain a copyright over all the words of the English language used in the book." Is the statement true or false? Explain why you think it is either true or false.	[2] 1	1 1
Q1 (b)	"Vishnu has the rights to the protection of moral and material interests resulting from any literary, artistic or scientific work of which he is the author."	[2] 1	1 1
Q2 (a)	What are anti-competitive practices in IP? Mention a few ways by which competition laws and IP laws curb anti-competitive practices.	[2] 2	1 1
Q2 (b)	What is the doctrine of fair use? Please provide an example of a case to illustrate a situation where the doctrine of fair use is applied.	[3] 2	1 1
Q3 (a)	"A mere copyist does not get a copyright" What qualities must a work possess to get a copyright? Discuss.	[2] 2	1 1
Q3 (b)	Describe any theory of intellectual property rights and how it would justify the need and scope of intellectual property rights.	[3] 3	1 1
Q4 (a)	i) Who has the right to an author's original expression? all who risk their lives speaking truth to power all who risk their capital to put their works before the public editors who proofread an author's works teachers who correct a student's works ii) What is the nature of copyright? incorporeal alienable time-bound all of the above	[2] 3	4 4
Q4 (b)	i) Which of the following are not protected by IPR? the secret formula for a flavored carbonated drink the design for a semi-conductor and integrated circuit the plot of a best-selling mystery novel the GI label on Basmati rice ii) Which of the following is the primary objective of copyrights? to reward the labour of authors and promote the progress of science and the arts to discourage copying by students to reward the creativity of movie buffs involved in the piracy of films to encourage the labour of scientists in reverse engineering drugs iii) Which of the following are not original literary works? research thesis and dissertations scientific question and answer books written rules of a game the periodic table	[3] 4	4 4

**PTO**

- Q5 (a) Filmstar extraordinaire Mr. Amitabh Bachchan reaches out to his biggest fan, Ms. Chetana Bhagat, who is a highly celebrated writer for children. Meeting her at a Literary Festival where he is promoting a book of his father's poetry, Mr. Bachchan suggests Ms. Bhagat to write about his childhood experiences growing up in a residential school in Nainital. Ms. Bhagat is excited by the idea and reaches out to the school for information. She published a short book titled "Bachchan ka Bachpan." When Mr. Bachchan hears about the book launch, he wants to dispute Ms. Bhagat's authorship. [2] 4 4
- What conditions for joint authorship must he have fulfilled to claim the same?
- Q5 (b) Consider the scenario described in 5(a); in your opinion, i) does Mr. Bachchan have a chance to gain joint authorship credits? ii) Would your opinion change if Ms. Bhagat received a commission for writing this book? Why? [3] 5 4

..... 30/09/2022 .....M