

Amity Law School

MINOR TRACK – INTELLECTUAL PROPERTY RIGHTS

FLEXILEARN

-Freedom to design your degree



Programme Structure

Curriculum & Scheme of Examination

2017

**AMITY UNIVERSITY CHHATTISGARH
RAIPUR**

Curriculum for Minor in Intellectual Property Rights

Semester I Principles of IPR LAW 2151

Module I

Introduction to Intellectual Property Rights
Concept and Theories
Kinds of Intellectual Property Rights
Economic analysis of Intellectual Property Rights

Module II

Criticisms of Intellectual Property Rights
Politics of Intellectual Property Rights
Third World Criticisms
Marxist Criticisms

Module III

International Regime Relating to IPR
TRIPS and other Treaties (WIPO, WTO, GATTs)

Semester II Copyright Law and Practices LAW 2251

Module I

Copyright and Neighbouring Rights
Concept and Principles
Historical background and Development of Copyright Law
Leading International Instruments, Berne Convention, Universal Copyright Convention, International Copyright under Copyright Act

Module II

Copyright Act, 1957
Copyright in Literary, Dramatic and Musical Works, Sound Recording, Cinematograph Films, Copyright in Computer Programme, Author Special Rights, Right of Broadcasting and performers,
Terms of Copyright.

Module III

Copyright Registrar and Copyright Board-Power and Procedure
Copyright Societies, Ownership, Assignment, Licence, Translation of Copyright, Compulsory Licences, Infringement-Criteria of Infringement, Infringement of Copyright-Films, Literary and Dramatic works, Importation and Infringement, Fair use provisions

Semester III Trademark Law and Practices LAW2351

Module I

Historical development of the concept of trademark and trademark law-National and International -- Introduction to Trademarks
Need for Protection.
Kinds of trademarks
Concept of Well known trademark

Module II

	Registration of trademark
	Grounds of refusal of registration
	Absolute ground
	Relative ground
	Procedure of registration of trademark
	Opposition
Module III	
	Infringement of trademark
	Passing off
	Deceptive similarity
	Defences
	Remedies for infringement and passing off
	Civil remedies
	Criminal remedies

Semester IV Patent Law and Practices LAW2451

Module I	Introduction to Patents
	Overview
	Historical development
	Concepts:
	Novelty
	Utility
	Inventiveness/Non-obviousness
Module II	
	Patent Act 1970 – amendments of 1999, 2000, 2002 and 2005
	Patentable subject matter
	Pharmaceutical products and process and patent protection
	Software Patents
	Patenting of Micro-organism
Module III	
	Procedure for obtaining patents
	Working of Patents
	Compulsory License
	Revocation of patents
Module IV	
	Infringement
	What Is Infringement?
	How Is Infringement Determined?
	Who Is an Infringer?
	Direct, Contributory, and Induced
	Defences to Infringement
	Research exemption

Semester V Emerging Issues and Challenges LAW2551

Module I

Public health and Intellectual Property Rights
Case study—Novartis Pharmaceuticals
Bayer Pharmaceuticals

Module II

TRIPS Flexibilities and access to medicine
IPR and Climate change
Patents and Biotechnology

Module III

Traditional knowledge and IPR
Bio piracy
Domain Name Disputes and Cyber squatting

References:

1. W.R. Cornish, **Intellectual Property**, Sweet & Maxwell, London (2000)
2. **Terrell On Patent**, 2000
3. P. Narayana, **Patent Law**, Wadhwa Publication.
4. Merges, **Patent Law and Policy: Cases and Materials**, 1996
5. Brian C. Reid, **A Practical Guide to Patent Law**, 2nd Edition, 1993
6. Brinkhof (Edited), **Patent Cases**, Wolters Kluwer
7. Prof. Willem Hoyng & Frank Eijsvogels, **Global Patent Litigation, Strategy and Practice**, Wolters Kluwer
8. Gregory Stobbs, **Software Patents Worldwide**, Wolters Kluwer
9. Feroz Ali Khader, **The Law of Patents – with a special Focus on Pharmaceuticals in India**, LexisNexis Butterworths Wadhwa, Nagpur.
10. Sookman, **Computer Law**, 1996
11. N.S. Gopalakrishnan & T.G. Agitha, **Principles of Intellectual Property** (2009), Eastern Book Company, Lucknow
12. Dr. B.L. Wadhera, **Law Relating to Patent, Trademarks, Copyright & Designs**
13. Hilarry Pearson and Clifford Miller, **Commercial Exploitation of INtellectual Property**

Status Prescribed :

1. **The Patents Act, 1970**
2. **The Copyright Act, 1957**
3. **The Trade and Marchandise Marks Act. 1958**