

MODULE-V

**PATENTS
RIGHTS**

Scope of Intellectual Property Rights

- ✓ **Patents**
- ✓ **Copyright**
- ✓ **Industrial Design Law**
- ✓ **Trademarks Rights Law**
- ✓ **Right of Publicity**
- ✓ **Geographic Indication**
- ✓ **Trade Secrets**

Licensing and transfer of technology

- ✓ **Introduction**
- ✓ **Forms of Technology Transfer:**
- ✓ **Advantages Related To Technology Transfer:**
- ✓ **Disadvantages Related To Technology Transfer**
- ✓ **Indian Scenario Regarding the Licensing and Technology Transfer**
- ✓ **Conclusion**

Patent Databases

- ✓ National and Multinational Patent Databases
- ✓ Commercial Patent Databases
- ✓ Patent Databases in Indian Context
- ✓ INPAIRS Version 2
- ✓ MCPaIRS (*Molecular Connections Patent Information Retrieval System*)
- ✓ EKASWA A, B and C Database
- ✓ INPAT(Indian Patent Database)

Searching a Patent Database

There are different tasks for which patent search are conducted, such as:

1. Patentability search
2. State-of-the-art search
3. Monitoring/legal status search
4. Bibliographic search
5. Infringement search
6. Validity search
7. Patent to product mapping search

Geographical Indications of Goods

- ✓ **What is a Geographical Indication?**
- ✓ **Examples of Indian Geographical Indications –**
- ✓ **Laws relating to Geographical Indication of Goods;**
- ✓ **Registration of Geographical Indication**
- ✓ **Procedure for Filing application for registration of Geographical Indication**
- ✓ **Infringement of Geographical Indication**

Administration of Industrial Property (Patent System)

- ✓ **Introduction**
- ✓ **Administrative Structure in the Industrial Property Office**
- ✓ **Directorate General**
- ✓ **Industrial Property Operations**

New developments in IPR

- ✓ Trademark law brought at par with international practices**
- ✓ Protection to Geographical Indications Provided**
- ✓ Copyright Law Modified**
- ✓ Patents Law more aligned with TRIPS**
- ✓ Protection for Plant Varieties and Rights of Farmers established**
- ✓ New Designs Law**
- ✓ Integrated Circuits Provisions adopted**

IPR of Biological Systems, Computer Software etc.

- ✓ **Role of Traditional Ecological Knowledge (Tek) In Conserving Biodiversity**
- ✓ **Ownership and Protection of Tek**
- ✓ **Source Code and Object Code**
- ✓ **Protection of Source Code**
- ✓ **Proprietary Software**
- ✓ **Copylefted and Open Source Software (OSS)**
- ✓ **Protection of Object Code**
- ✓ **Patents**
- ✓ **Law – US**
- ✓ **Industrial Process**
- ✓ **Business Methods**
- ✓ **Law – Europe**
- ✓ **Law – UK**
- ✓ **Law – India**
- ✓ **Patents – Some Difficulties, Period**
- ✓ **Method of patenting**
- ✓ **Software Patents—To be or Not to be**
- ✓ **Conclusion**

Traditional knowledge Case Studies, IPR and IITs

1. Now, what is exactly mean by Traditional knowledge?
2. How can we protect Traditional knowledge?
3. Defensive protection and Documentation of Traditional Knowledge:
4. Positive protection
5. Can trade secret protection be applicable to Traditional knowledge?
6. Is there a need for alternative regime for the protection of Traditional knowledge?
7. Neem:
 1. Bio-piracy:
 2. Problem raised in Neem Patent
 3. Dispute
 4. Neem campaign in India
 5. Case judgement
8. Conclusion