



**HIMACHAL PRADESH NATIONAL LAW UNIVERSITY,
SHIMLA**

SEMESTER-VIII

B.A./B.B.A. LL.B. (Hons.)

PAPER CODE: LB 802

COURSE TITLE: Intellectual Property Rights-II

CREDITS-04

Module-1

Copyright Law (The Copyright Act, 1957)

- 1.1 Introduction; Evolution, nature & concept of Copyright Laws
- 1.2 Doctrine of Labour, Skill and Effort – sweat of the brow and its critical analysis
- 1.3 Copyright as bundle of rights
- 1.4 The first owner: who is an author: authorship of computer generated work
- 1.5 Enumeration of Rights: reproduction, right to issue of copies Producer: term of copyright

Module-2

Ownership of copyright owner and infringement rights

- 2.1 Right to perform and communicate to public: right to make cinematograph films
- 2.2 Translation, Publication and reproduction in relation to all works
- 2.3 Rental rights, commercial rentals; adaptation, abridgement of works
- 2.4 Assignment of copyright license
- 2.5 Infringement of copyrights and neighboring rights

Module-3

Patent Law

- 3.1 Introduction to Patent Law: Need to protect Inventions
- 3.2 Patentable and Non-patentable inventions
- 3.3 Procedure for filing patent application
- 3.4 Licensing of Patents: Public Health Issues, Parallel imports; Compulsory & Voluntary license
- 3.5 Patent infringements: rights of patentee

Module-4

Law of Plant Varieties and Farmers' Rights, Trade Secrets and Traditional knowledge

- 4.1 Introduction: an overview
- 4.2 Registrable varieties: rights of breeder, farmers, researchers and community interests
- 4.3 Trade Secrets: legal framework in India; National & International
- 4.4 Subject matter of trade secret protection
- 4.5 Traditional Knowledge of folklore

Prescribed legislation & Instruments:

1. The Copyright Act, 1957
2. The Patents Act, 1957
3. The Plant Variety Protection and Farmers' Rights Act, 2001
4. The Design Act, 2000

Prescribed Books:

1. Copinger and Skomnes James on Copyright by Gillian Davies, Kevin Garnett
2. W.R. Cornish, and David Liewelyn, Intellectual property: Patents, Copyright, Trademarks and Allied Rights
3. Ashwani Kumar Bansal, Materials on Copyright, (2004)
4. Alka Chawla, Copyright and Related rights, National and International Perspectives
5. P. Narayanan, Copyright and Industrial Designs
6. Raman Mittal, Licencing Intellectual Property
7. K C Kankanala, A. K. Narasani, and V. Radha Krishna, Indian Patent Law and Practice, OUP
8. V.K. Ahuja, Law of Copyright and Neighbouring Rights: National and International Perspectives

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