

Assignment Booklet -2

**POST GRADUATE DIPLOMA IN INTELLECTUAL
PROPERTY**

RIGHTS

(PGDIPR)

Jan/July-2025

Tutor Marked Assignments (TMA)

For

MIP-105 to MIP 108



**SCHOOL OF LAW
INDIRA GANDHI NATIONAL OPEN UNIVERSITY
MAIDAN GARHI, NEW DELHI – 110 068**

Dear Student,

This booklet contains the assignments for MIP-105 to MIP-108.

Each course has one assignment, which you need to complete and send to your study centre before **October 31, 2025** for the students enrolled in the **January, 2025** session and **30th April, 2025** for the students enrolled in **July, 2025** session. Please note that, you will not be allowed to appear for the Term End Examination for the course, the assignments of which are not submitted before the due date.

The assignments constitute the continuous component of the evaluation process and have 30% weight age in the final grading. You need to score 40% marks in assignment for each course in order to clear the continuous evaluation component.

Instructions for Formatting Your Assignments

- 2) You should specify clearly on the first page of all your assignment responses the course code, course title, assignment code, your enrollment number, name and address in the given format:

Enrolment no:

Name:

Address:

.....

Course Code:.....

Course Title:

Assignment Code.....

Regional Centre Code:.....

Study Centre Code:..... Date:.....

PLEASE FOLLOW THE ABOVE FORMAT STRICTLY TO FACILITATE EVALUATION AND TO AVOID DELAY.

- 8) The Assignment Response should be hand-written and use only A-4 or foolscap size writing paper (but not of very thin variety) for writing your answers.
- 9) Leave at least 4 cm margin on the left, top and bottom of your answer sheet for the evaluator's comments.
- 10) Your answers should be brief, precise and in your own words. **Please do not copy the answers from the study material.**
- 11) A serious action will be taken if any attempt to copy the Assignment Response from other student is done.
- 12) While solving the questions, clearly indicate the question number along with the part being solved. Recheck your work before submitting it.
- 13) This assignment will remain valid for **one year**. However, you are advised to submit it **within eight weeks** of receiving this booklet to accomplish its purpose as a teaching-tool.

We recommended that you retain a copy of your assignment response to avoid any unforeseen situation.

Our best wishes for your studies.

Programme Coordinator
PGDIPR

TUTOR MARKED ASSIGNMENT

MIP-107: Trade Secrets, Competition Law and Protection of TCE

Course Code: MIP-107

Assignment Code: MIP-101/TMA/2025

Maximum Marks: 100

Note:

- This assignment is based on **Block 1 to 4** of the course.
- All questions are compulsory.
- Please answers in your **own words**; do not copy from the course material.
- Answer any Ten questions**

10X10= 100

1. Write a note on essential facilities doctrine.
2. Describe the relationship between unfair competition and undisclosed information as stated respectively in Article 10bis of the Paris Convention and Article 39 of the TRIPS Agreement.
3. Write a note on documentation of Traditional Cultural Expressions (TCEs).
4. What is the need for capacity building of various stakeholders?
5. Distinguish between competition law and competition policy. What are the components of competition policy? How intellectual property law interacts and affects the competition policy?
6. How does unfair competition affect the interests of consumers and producers?
7. What do you understand by intellectual property induced dominance? Explain with an example of abuse of such dominance.
8. When are the third parties liable for using a trade secret? Discuss
9. Discuss section 4 of the Competition Act, 2002 on abuse of dominance.
10. What is Creative Heritage project? What is the aim behind the launch of the Creative Heritage project?

11. What are the essentials of a trade secret as defined in article 39 (2) of the TRIPs Agreement? When does a trade secret loses all protection?

12. Discuss the essentials of passing off action with the help of case law.