

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

**FOURTH YEAR EXAMINATION FOR THE AWARD OF
DEGREE OF BACHELOR OF**

CHIN 461: INTELLECTUAL PROPERTY RIGHTS

STREAMS:

TIME: 2 HOURS

DAY/DATE : WEDNESDAY 22 /09/ 2021

8.30 AM – 10.30 AM

INSTRUCTIONS TO CANDIDATES:

- Answer Question One and any other Two Questions.
- DO NOT WRITE ANYTHING on the question paper.

QUESTION ONE (30 MARKS)

- a) i) Explain the term intellectual property. [2 Marks]
- ii) Give two reasons why countries have laws to protect intellectual Property. [2 Marks]
- b) Briefly explain the function /objective of World Intellectual Property Organization (WIPO) [3 Marks]
- c) Explain the following terms. [6 Marks]
- i) Copyright law
- ii) Copyright
- iii) Copyright protection

- d) i) Explain the term Traditional Cultural Expression. [2 Marks]
ii) Give three traditional Cultural Expressions that may be protected as Intellectual Property. [3 Marks]
- e) Explain the following terms [4 Marks]
i) Trademarks
ii) Service marks
- f) Differentiate between collective marks and certification marks. [3 Marks]
- g) Briefly explain and indicate how they are protected as intellectual property
i) Industrial designs [2.5 Marks]
ii) Integrated circuit [2.5 Marks]

QUESTION TWO (20 MARKS)

- a) i) Explain the term Patent [3 Marks]
ii) Discuss three conditions for patentability [6 Marks]
- b) Using a suitable example give four works protected by National Copyright Laws. [4 Marks]
- c) i) Name three types and categories of signs which may serve as Trademarks. [3 Marks]
- d) Give two requirements which a sign must fulfill in order to serve as a trademark. [2 Marks]
- e) Distinguish between Indication of source and Appellation of origin. [2 Marks]

QUESTION THREE (20 MARKS)

- a) Briefly discuss the following rights. [6 Marks]
i) Performing rights
ii) Translation and Adaptation Rights
iii) Moral Rights
- b) Explain the term unfair competition and give two examples of unfair competition which are prohibited. [3 Marks]
- c) i) Explain the term innovation Centre. [2 Marks]

- ii) Give three major functions of the innovation Centre [3 Marks]
- d) Give three categories of the provisions of the Paris Convention. [3 Marks]
- e) List three basic principles for the Berne Convention for the Protection of Literary and Artistic Works. [3 Marks]

QUESTION FOUR (20 MARKS)

- a) Explain the term Related Rights and give three kinds of Related Rights. [4 Marks]
- b) Give two advantages of the Patent Cooperation Treaty to [4 Marks]
 - i) The Patent Applicant
 - ii) National Economy and Industry
- c) Write short notes on the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent procedure and its advantages. [4 Marks]
- d) Write short notes on the Principle of International Deposit of Industrial Designs in the Hague Agreement. [4 Marks]
- e) Give four objectives of African Regional Industrial Property Organization (ARIPO) [4

Marks]

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