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*Shaping Lives...
Empowering Communities...*

INTELLECTUAL PROPERTY RIGHTS

Pradipta Banerjee, Ph.D.

Dept. of Biochemistry & Plant Physiology, MSSSoA



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COPYRIGHT

- ❖ Literary work
- ❖ Drama/Play
- ❖ Artistic work
- ❖ Sound Recordings
- ❖ Musical and choreographic work
- ❖ Audiovisual Work
- ❖ Work for hire: A work which is created by an employee in the regular course of his employment, is considered a work for hire and employer, not the employee, is considered author of the work for copyright purposes.



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What is the term of protection of copyright?

- ❖ The general rule is that copyright lasts for 60 years.
- ❖ In the case of original literary, dramatic, musical and artistic works the 60-year period is counted from the year following the death of the author.



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PATENT

Definition: A legal document issued by government that grants exclusive rights for the production, sale and profit from the invention of a product or a process for a specific period of time. Patents also grants the right to prevent others from copying the invention.



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DURATION OF PATENT

- ❖ **Full Term:** Maximum period of 20 years. Evidence of novelty required.
- ❖ **Short-Term:** Maximum of 10 years. Evidence of novelty not required.



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TYPES OF PATENT

- ❖ **Utility Patent/Patent for invention:** Granted for full term, i.e., 20 years.
- ❖ **Design Patent:** Granted for a period of 14 years
- ❖ **Plant Patent:** Protected for 5 years.



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TRADEMARK

- ❖ In the United States, trademarks are generally protected from their date of first public use.
- ❖ A trademark registration is valid for 10 years and may be renewed for additional ten year periods thereafter as long as the mark is in used in interstate commerce.
- ❖ Marks not in use are then available to others.



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TRADEMARK

First Trade mark was registered in Britain in 1876 for Bass Red Triangle. Bass had become the largest brewery in the world, with an annual output of one million barrels.



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INDUSTRIAL DESIGN

In a legal sense, an industrial design constitutes ornamental or aesthetic aspect of an article.

An industrial design may consist of three dimensional features, such as the shape of an article, or two dimensional features, such as patterns, lines or color.





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INDUSTRIAL DESIGN

1. Requirement: design should be novel
2. Period: 5-15 years
3. Registration: required
4. Fee: fee is charged
5. Legal rights: Owner
6. Transfer, infringement: possible
7. Enforcement: after registration