

INSTITUTE COLLOQUIUM

19TH APRIL, 2018 | 04:00 PM | FERMION HALL



Speaker

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Title:

Intellectual Property Rights Eco System in India and their Management in Government R&D Institutes

Abstract:

IPR system in India is not new but only after 1995 when India became part of WTO; IP activities in India assumed greater importance and widespread role at all level. The eco system of IP consist of IPR laws old and new and their administering authorities, IP facilitation mechanism, awareness, part of academic schedule in many form like curriculum, research, professional courses, papers etc., legal system including IPR agents and attorneys, judges, courts, litigators and IP creators includes scientists, technologists, authors, musicians, many more, keepers of traditional art, industry who manufacture, services or trade. Now with National IPR Policy 2016 the whole IP ecosystem is getting new impetus and multiagency intervention in further enhancing IP output of the country made the process speedier.

Laws enacted with respect to IPR in last 20 years are New Trademarks laws, New Design Law, Plant Variety protection, IC Layout Design, Geographical Indication. Beside these laws there have been amendments in Patent Act, Copyright Act. Apart from these laws an Intellectual Property Appellate Board IPAB has been created to resolve dispute prior to going to court. IP offices have been modernized. Other than enactment and enforcement of various laws in country India has acceded to various international treaties after WTO and TRIPS like Paris Convention, Patent Cooperation Treaty (PCT), Budapest Treaty, Universal Copyright Convention, Phonogram Convention and planning to accede to Madrid Protocol. Recently the Marrakesh Treaty granting exemptions from

DST has invested and nurtured Patent Facilitating Centre (PFC) at TIFAC which has been instrumental in preparing guidelines of Ministry of Science and Technology for handling intellectual property emanating from projects funded by DST. These guidelines are to facilitate protecting and exploiting IP by DST institutes and output of projects emanates from its funding. In line with National IPR policy we are PFC is in process to create more tools to put whole process of generation and exploitation on faster and efficient path keeping in mind the interest of institutes, inventors working for the it and potential users of the outcome for overall benefit of society in whole.