

Topic – Awareness Program on Intellectual Property Rights

INTRODUCTION

A webinar on “Awareness Program on Intellectual Property Rights” was held on August 6, 2022 at 12:00 pm.

The session of current webinar explains Intellectual Property Rights for startup ecosystem. The resource person explained the process of starting start-up and government procedures to make the company alive. He also explained the challenges initially faced by his start-up. Resource person also discussed everything from the importance of IPR to the advantages of IPR.

OBJECTIVE

- To provide knowledge and highlight the importance of Intellectual Property Rights.
- To provide a platform to discuss innovation and creativity in the areas of technology, sciences, and humanities will be fostered by nurturing new ideas along with creation and promotion of IPR.
- To give an insight on how faculty, students, and staff of the academic institution can protect their start-ups by translating their creative and innovative work into IP rights.

LEARNING OUTCOMES

The participants gained knowledge on

- **IPR Overview:** What is Importance of IPR Intellectual Property,
- **Types of IPR** and their Importance ,Focus and mandate of each IPR
- **Patents:** What are Patents, patent for technical invention, process of patent protection, parts of a patent application, aspects relating to relating conducting patent searcher, preparing patent applications, Infringement analysis and Enforcement of patents with Case Laws.
- **Trademark and Copyrights:** What are Trademark and Copyrights, how they are protected for brands, logos. Things to take care of during Transfer of Rights, Process of Protection in India and international level ,Exemplary Case Laws and Case Studies during Enforcement.
- **Requirements:** Technical invention description and drawing
- **IP Commercialization:** Modes of Licensing, IP valuation, Drafting and Employment Agreements, Preventive Measure for Beach of code of Agreement by Employees, IP Commercialization

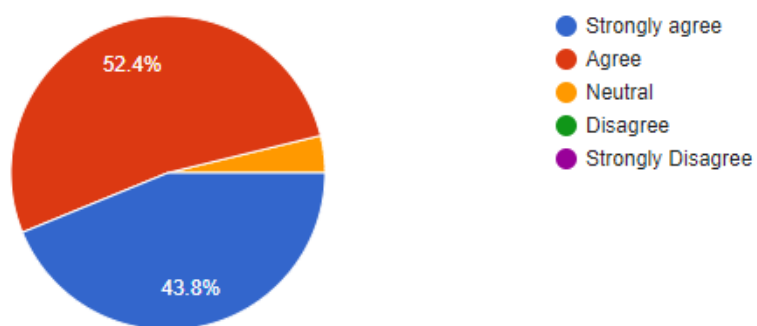
SPEAKER

This lecture was delivered by **Mr. ARNAB BHATTACHARYYA**, Examiner of Patents & Designs, NIPAM the Patent Office, KOLKATA, DPIIT, Ministry of Commerce & Industry, Govt. of India.

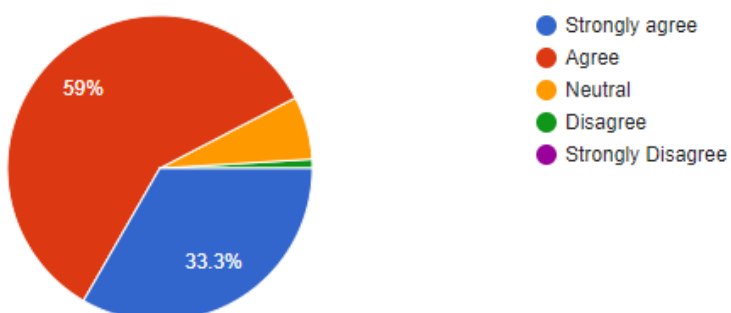
FEEDBACK FROM PARTICIPANTS

347 participants were registered. Participants, who attended the webinar, are appreciating the program. Feedbacks received from the participants are presented by the pi-chart as given below:

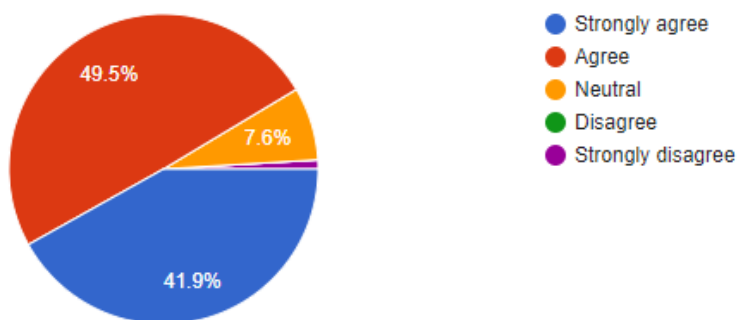
1. The session delivered the information I expected to receive.



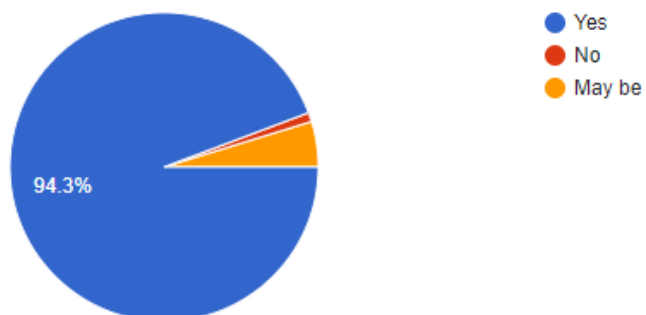
2. The duration of the webinar was sufficient for the material covered..



3. The subject matter was presented effectively.



4. Would you like to attend similar kind of webinar in future?

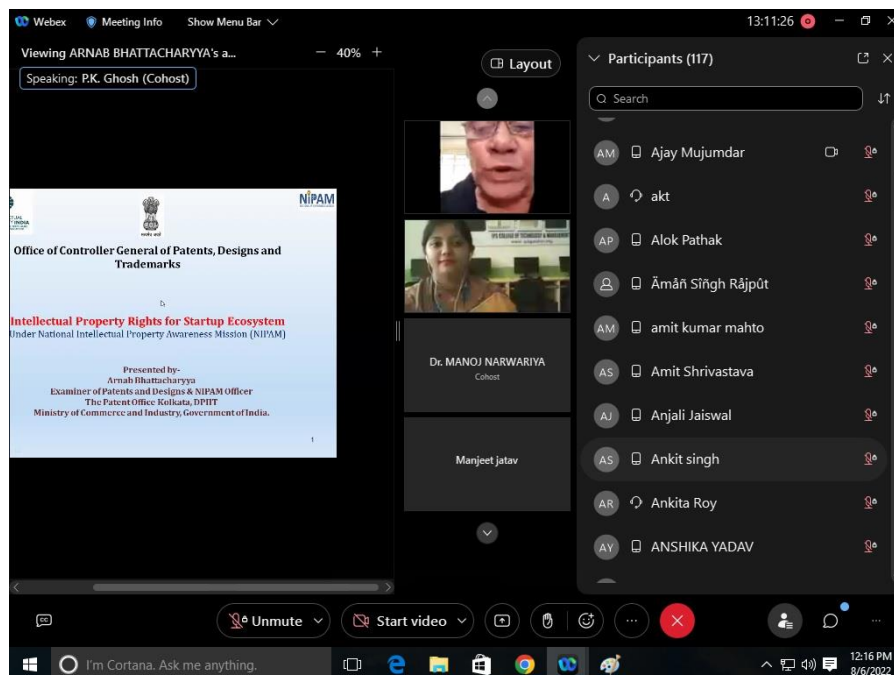


The screen shots taken during the webinar are attached here with.

Thanks and Regards.



Dr. Manoj Narwariya
Dean, R & D Cell
IPS College of Technology and Management, Gwalior



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13:15:04

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Speaking: ARNAB BHATTACHARYYA (Host)

Background of Intellectual Property

What is an intellectual property?

Intellectual property (IP) refers to creations of the mind, such as

- Inventions
- Literary and artistic works
- designs, and symbols, names and images used in commerce



Intellectual Property Rights (IPR)

I: Intellectual
Possessing or showing mental capacity.

P: Property
Any item that is owned by a person or entity.

R: Rights
A legal entitlement accepted and protected by law.

Therefore, Intellectual Property Right (IPR) is a *legal right* that protect your intellectual property.

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Host

Dr. MANOJ NARWARIYA
Cohost

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Layout

What is Patent

- A **Patent** is a statutory right for an invention granted for a limited period of time to the patentee by the Government, in exchange of full disclosure of his invention for excluding others, from making, using, selling, importing the patented product or process.
- Patent is an **territorial and exclusive right**.
- Term of Patent-20 years from the date of filing of application in India/ International Filing Date (for PCT Application).

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Speaking: ARNAB BHATTACHARYYA (Host)

Famous inventor/invention



WO2011044642A1 - "System for indicating movement of an article from one position or orientation to another position or orientation" By Bronte Eckermann [A]

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Ajay Mujumdar

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Want to file Patent Application in India what to do? What forms should I fill? How much is the fee?

NIPAM

- Form-1:- Details of Application, Applicant etc.
- Form-2:- Details of Invention (Title, Background of Invention, Summary of the Invention, Particular of Drawings, Complete Description of the Invention, Brief description of Drawing, Claims, Abstract, Drawings)
- Form-3:- Details of foreign Filing of Similar or substantially similar Invention filed by applicant
- Form-5 :- Declaration as to inventorship
- Form-18/18A:-
 - Form 18: Request for Examination/Express Request for Examination
 - Form 18A: Request for Expedited Examination
- Form 26/GPA/PA: Only if applicant is authorizing agent for application process.

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Territorial Jurisdiction of Appropriate Office for the Applicants for Physical Filing

Patent:

Office	Territorial Jurisdiction
Mumbai	The States of Maharashtra, Gujarat, Madhya Pradesh, Goa and Chhattisgarh and the Union Territories of Daman and Diu & Dadra and Nagar Haveli
Chennai	The States of Andhra Pradesh, Karnataka, Kerala, Tamil Nadu, Telangana and the Union Territories of Pondicherry and Lakshadweep
New Delhi	The States of Haryana, Himachal Pradesh, Punjab, Rajasthan, Uttar Pradesh, Uttarakhand, Delhi and the Union Territory of Chandigarh, Jammu and Kashmir and Ladakh
Kolkata	The rest of India

Designs: The application for registration of a design can be filed at the Patent Office at Kolkata or any of its Branch Offices at New Delhi, Mumbai and Chennai

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Speaking: ARNAB BHATTACHARYYA (Host)

DESIGN OF SET OF ARTICLES

'Set' means a number of articles of the same general character ordinarily sold together or intended to be used together; all bearing the same design

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What is Copyright?

- Bundle of Rights
- Automatic Rights
- Exclusive Right given to creators of original work of authorship

Allows the owner to:
✓ Choose the ways his/her copyrighted works are made available to the public.
✓ Prevent unauthorized copying/reproduction

Section 2(y) defines "Works" and Section 13 of the Copyright Act, 1957 provides for the "Works in which copyright subsists"

Copyright cannot protect an idea

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THE PATENT OFFICE CERTIFICATE OF REGISTRATION OF DESIGN

Design No. 23341
Date 27/03/2022

INTELLECTUAL PROPERTY INDIA

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Layout

Rights of Authors of Copyrighted Works

Copyright

- Economic Rights (S. 14)**

Transferrable rights. May be assigned to other owners for a sum of money or royalties depending on the proposed usage of the work.
- Moral Rights (S. 57)**

Non transferrable rights. They remain with the original author.

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Geographic Indications (GI)

A Geographical indication (GI) is an indication that identifies a product that have a specific geographical origin and possess qualities or a reputation that are due to that origin.



Courtesy: GI Registry

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