

## National Judicial Academy

**P-1150: Conference for High Court Justices on Intellectual Property Rights (IPRs)**

08<sup>th</sup> – 10<sup>th</sup> February, 2019

**Programme Coordinator** : Dr. Amit Mehrotra and Ms. Sonam Jain, Faculty

**No. of Participants** : 21

**No. of forms received** : 17

<b>I. OVERALL</b>				
<b>PROPOSITION</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The objective of the Program was clear to me	<b>88.24</b>	<b>11.76</b>	-	1. Because of time schedule.  14. A very useful and informative session.
b. The subject matter of the program is useful and relevant to my work	<b>70.59</b>	<b>29.41</b>	-	13. My court has virtually no litigation on IPRs.  15. International treaty obligations lectures were obtuse.
c. Overall, I got benefited from attending this program	<b>64.71</b>	<b>35.29</b>	-	13. My court has virtually no litigation on IPRs.
d. I will use the new learning, skills, ideas and knowledge in my work	<b>76.47</b>	<b>23.53</b>	-	13. My court has virtually no litigation on IPRs.
e. Adequate time and opportunity was provided to participants to share experiences	<b>76.47</b>	<b>17.65</b>	<b>5.88</b>	9. Not enough time for interaction.
<b>II. KNOWLEDGE</b>				
<b>PROPOSITION</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	<b>41.18</b>	<b>58.82</b>	-	

b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>50.00</b>	<b>50.00</b>	-	-
c. Up to date	<b>76.47</b>	<b>23.53</b>	-	-
d. Related to Constitutional Vision of Justice	<b>35.71</b>	<b>64.29</b>	-	-
e. Related to international legal norms	<b>46.67</b>	<b>53.33</b>	-	15. Yes, but we enforce Indian laws only.
<b>III. STRUCTURE OF THE PROGRAM</b>				
<b>PROPOSITION</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Unsatisfactory</b>	<b>Remarks</b>
a. The structure and sequence of the program was logical	<b>70.59</b>	<b>29.41</b>	-	-
b. The program was an adequate combination of the following methodologies viz.				
(i) Group discussion cleared many doubts	<b>62.50</b>	<b>31.25</b>	<b>6.25</b>	-
(ii) Case studies were relevant	<b>68.75</b>	<b>25.00</b>	<b>6.25</b>	-
(iii) Interactive sessions were fruitful	<b>75.00</b>	<b>25.00</b>	-	-
(iv) Audio Visual Aids were beneficial	<b>75.00</b>	<b>18.75</b>	<b>6.25</b>	-
<b>IV SESSIONS WISE VETTING</b>				
<b>Parameters</b>				
<b>Session</b>	<b>Discussions in individual sessions were effectively organized</b>		<b>The Session theme was adequately addressed by the Resource Persons</b>	
	Effective and Useful	Satisfactory	Effective and Useful	Satisfactory
1	<b>69.23</b>	<b>30.77</b>	<b>55.56</b>	<b>44.44</b>
2	<b>76.92</b>	<b>23.08</b>	<b>77.78</b>	<b>22.22</b>
3	<b>69.23</b>	<b>30.77</b>	<b>62.50</b>	<b>37.50</b>
4	<b>73.33</b>	<b>26.67</b>	<b>54.55</b>	<b>45.45</b>
5	<b>71.43</b>	<b>28.57</b>	<b>63.64</b>	<b>36.36</b>
6	<b>73.33</b>	<b>26.67</b>	<b>54.55</b>	<b>45.45</b>

7	86.67	13.33	81.82	18.18
8	93.33	6.67	81.82	18.18
V. PROGRAM MATERIALS				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	56.25	43.75	-	1. As some research works are included. 15. I do not understand the value of reproducing articles from foreign journals as we can enforce Indian laws only.
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	62.50	37.50	-	-
c. The content was organized and easy to follow	50.00	50.00	-	-

VIII. GENERAL SUGGESTIONS	
a. Three most important learning achievements of this Programme	<ol style="list-style-type: none"> <li>1. 1. In depth study of the subject; 3. Efforts to dispose of the matter easily.</li> <li>2. Participant did not comment.</li> <li>3. Participant did not comment.</li> <li>4. Participant did not comment.</li> <li>5. Participant did not comment.</li> <li>6. I have come to know the emerging legal trends.</li> <li>7. New dimension and development of insight.</li> <li>8. I have come across the basics of the intellectual property rights, related laws and how these are relevant for emerging issues of India in global perspective.</li> <li>9. Generally useful programme. Cannot identify any learning achievements – but information on GI was particularly useful.</li> <li>10. Recent trends; Case law; Problems.</li> <li>11. Participant did not comment.</li> <li>12. 1. Gave an overall perspective about the subject; 2. It is a specialized area which requires focus and the programme provided it; 3. Practical solutions to some problems.</li> <li>13. Got insights into IPRs. Virtually no litigation in my State.</li> </ol>

	<p>14. 1. A new subject to learn about; 2. Difficulties in implementation in courts; 3. Knowledge of 4 acts.</p> <p>15. I got some idea of IPR, their administration under enforcement. Less idea of legislation. It would have been a great help if each act dealing with individual type of IPR would have been explained in detail to help understand the different types of infringement and remedies available.</p> <p>16. 1. Awareness of latest trends in the subject; 2. Recapitulation of subject. 3. Exposure to different aspects.</p> <p>17. Resolving intellectual property disputes via commercial courts and ADR; Role of judiciary in effective enforcement of intellectual property rights &amp; emerging issues on IP regimes.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. <b>Session 6: Jurisdictional Issues in Trademark, Copyright &amp; Patent Disputes.</b></p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Participant did not comment.</p> <p>5. Participant did not comment.</p> <p>6. Discussion on the practical problems by the resource persons.</p> <p>7. Actual session &amp; interaction.</p> <p>8. <b>Session 7: Resolving Intellectual Property Disputes via. Commercial Courts and ADRs</b> and <b>Session 8: Role of the Judiciary in effective Enforcement of Intellectual Property Rights.</b></p> <p>9. Generally useful programme. Cannot identify any learning achievements – but information on GI was particularly useful.</p> <p>10. Interaction.</p> <p>11. Participant did not comment.</p> <p>12. The practical solutions to problems and effective enforcement. Ultimately court orders must be effectively enforced.</p> <p>13. To know about the real world of counterfeiting and infringement of trademarks and its impact.</p> <p>14. <b>Session 7: Resolving Intellectual Property Disputes via. Commercial Courts and ADRs</b> and <b>Session 8: Role of the Judiciary in effective Enforcement of Intellectual Property Rights.</b></p> <p>15. Participant did not comment.</p> <p>16. <b>Session 8: Role of the Judiciary in effective Enforcement of Intellectual Property Rights.</b></p> <p>17. All programme.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. <b>Session 4: India's IP-related Treaty Obligations</b></p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Participant did not comment.</p> <p>5. Participant did not comment.</p> <p>6. Academic discussion.</p>

	<p>7. Participant did not comment.</p> <p>8. No, every part was useful.</p> <p>9. Generally useful programme. Cannot identify any learning achievements – but information on GI was particularly useful.</p> <p>10. Government work details; Repetition in some cases; Provisions – basic + too much emphasis on Delhi High Court.</p> <p>11. Participant did not comment.</p> <p>12. NA.</p> <p>13. Interaction obligation &amp; treaties obligations &amp; dispute resolution. It was informative but may not be very useful in handling cases by Honorable courts.</p> <p>14. <b>Session 1: Intellectual Property Rights: Genesis, Benefits &amp; Importance.</b></p> <p>15. Treaty obligations.</p> <p>16. <b>Session 2: Intellectual Property Rights Regime in India: Government Policies.</b></p> <p>17. Nil.</p>
<p>d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<p>1. Each session must be confined to a specific topic instead of multiple topics.</p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Participant did not comment.</p> <p>5. Participant did not comment.</p> <p>6. Participant did not comment.</p> <p>7. Participant did not comment.</p> <p>8. Participant did not comment.</p> <p>9. May be useful to consider a mechanism to prevent repetition of content by different resource person.</p> <p>10. More interaction or development in various high court.</p> <p>11. Participant did not comment.</p> <p>12. The structure as it is very satisfactory.</p> <p>13. Participant did not comment.</p> <p>14. Arrange more frequent programmes.</p> <p>15. The subject and history of legislation in India should be explained more than international aspects.</p> <p>16. Resource persons should be mostly retired judges, advocates who are experts in the field reducing the role of academics to minimum levels possible.</p> <p>17. Participant did not comment.</p>