



NATIONAL OPEN UNIVERSITY OF NIGERIA
PLOT 91, CADASTRAL ZONE, NNAMDI AZIKIWE EXPRESS WAY, JABI – ABUJA
FACULTY OF LAW
2021_1 EXAMINATION

COURSE CODE: PPL 435

COURSE TITLE: INTELLECTUAL PROPERTY LAW1

TIME ALLOWED: 3 HOURS

INSTRUCTION: ANSWER QUESTION 1 (COMPULSORY) AND ANY THREE (3) OTHERS. QUESTION 1 (ONE) IS FOR 25 MARKS, OTHERS ARE 15 MARKS EACH

1. Johnson has been conducting a research on a novel area of nuclear energy for some year now. The work if successful will enable the government shore up its energy production to meet its energy crisis. He has read so much literature from several authors on related area and copied substantial part of some copyrighted works too. Last week Johnson published some of his preliminary findings in a book titled, 'Ground breaking Result'. Zurich, the owner of new generation research Ltd sued Johnson for copying their works. Johnson is worried about the possible legal outcome and has come to you for advice. Advise him on copyright infringement and defences thereto.
2. A partnership relationship between Mr Favour and Mr Chidi recently broke down. Mr Favour tried to stop Mr Chidi from copying the format for a television programme, 'Kongolo Knocks'. Mr Chidi argued that he only took the idea and no more. In his opinion, there is no work, such as a dramatic work to be copied, and he has not copied any particular broadcast, as he has created his own television programmes. Advise Mr Favour on copyright protection for ideas.
3. Melinda was employed in France National Company as a non –skilled worker. While still in the employ of the company she created an artistic work of great financial value which was registered in her name. Her employment in the company was for 10 years. The company earned an income from the artistic work all through the 10 years. Now Melinda is about to leave the company and the company insists that she cannot go with the artistic work. Melinda argues that her creation though achieved in the course of her employment

was not related to her employment and therefore cannot belong to the company for ever.
Advise Melinda .

4. Discuss the following;
 - i. Confidential information and Copyright law
 - ii. Trade Related Aspects of Intellectual Property (TRIP)
 - iii. Dealings with Copyright
5. Using the relevant case law discuss the various forms of Copyright infringements.
- 6 Explain the meaning of and features of intellectual property rights