



NATIONAL OPEN UNIVERSITY OF NIGERIA
14/16 AHMADU BELLO WAY, VICTORIA ISLAND, LAGOS
SCHOOL OF LAW

COURSE CODE: Law 435

COURSE TITLE: INTELLECTUAL PROPERTY LAW I

TIME ALLOWED: 3 HOURS

INSTRUCTION: QUESTION ONE IS COMPULSORY AND YOU ARE TO ANSWER ANY OTHER THREE (3) QUESTIONS. **All questions carry 17.5 marks.**

1. The owner of the copyright in a work may decide to exploit the work by the use of one or more contractual methods. Discuss.
2. Discuss and distinguish between primary and secondary infringement of copyright.
3.
 - a. Explain the concept of confidential information whether it is a property capable of being assigned.
 - b. Zero Tuku, a newspaper editor published some information about the reliability of the lion contained in the work of Jacky Tom. Advice the parties on the legal position.
4. Johnny James is an author of a novel presently recommended for students at Junior Secondary level. It has come to his notice that BuBu Publisher is making copies of his work and selling at a lesser price than his publisher is selling. Advice Jonny James on available remedies to him.
5.
 - a. Mr. Dare while in the employment of Mrs. Doright submitted an idea for a new design of bracket for warning lamps placed around excavations. The bracket was supposed to be vandal proof on the basis of its suggestions scheme, but later Mrs. Doright said that she had no interest and agreed to allow Mr. Dare

to pursue a patent application on his own behalf. Sometime last month Mrs. Doright has started using the lamps without the consent of Mr. Dare. Mr. Dare is threatening to sue Mrs. Doright. Advise the Parties.

b. Discuss the concept of trade and official secrets.

6. a. Explain with the aid of decided case, the role of an ex-employee in keeping company secrets, after his exit from that establishment.

b. Mr. Jude has been alleged of breach of confidence. Discuss the defences available to Mr. Jude. P101