

PROCEEDINGS



59

## National Seminar

on

# IPR Management in Biodiversity Conservation: Implications of Access Benefit Sharing, TRIP/CBD and Biodiversity Acts

January 17-18, 2020



In collaboration with  
**GOVERNMENT OF RAJASTHAN**  
**Rajasthan State Biodiversity Board**



Jointly organized by  
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Proceedings of the  
National Seminar

on

**IPR Management in Biodiversity Conservation:  
Implications of Access Benefit Sharing, TRIP/CBD  
and Biodiversity Acts**

**17-18 January, 2020**

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## INDEX

S. No.	Author(s)	Title	Page No.
1.	Dr. Abhishek Kr. Tiwari	Biodiversity and Genetically Modified Crops: Issues and Challenges	1-5
2.	<b>Akanksha Ganda</b>	Managing Intellectual Property Rights in the Advertising Industry	6-8
3.	<b>Anamika Singh</b>	Legal Issues and Environment Protection Laws in India	9-14
4.	<b>Dr. Anita Gajraj</b>	Intellectual Property Rights: A Significant Tool for Biodiversity Conservation	15-19
5.	<b>Dr. Aparna B Rathore</b>	Bioprospecting and Biopiracy: Impact on Biodiversity	20-24
6.	Bharati Pareek	Biodiversity and conservation of <i>Salvadora persica</i> (Linn.) in Indian Arid Zone	25-27
7.	<b>Dr. Chetna Sharma,</b> Dr. Shalini Sharma	Public Health and Intellectual Property Rights	28-31
8.	Divya Pareek	Intellectual Property Rights: Key to Entrepreneurs Sustainability	32-35
9.	<b>Jyoti Kapil,</b> <b>Neetika Mathur</b>	Intellectual Property Rights: Boon or Bane for Protecting the Farmer's Rights	36-40
10.	Prof (Dr.) Komal Audichya	The Biological Diversity Act 2002 and the Access and Benefit Sharing	41-47
11.	<b>Dr. Kumud Tanwar,</b> <b>Dr. Swati Singh,</b> <b>Dr. Arti Mishra</b>	Laws and Policy Framework for Environmental Protection	48-50
12.	<b>Dr. Leena Bhatia</b>	Intellectual Property Rights – A curse or a boon for India as a developing country	51-57
13.	<b>Dr. Manisha Mathur</b>	International Property Rights: An Overview of History of Patent Laws	58-63
14.	<b>Medha Babel</b>	Sustainable Forestry: An Approach of Biodiversity Management	64-65

  
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S. No.	Author(s)	Title	Page No.
15.	Dr. Meenakshi Punia	Bioprospecting and Biopiracy: Challenging Grounds for India and its Bio Diversity Laws	66-71
16.	Dr. Meenal Sharma	Role of Intellectual Property in Innovation and New Product Development	72-80
17.	Dr. Neelam Bageshwari, Dr. Sunita Shekhawat	Geographical Indication in Intellectual Property Rights	81-84
18.	Dr. Neeta Agrawa	Why Intellectual Property should be Protected	85-89
19.	Poonam Sharma, Kamakshi Tomar	Role of Government Agencies in the Regulation of IPR	90-92
20.	Priyanka Jangid	A Review: Legal Framework on Environmental Protection	93-95
21.	Dr. Ranjana Agrawa	Intellectual Property Rights in Science: Issues and Challenges	96-101
22.	Dr. Ritu Jain, Dr. Sunita Shekhawat	Bio-Diversity, Bio-Piracy & Bio-Prospecting: Indian Perspective	102-109
23.	Rukshar	Environmental Degradation and Management in India: A Review	110-113
24.	Dr. Surabhi Sharma	Awareness of IPR (Intellectual Property Rights) among the Research Scholars in Jaipur City	114-118
25.	Vandita Srivastava, Dr. Sangita Sinha	Enabling the Community through IPR Awareness	119-124
26.	Yogita Solanki, Reema Solanki, Pooja Mangal	Relevance of Access Benefit Sharing in Biodiversity Conservation	125-128
27.	डॉ. शीतल शर्मा	हमारी पारम्परिक बौद्धिक सम्पदा : अध्यात्म	129-132
28.	Dr. Nidhi Gupta	Biodiversity : A Review	133-136

  
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**Geographical Indication in Intellectual Property Rights**

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**Abstract**

Geographical Indication is a name or sign used on goods which represents its origin in a given geographical area and exhibits its characteristics of that particular place of origin. It is a mechanism that helps and strengthen the producers in today's competitive market and establishing goodwill a reasonable price. It enables join competition and prevent mislead of the public in common. The use of geographical indicators is a certification that the product possesses certain qualities, is made according to traditional methods of a particular space, its regulation varies from country to country. The present paper aims at studying and creating awareness about the legal and geographical importance with special reference to handicrafts in Jaipur.

**Keywords:** Geographical Indication, Rajasthan, TRIP, WTO Agreement

**Introduction**

A geographical indication (GI) is a name or sign used on certain products which corresponds to a specific geographical location or origin i.e. town, region or country. GI's have been defined under Article 22(1) of world Trade Organisation Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS).<sup>1</sup> It is registered for an initial period of ten years, which may be renewed from time to time. India, member of WTO enacted the geographical indications of goods (registration and protection) Act, 1999 in India. The act came into force with effect from 15<sup>th</sup> September, 2003. Geographical Indication precedes similar rights and production to holder. In ensures no other law use the name.

Each and every geographical region had one or something having distinguished characteristics in terms of species. Preparation, texture, design and method that speaks of its region world over that is known by the characterisers. It is important because it enables those who

have the right to use the indication to prevent its use by a third party whose product does not confirm to the applicable standards. In India, we have 618 registered Geographical Indications, where we have from Rajasthan also under the category of handicrafts, foodstuff, natural, logo, pokaran pottery and bagru hand block print. Some of them are as follows:

- Sanganeri Hand Block Print Under (Handicraft)
- Kota Doria
- Maheshwar Sarees and Fabric (Natural Goods)
- Thava Art Work (Handicraft)
- Makrana Marble (Natural)
- Molela Clay Work (logo) (handicraft)
- Blue Pottery (logo)
- Kathputlis (logo) (handicraft)
- Khijuria Sweets (foodstuff)
- Bikaneri Bhujia (foodstuff)

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