

THE OPEN UNIVERSITY OF TANZANIA  
FACULTY OF LAW  
OLW 316: INTELLECTUAL PROPERTY LAW  
*ASSIGNMENTS – 2008/2009*

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**INSTRUCTIONS:**

- Do not reproduce Manual, textbooks and other resources. Acknowledge where reproduction is necessary
- You must use endnotes or footnotes to show the relevant authorities used
- You must have a bibliography/references
- Answers to be legible and supported by relevant authorities.
- Handwritten and word processed scripts should not exceed 6 and 4 pages respectively

**NB:** 1<sup>st</sup> Assignments not to be handed in **NOT LATER** than 12<sup>th</sup> December 2008

2<sup>nd</sup> Assignments **NOT LATER** than 28<sup>th</sup> March, 2009.

Assignments submitted beyond the **DEADLINES** will not be marked.

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**FIRST ASSIGNMENT**

**PART I**

1. Why should intellectual property rights be protected? Discuss

**PART II**

2. critically examine and discuss the effectiveness of the copyright and neighboring rights Act 1999 in the protection of the rights of musicians in Tanzania.

### **PART III**

3. Kuchumpa wants to register following words. Will he be successful? Support your answers with reasons and relevant authorities.
- a) Banjuka tu for lotion
  - b) Maisha yetu for coffee
  - c) Health for tee
  - d) Mjinga wangu for clothes

### **SECOND ASSIGNMENT**

#### **PART I**

4. You applied for the registration of the word UTAJIJJ for rubber soles for shoes. The registrar refused to register the word on the ground that;
- a) It is a mere miss spelt word for UTAJIJUA and it is incapable of being distinctive.
  - b) It is not an invented word.
  - c) It is against the law to use such word.

Do you agree? Discuss.

#### **PART II**

5. Evaluate critically the importance of the role which the following concepts play in/ within the law of copyright.
- a) Ownership
  - b) Authorship
  - c) Originality

#### **PART III**

6. when and how can you
- a) Register a trademark?
  - b) Be granted a patent?
  - c) Violate the owners of the right (in relation to copyright)
  - d) Protect your literally work under Tanzania laws (intellectual property rights/Laws.