

STRICTER COMPLIANCE FOR COSMETICS

Ref: Sunday Times, 02.12.2018



Cosmetics, the business is rapidly growing in India but lacks a proper framework and legal stipulation. Companies launching new cosmetic products will now be required to submit safety data to the regulator for seeking approval. Further, they need to be compliant with packaging standards prescribed by the Bureau of Indian Standards (BIS) and animals cannot be used for testing any longer. As there is no specific law, there are various lacunas for these products to circumvent testing and other regulatory norms. With the advent of new rules, the manufacturer as well as importers shall be held liable and responsible for the Rampant misuse, counterfeit and sub-standard products.

IIT METRO STATION REBRANDED

Ref: The Economic Times, Monday, 03.12.2018



Indian Institute of Technology (IIT) Delhi has recently won a battle against Metro authorities for permitting the name of the coaching centre

FIITJEE for marketing on the metro station right opposite IIT. The coaching institute had bought branding rights on the station opposite the IIT and had its name on the sign-ages displayed on the gates of the Hauz Khas metro station, right beside the name of IIT Delhi. Display of both names adjacent to each other attempted to confuse the people that both the institutions are collaborating with each other. Thus, the name of FIITJEE has been removed and that of BIS is placed.

INDIA GETS APPROVAL OF WTO

Ref: Mint, Wednesday, 05.12.2018



India has succeeded in securing permission from the World Trade Organization to establish a dispute settlement panel to rule on controversial unilateral duties imposed by USA on imports of steel and aluminum. The permission was sought on categorical grounds that the additional duties imposed by USA are whimsical and in gross violation of the GATT Agreement duly entered into by USA. The establishment of the dispute panel shall streamline and provide a recourse to effected people under WTO.

AMDOCS JOINS HAND WITH CONTENT FIRMS

Ref: The Economic Times, Friday, 07.12.2018



Amdocs, with its specialization in providing software solutions to communications and media industry has come up with its new global media strategy. It is exploring tie ups

with varied content producers to assist them in distributing content through various platforms. Globally, it has tied up with almost 650 content firms including Disney and Fox. This strategy is enticing for growth at global level by introducing fresh content.

ORIGINAL OR FAKE? AI
Ref: Sunday Times, 09.12.2018



Start up from Pune has novated the technique of "Neurotags". These are algorithmically coupled tags which assist in identifying a genuine product against a fake one. One tag is open and the other is protected. The open tag is visible on the product and can be scanned by anyone with a smartphone to get the information about the product and its authenticity. Once a product is purchased, the buyer has access to the protected tag, which is inside the product seal. After scanning the protected tag, the user gets the authenticity information with certainty and the product is registered to the customer. This innovation shall curb counterfeiting goods in the market and seems to be easy to use.

GSK TECH TRANSFER ISSUE
Ref: The Economic Times, Tuesday, 11.12.2018



GSK Consumer Healthcare entered into contract for using technology for manufacturing of malt beverages. The contract

was with Steer Engineering and technology transfer. Both GSK Consumer Healthcare and Hindustan Unilever have entered into a merger agreement that has led to a huge uproar embroiling the former into legal battles for breach of confidentiality contract.

BAN ON ONLINE PHARMA
Ref: The Times of India, Thursday, 13.12.2018



Delhi High court has recently ordered a ban on the online sale of medicines by e-pharmacists across the country. Public Interest Litigation has been filed by a practicing Dermatologist who brought to fore that lakhs of medicines were being sold on the internet every day without any prescription, monitoring or regulation and the same is detrimental to the interests of public at large. It was categorically mentioned in the plea that unregulated sale of medicines increases risk of circulation of spurious, misbranded and substandard drugs. Moreover, drugs that have psychotropic substances can be misused for criminal activities as well.

MANDATE ARBITRATION
Ref: The Times of India, Thursday, 20.12.2018



Recent study by Finance Ministry revealed that at the current disposal rate, it might take more than 324 years for the 2.90 crore cases to finish. Niti Aayog has formulated the strategy document proposing set up of an All India Judicial Service for recruitment of judges by the Union Public Service Commission (UPSC) and creating a cadre-based service in the

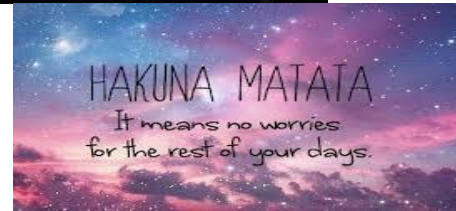
subordinate judiciary to address huge pendency and inefficiency in judicial administration. Apart from this, strategies like establishment of performance index for judges and electronic management of court schedules and migration of all courts to the unified national court application software. The panel has also sought a "single window" system in all states to provide a single point of contact between investor and government and facilitate all required licenses and approvals. Further, to ease environmental clearances, the panel suggested using Geographic Information System (GIS) based maps to create for manufacturing facilities. However, the most remarkable solution and suggestion by the panel has been mandatory arbitration and mediation proceedings before approaching the courts. The same can save the time, pendency and public money that is usually stalled in the process to gain access to justice due to cumbersome procedures.

AMAZON CURBS COUNTERFEIT
Ref: Mint, Friday, 21.12.2018



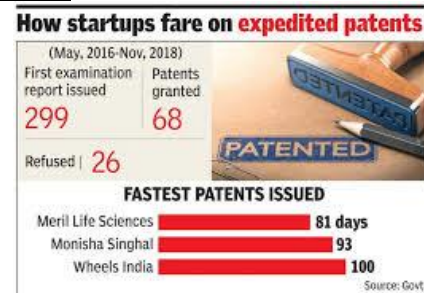
Amazon is ensuring to unveil fake products and unverified sellers for taking proper stance against counterfeit products. Machine learning models have been put in place to detect potential risks of the seller's account and check products and prices along with many other variables that fit the model. This move that comes in the wake of being slapped with notices from Drug Controller General of India to delist increasing number of counterfeit products will assist in eliminating unverified players at an early stage.

DISNEY V/S HAKUNA MATATA
Ref: The Economic Times, Monday, 24.12.2018



Disney in its film in 1994 - The Lion King, used a Swahili phrase "Hakuna Matata" that is commonly used in Eastern and Southern Africa. A petition has been filed calling on Disney to relinquish its trademark of the phrase. Phrase being generic in nature and having a proper customary meaning for natives of Eastern and Southern Africa should not be exclusive right of Disney. This petition is being circulated online and more than 1,38,000 people. If the mark is removed on this basis, it will be a novel mode of curbing fake products.

WOMEN INNOVATORS PRIORITIZED
Ref: The Times of India, Wednesday, 20.12.2018



Government in its endeavor to encourage women participation and small businesses, has proposed to fast-track patent applications from these two stakeholders. At present, the benefit of expedited patents is available to startups but now, the Department of Industrial Policy and Promotion (DIPP), has floated draft rules to amend the Patent Rules, 2003 and extend the facility to women as well. In recent years, the Indian government has done its best to reduce the time taken for processing patent applications by creating more capacity in the

Patents Office. Against the average time of five-seven years taken in clearing patent applications earlier, the government is looking to cut down the time to 18 months by March 2020.

SHEMAROO LAUNCHES OTT

Ref: Mint, Wednesday, 26.12.2018



60 years old, Media content house Shemaroo Entertainment aims to launch a new over-the-top (OTT) streaming service ShemarooMe. It aims at partnering with key telecom companies, cable, and direct to home firms both domestic and international, to have the service integrated with them. The content would not be exclusive to any service but integrated within the broader list of a distribution network. This model would be a precedent in the media arena for optimizing business opportunities.

SUN PHARMA WIN IN USA

Ref: The Times of India, Thursday, 27.12.2018



Massachusetts-based DUSA pharmaceuticals has been granted preliminary injunctive relief in USA a Patent Infringement matter thereby prohibiting defendants Biofrontera Inc, Bofrontera Bioscience, Biofrontera Pharma, and Biofrontera AGf from using its confidential and proprietary trade secret information. DUSA Pharmaceuticals, which is wholly owned by Sun Pharma, filed a lawsuit alleging trade secret misappropriation and patent infringement of DUSA's photodynamic therapy patents against the Biofrontera defendants in a US district court of Massachusetts. This case shall strengthen the importance for protection of confidential and trade secret information.

TRANSGENDERS WITHIN SHW

Ref: The Times of India, Friday, 28.12.2018



Delhi Police has recently clarified before the Delhi High Court that the Indian Penal Code provisions as amended after the legislature enacted the Sexual Harassment Act can be invoked by transgender persons. The complaint under Section 354A can be filed by even a transgender person. This clarification came in the wake of allegation leveled by a transgender person against police personnel for not lodging an FIR in her case. The transgender petitioner claimed she had been sexually harassed by male students on her college campus. In the plea filed in court, the transgender challenged the constitutional validity of clauses (I), (II) and (IV) of sub-section (1) of Section 354A of the IPC to the extent that these clauses were being interpreted by police to exclude transgender victims of sexual harassment. This incident points at the progressive changes in the Indian and trend towards leaning in the favor of protecting human rights without any discrimination based on the sexual orientation of an individual- the ideals that our constitutions aims to achieve.



**KNOWLEDGENTIA
CONSULTANTS**
Corp Legal & Intellectual Property Rights Firm

W - 19, L.G.F, GREATER KAILASH II,
NEW DELHI - 110048

Telephone No:
Delhi-011 - 49122916, 29213024
Chandigarh-0172-2544552

Email:info@knowledgentia.com
Website:www.knowledgentia.com

©All rights reserved.
Knowledgentia Consultants