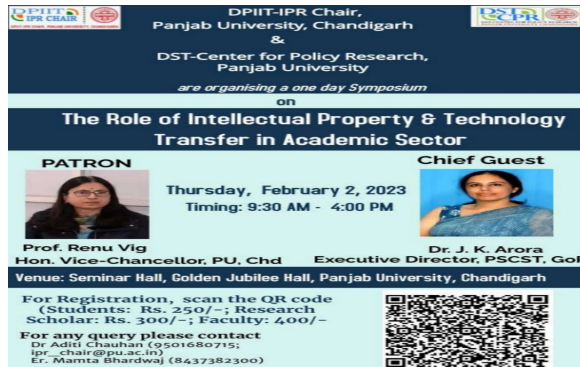


IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND INTELLECTUAL
PROPERTY MATTERS

KNOWLEDGENTIA CONSULTANTS
SESSION AT NATIONAL SYMPOSIUM
ORGANISED AT PU
Thursday, 02.02.2023



Ms. Aparna Jain, Founding Partner, Knowledgentia Consultants delivered a session on Importance of IP and Tech Transfer for Universities and Research Institutions at National Symposium organized on 02.02.2023 by DPIIT, IPR Chair, Panjab University, Chandigarh in collaboration with DST-Centre for Policy Research, Panjab University, Chandigarh.

KUKU FM SETTLES COPYRIGHT ISSUE WITH POCKET FM
Ref: inc42.com, Tuesday, 03.01.2023



The main issue pertains to the deal signed with publisher Manjul Publishing House last year, where Pocket FM acquired the exclusive audio rights to few books. Pocket FM launched the legal battle against Kuku FM to restrain the latter from publishing summaries of the titles and violating its exclusive rights. The litigation now appears to have come to an end with the signing of the agreement. Audio streaming platform Kuku FM has entered into a settlement agreement with competitor Pocket FM in a copyright infringement case. It is pertinent to note that the Delhi HC had ruled in favour of Kuku FM in this particular case and directed Pocket FM to take down the audiobook from its platform.

SEXUAL HARASSMENT COMPLAINT CANNOT BE QUASHED ON DELAY
Ref: hindustantimes.com, Wednesday, 11.01.2023



In the case titled, **CA NITESH PARASHAR V. INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA ICAI & ORS., 2023 livelaw (del) 20**, the Delhi High Court has held that a complaint of sexual harassment at the workplace to the company's internal

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complaints committee (ICC) cannot be quashed because the inquiry was not completed within 90 days. Such complaints containing allegations of sexual harassment deserve to be treated with a certain amount of seriousness and responsibility and accordingly, the same have to be inquired into and taken to their logical conclusion for it is both in the interest of the complainant as well as the person against whom the allegations of sexual harassment have been leveled.

HME RECONSTITUTES COMPLAINT COMMITTEE.

Ref: freepresskashmir.news, Thursday, 12.01.2023



The Health and Medical Education Department has reconstituted a complaint committee to look into the allegations of sexual harassment of female members at workplace. As per order, Principal Government Medical College Jammu will be presiding officer of the committee. The committee shall submit to the Government in Health and Medical Education Department its report on each complaint received by it regarding sexual harassment against women employee(s) of Health and Medical Education Department including its sub-ordinate offices for consideration of the Government within a period of 10 days from the date of completion of the Inquiry and such report will be made available to the concerned parties; and quarterly/annual reports about the total number received/ enquired into and action taken on the same. The Committee shall meet as often as may be required.

DRIVE FOR CONSUMER RIGHTS AND AGAINST SEXUAL HARASSMENT
Ref: dailypioneer.com, Sunday, 15.01.2023



With an aim to create awareness on consumer's rights and sexual harassment of women at workplace, the Department of Justice, Government of India, commenced an Information, Education and Communication (IEC) awareness campaign on "The Consumer Protection Act, 2019" and "The Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013". As part of the campaign, a street theatre was organised in some districts. They were informed about their rights relating to violation of consumer's rights, unfair trade practices and all those circumstances which are prejudicial to the consumer's rights. Besides, women were also made aware about sexual harassment at workplace like a demand or request for sexual favours, making sexually coloured remarks like offensive comments or jokes, showing pornography and any other unwelcome physical, verbal or non-verbal conduct of a sexual nature.

AI STEALING PICS, COMPANY SUES FOR COPYRIGHT INFRINGEMENT
Ref: businessstoday.in, Wednesday, 18.01.2023



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Stable Diffusion AI is an AI art tool developed by Stability AI that uses copyrighted images to generate unique artwork. Getty Images is suing Stability AI for unlawful copying and processing of images protected by copyright without license. The case is currently pending before High Court of Justice in London. Getty Images provided licenses to leading technology innovators for purposes related to training artificial intelligence systems in a manner that respects personal and intellectual property rights. Stability AI did not seek any such license from Getty Images and ignored viable licensing options and long-standing legal protections in pursuit of their stand-alone commercial interests. The infringement case is part of a growing trend of legal challenges to AI art tools, which have been growing in popularity recently. These tools use copyrighted images to train their AI systems and generate new artwork, and many creators feel that their work is being stolen without their knowledge or consent. The controversy is compounded by the fact that AI art tools often recreate the original watermark from the copyrighted images in their generated artwork. This has raised questions as to whether the AI art industry is infringing on copyright laws and taking away from original creators. The legal battle between Getty Images and Stability AI is sure to be closely watched as it could set an important precedent for the AI art industry.

NO RELIEF FOR GOOGLE

Ref: indianexpress.com, Friday, 20.01.2023



Supreme Court recently has refused to entertain a plea by Google against the National Company

Law Appellate Tribunal's (NCLAT) order refusing interim stay on Rs 1,337 crore penalty on it. The apex court asked NCLAT to decide the appeal of Google against the competition regulator's order on Rs 1337 crore penalty by March 31. The court also granted Google seven days to deposit 10 per cent of the penalty imposed by the Competition Commission of India (CCI). The order also called for allowing other Android app stores on the Google Play Store— something which is strictly against Play Store policies. As per the order, Google has also been ordered not to restrict the ability of app developers to distribute their apps through side-loading — offering their apps outside of Google's Play Store.

SME FUND: 60 MILLION EUROS TO PROTECT IP OF EU SME'S

Ref: single-market-economy.ec.europa.eu, Monday, 23.01.2023



European Commission and European Union Intellectual Property Office launched the new 2023 EU SME Fund, which offers intellectual property vouchers for EU-based SME's. This SME Fund will be supporting EU SME's in their recovery from the economic crisis caused by COVID-19 and Russian invasion in Ukraine. It will also help SME's to step up their digital and green transition. Reimbursement of 90% fees charged by EU countries for IP scan services, reimbursement of 75% fees charged by intellectual property offices for trademark and design registration and reimbursement of 50% fees charged by World Intellectual Property Office for obtaining international trademark and design protection. For the first time, the 2023

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SME Fund will also cover European patents and **plant variety protection** to stimulate innovation and investment. It will help breeders to develop more drought and pest-resistant crops and other plants and thus contribute to the EU's green transition and food security.

**US – NEW BILL FOR PROTECTING US
TRADE SECRETS INTO LAW**

Ref: sanctionsnews.bakermckenzie.com,
Wednesday, 25.01.2023



A law to deter the theft of US Intellectual property by Non-US actors by threatening to impose sanctions on those engaged in trade secrets theft. This law adds to existing measures available under US law, such as criminal prosecution, civil lawsuits and or designation to a US restricted parties list. The law provides another important enforcement tool for trade secrets owners who experience theft by foreign actors or theft that occurs abroad. There are numerous hurdles to securing relief for trade secret theft in such circumstances, including barriers to asserting jurisdiction, limitations on discovery that would otherwise be necessary to prove theft, and enforcing awards against foreign defendants (even if an IP owner is able to overcome the initial barriers and win in court). In imposing sanctions, the US Government will not have to contend with the same difficult evidentiary issues facing the private sector, which often faces difficulty in proving trade secret theft, particularly if it requires discovery on conduct that occurred outside the United States. The availability of economic sanctions is therefore a meaningful change in law with the potential to become a frequently-used mechanism.



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