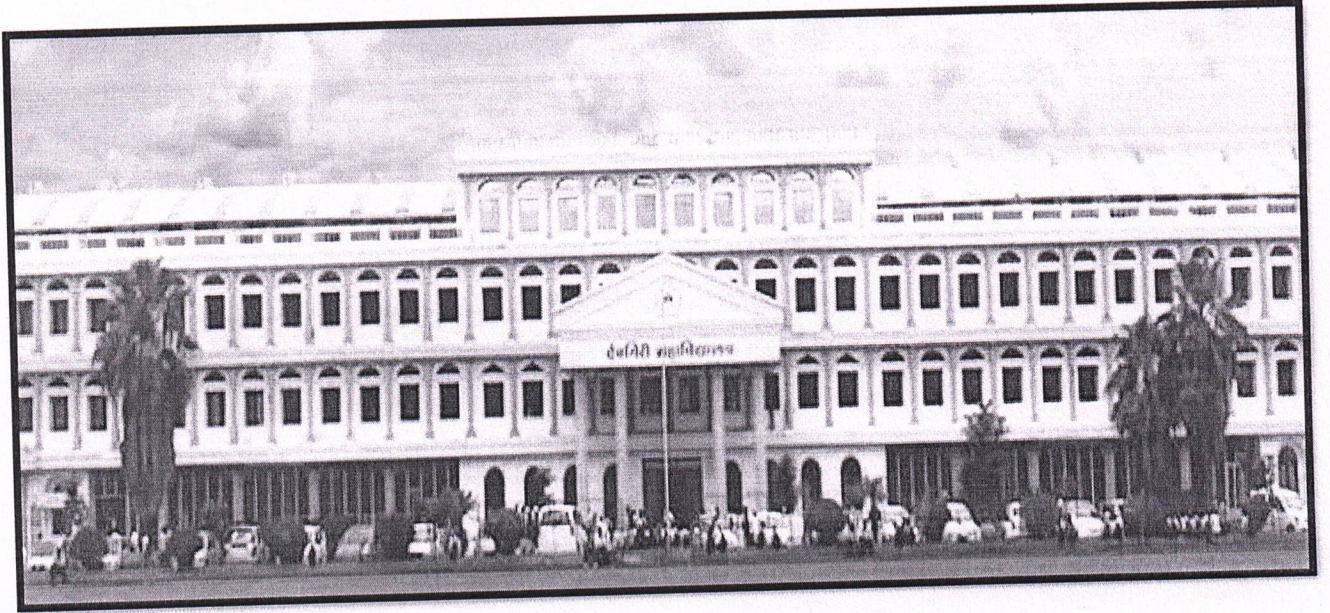


**Marathwada Shikshan Prasarak Mandal's
DEOGIRI COLLEGE, AURANGABAD**



INTERNAL QUALITY ASSURANCE CELL



INTELLECTUAL PROPERTY RIGHTS POLICY

POLICY ON INTELLECTUAL PROPERTY RIGHTS

The contemporary and stated Intellectual Property Rights (IPR) policy of Deogiri College Aurangabad constituted for its all departments endeavors to facilitate the protection and to uplift the intellectual property generated during the scientific pursuit (of knowledge/ resource) in the college and offer scope for ingenuity and commercialization. It targets the provision of unbiased intercession between the various interests involved.

Applicability:

- The policy on intellectual property rights (IPR) is applicable to employees, faculty members, staff (permanent and temporary) visiting scholars, fellows, research scholars and student associated with Deogiri College, Aurangabad and include, but is not limited to, those who are directly under the college payroll and/ or receive assistance in the form of fellowships, scholarships, honorarium, either from Deogiri College Aurangabad or from outside government and private institutions/ agencies.
- Various forms of Intellectual property under this policy include, but does not limit to patent, copyright, trademark/service mark.

Ownership of IP:

- An invention for which an intellectual property application is filled where in the Deogiri College Aurangabad resources like space, equipment and facilities are utilized and when the applicant(s) receive financial support towards professional and statutory fees for acquiring such intellectual property, the assignee of such intellectual property will be Deogiri College Aurangabad.
- Individual(s) who obtains a patent or any other form of intellectual property or introduces an invention into public domain without use of resources from Deogiri College Aurangaba or outside their regular assigned duties during official hours under terms of their appointment with the college, and without substantial involvement by respective college personnel, shall retain full IP rights.

Copyrights:

- Any original work of intellectual nature can be protected under copyright law. Ideas per se are not copyrightable but only in their expressed form.
- When the copyrightable, pedagogical, scholarly, and other literary and artistic works, specified as copyrightable work under relevant Copyrights Act as amended form time

to time by the government, which are created for Deogiri College Aurangabad, the author shall retain ownership of their original work, while at the same time granting Deogiri College Aurangabad all implementers of its specifications full rights to revise, modify, and create derivative works based on that original work, under college's own copyright.

- If the Deogiri College Aurangabad foresees a gainful return from copyrights it may initiate steps to file and protect such copyrights and share the financial rewards with the inventor on terms and conditions of the college as specified from time to time.
- Copyrights on books and publications authored by college personnel shall be in the name of the respective authors.

Inventions and Patents:

- An idea when manifested in tangible form is patentable provided it fulfill(s) the below criteria for patentability:
 - Non-obviousness (the invention should be non-obvious to the person skilled in the art)
 - Utility (it should be commercially applicable) and
 - Novelty (invention may relate to a new product or an improvement of an existing one or a new process of manufacturing and existing or a new product).
- If such a patentable invention is developed at Deogiri College Aurangabad, and qualifies for protection under the relevant acts of government related to patent, then patent belongs to the college. It can be in the form of know-how, solutions, processes, genetically engineered microorganisms, scientific or technology developments, business models and other forms as the need arises. The filing of a patent application shall be with the researcher as name inventor.
- In such instance or instances where the patent is owned by Deogiri College Aurangabad, the inventor or inventors have the right on such form of intellectual properties till the time protection of such intellectual property is agreed upon by the college and inventor(s) or the life of such intellectual property according to relevant acts has expired. Deogiri College Aurangabad also reserves the right to initiate discussions on sale/ license or technology transfer of patents or other forms of intellectual property as the case may be, and which are deemed suitable for such activity. In an event of successful outcome through sales/license or technology shall be as specified in the royalty sharing clause mentioned below.

- Whenever there is any patent, which is obtained under research or a related activity between an external sponsor and the Deogiri College Aurangabad, then it is subject to agreement between the involved parties.

Royalty Sharing:

- Net revenue received by Deogiri College Aurangabad through sale/license or technology transfer of intellectual property of such inventions or creative works, royalty shall be distributed as follows, unless otherwise specified in arrangements for commissioned works.

	Royalty Sharing Percentage	Policy for sharing Royalty
Inventor	70%	This will be reviewed after 3 years
Inventor(s) Department	20%	
College	10%	
Total	100%	

- In case of an intellectual property jointly held by the constituent institutions, the distribution of share to inventor(s) department and inventor(s) college has to be communicated by the lead investigator to the Deogiri College Aurangabad. In no case such share should cumulatively exceed 20% of the allotted share.
- In an event when more than one inventor contributes for the generation of the intellectual property then the percentage of royalty shall be equally shared among the inventors, contingent upon such invention being sold, licensed or transferred under technology transfer agreement with third party(ies). No royalty shall be claim by the inventor(s) for patents, which fail to generate interest for sale, licensing or technology transfer.

Conflict of Commitment & Interests:

- To manage and minimize conflict over intellectual property rights, all potentially patentable inventions created or discovered by faculty in the course of their college activities, or with use of college resources, must be disclosed to the college on a timely basis.
- The inventor(s), to the respective Head of Institutions, should disclose any conflict of interest.
- Deogiri College Aurangabad discourages its employees, faculty members, staff (permanent and temporary), visiting scholars, fellows, research scholars and students against any legal recourse. In case of any disputes regarding the implementation of

intellectual property policy, efforts shall be made to address to the concerns of the inventor(s) by developing and incorporating an arbitration mechanism and arrangement, or any other suitable mechanism as agreed upon by the parties and arrive at an amicable solution. The decision taken in this regard by the competent authority of Deogiri College or through arbitration shall be final and binding to all the parties under dispute.

Infringement:

- Deogiri College Aurangabad shall retain to engage in or abstain from any lawsuit concerning patent and license infringements.
- Deogiri College Aurangabad shall ensure that faculty in the college have an insurance clause built into the agreement with the licensee(s) while transferring technology or copyrighted material to licensees.

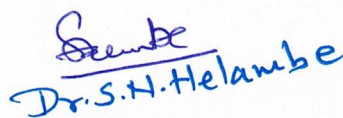
Modus Operandi:

- All applications for patents should be dispatched to Head of Institution, irrespective of whether the inventions have resulted from the in-house research/project, or projects under sponsored activity. The Head of Institution must ensure that the foreseeable intellectual property under discussion is not revealed in public domain or discussed with people not connected with the research pertaining to intellectual property.
- The applications for patent or any other form of intellectual property shall be analyzed/inspected by the Research Advisory Committee of the college. The inventor(s) are required to make a brief presentation of their inventions to the Research Advisory Committee of the college. Based on the outcome reached through discussion by the CDC members with the Research Promotion Committee, reimbursement of application fees may be approved, leading to commencement of further processing of the application through the approved agency.
- If the inventor(s) decide to abandon or withdraw the application for a patent at any stage after filing of application, prior approval of the Research Advisory Committee is mandatory.

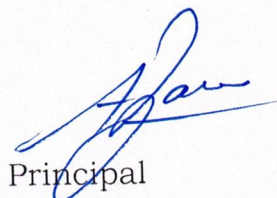


Coordinator
IQAC

**Co-ordinator,
IQAC, Deogiri College,
Aurangabad.**



Chairman
Research Advisory Committee



Principal
Deogiri College, Aurangabad

**Principal
Deogiri College,
Aurangabad.**