



VVCE

VIDYAVARDHAKA COLLEGE OF ENGINEERING



Inspire Innovate Implement

Intellectual Property Rights (IPR) Cell

VIDYAVARDHAKA COLLEGE OF ENGINEERING

(a unit of Vidyavardhaka Sangha ® , Mysuru)

GOKULAM 3rd STAGE, MYSURU-570 002

POLICY FOR INTELLECTUAL PROPERTY FILING AND PROTECTION

INTRODUCTION

Intellectual Property Rights are exclusive legal rights over creations of the mind. IPR give the proprietor rights to exploit intellectual creation of the mind. IPRs are essential to fostering innovation to encourage inventiveness in various areas of research and development. It contributes to ensure profitability and better service to the society.

PURPOSE AND OBJECTIVE

The principal objectives of Vidyavardhaka College of Engineering's IPR Policy are:

- To encourage creative and innovative research leading to the generation of new knowledge, ideas and inventions.
- To facilitate the transfer of Vidyavardhaka College of Engineering (VVCE) -developed research results and new knowledge of commerce and industry.
- To provide faculty members, staff and students of VVCE assistance in assessing the patentability and commercial potential of their inventions.
- To train faculty members, staff and students about provisional patent filing procedures in India as well as the procedure for filing the Applications under the Patent Cooperation Treaty
- To make faculty members, staff and students familiar with Patent filing forms (Form- 1,2 & 5)
- To make faculty members, staff and students aware about the various requirements/data to be provided for filling of such forms.
- To facilitate the filing of applications and licensing where prima facie the VVCE finds it patentable.

SCOPE OF THE POLICY

1. IPR cell shall guide and help the faculty members and students of VVCE in patentability assessment and to apply for various IPRs such as Invention(s), Designs, Integrated Circuit Layouts and other creative works.
2. The faculty members/students desirous of filing a patent or for any other IPR application would be given the necessary advice and guidance by the IPR cell.
3. An internal approval form (available at IPR cell) filled by the Principal Investigator (PI) wherein the names of the Inventors/Authors shall be mentioned, is to be signed by the PI and forwarded by the HOD for approval of the Chairman of IPR Cell.

4. Invention disclosure description (in invention disclosure format) is to be forwarded along with the duly signed approval form to the IPR cell for further action.
5. Invention disclosure/Patent/Trademark and similar documents are to be treated as confidential and would be maintained confidentially by the signing of a Non-Disclosure Agreement by the IPR Cell
6. If the applicant is VVCE, then all the expenses for filing patents shall be paid by VVCE. However, as the patenting is expensive, efforts shall be made to get the patent filed through other funding agencies such as NRDC and DST (TIFAC).
7. The IPR cell shall help the inventor in drafting the patent application/ or any other IPR application and filling of relevant forms.
8. The draft application along with the relevant forms shall then be forwarded to the concerned agency/authority by the IPR cell.
9. The IPR Cell shall correspond with the authority/agency and the inventors on IP matters.
10. The IPR Cell committee for approval for patent filing would consist of:

1. Principal	Chairman
2. Dean (Research and Development)	Convener
3. Dean (Academics)	Member
4. Concerned HOD	Member
5. Accounts Officer	Member

11. The inventors would be required to cooperate with the IPR cell to expedite furnishing of information for timely actions since delay would mean payment of extra fee to the patent office.
12. Any work sought to be filed by a faculty member and or student(s) arising out of R&D work done at VVCE will be filed in joint names as inventors or authors while VVCE shall be the applicant and owner of Intellectual Property (IP).
13. After filing of the application for IP protection, the inventors shall inform the IPR cell of any further development, if any, in the related R & D work.
14. The IPR Cell and inventors in collaboration with Research Advisory Committee shall work together for commercialization of the newly created knowledge.
15. Revenue sharing: The VVCE and Inventors/researchers, all share in the revenue earned from the licensing of patents for their inventions. Under the Current Policy, the net earnings from the commercialization of IP owned by VVCE would be shared as follows:
 The net earnings from the commercialization of IP owned by Vidyavardhaka College of Engineering (VVCE) would be shared 50% each amongst Inventor(s) and VVCE.
 Co-inventors of IP shall sign at the time of disclosure, a Distribution of IP Earnings Agreement, which shall specify the percentage distribution of earning from IP to each co-inventor. The inventors may at any time by mutual consent revise the Distribution of IP Earnings Agreement. If any inventor has a significant part in the development of intellectual property, he/she should be given due credit and be mentioned in the Income Distribution Form.
16. Infringements, Damages, Liability and Indemnity Insurance: As a matter of policy, VVCE shall, in any contract between the licensee and VVCE, seek indemnity from any legal proceedings, including, without limitation manufacturing defects, production problems, design guarantee, up-

gradation and debugging obligation. VVCE shall also ensure that VVCE personnel have an indemnity clause built-into the agreements with licensee(s) while transferring technology or copyrighted material to licensees. VVCE shall retain the right to engage or not in any litigation concerning patents and license infringements.

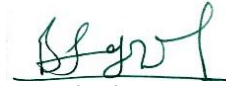
17. Conflict of Interest: The inventor(s) are required to disclose any conflict of interest or potential conflict of interest. If the inventors(s) and/ or their immediate family have a stake in a license or potential license company, then they are required to disclose the stake they and/ or their immediate family have in the company.

A License or an assignment of rights of a patent to a company in which the inventors have a stake shall be subject to the approval of the Dean Research taking into consideration this fact.

18. Dispute Resolution: In case of any disputes between Vidyavardhaka College of Engineering and the inventors regarding the implementation of the IP policy, the aggrieved party may appeal to the Principal of Vidyavardhaka College of Engineering. Efforts shall be made to address the concerns of the aggrieved party.

19. Jurisdiction: As a Policy, all agreements to be signed by Vidyavardhaka College of Engineering will have the jurisdiction of the courts in Mysuru, Karnataka, and shall be governed by appropriate laws in India.

20. These guidelines do not constitute legal advice. In case of any legal problem, an intellectual property lawyer may be consulted.



Principal

**Vidyavardhaka College of Engineering
Gokulam 3rd Stage, Mysuru**