

PATENT AND LICENSING POLICY

Preamble

Innovations help in the progress and advancement of society. They are not restricted to any discipline and encompass individuals from different fields. Recognizing the immense contribution of innovations in national growth, the Govt. of India declared 2010-2020 as 'Decade of Innovation'. To promote innovations and encourage an innovative spirit amongst its faculty, students and staff, the Pharmacy College, Bela (Hereinafter referred to as "College") has framed the present Patent and Licensing Policy for all its Faculty, students and staff as per the Clauses below:

Clause 1

- i. **Creation of IPR Cell for policy execution:** For execution of this policy, the College approves the setting up of an independent "IPR Cell" under the direct control of the Principal.
- ii. **Manpower:** One Existing staff member shall be designated as the Nodal Patent Officer under this policy. Dedicated manpower, as required can be hired for the cell in due course.
- iii. **Empanelment of Patent Attorneys/Consultants/Experts:** The College shall empanel suitable attorneys/Consultants for filing of patents, licensing and other IP related activities.
- iv. **Space:** Dedicated furnished office space shall be provided for the IPR Cell. The IPR cell shall be the repository of all documents, confidentiality agreements, licensing agreements etc. relating to such matters.
- v. **Allocation of budget for IPR cell:** An initial funding of Rs. 2 lacs only shall be allotted to the cell, to take care of IPR/patent related activities etc.

Clause 2

Functions and Role of IPR Cell

- i. To carry out sensitization lectures on IPR and Patents on regular basis by inviting experts
- ii. To create '**Patent Clubs**' in different departments, on pattern of journal clubs, where patents relating to specific topics can be reviewed and presented by a faculty/student on monthly basis
- iii. To institute small **token awards/appreciation certificates for 'Best Patent Presentation'** by Faculty or by student, to encourage reading and utilization of patents in research etc.
- iv. To carry out training on **online access of patents** from across the world
- v. To utilize patents in specific fields for teaching /training/ research projects/industrial consultancy/writing reviews/books etc.
- vi. To create awareness on **citation of patents in bibliography relating to research thesis** at postgraduate and doctoral level
- vii. To collect and capture innovative ideas and facilitate their patenting
- viii. To liaison with patent attorneys and ensure proper and timely inputs relating to patenting
- ix. To liaison with industry for licensing of the patents filed
- x. To maintain records relating to all IP matters, disbursement of royalties/ payments etc.
- xi. Any other activity as relevant to the IPR Cell and advancement of innovations

Clause 3

- i. **Who can file patents-** Patents can be filed by Students and Staff of the College either for their Research Work (Graduation, Master's, Doctoral or externally funded projects) or individual innovative ideas, not necessarily based on research.
- ii. **Scope of support:** Professional and financial assistance for patent filing; subsequent prosecution, grant and maintenance in India; and also licensing of the patents.
- iii. **International Patenting:** For international patent filings either under the Patent Co-operation Treaty or directly in USA, Europe or other countries, decision will be taken by the College on case

- to case basis, subject to evaluation of licensing potential, financial inputs needed and also availability of funds. College may in due course create a separate fund, either from its own resources or external grants, to facilitate and fund international patent filings.
- iv. **Ownership of Patents:** Lies with the College, being the applicant. However, names of the contributors in the patent are duly included as 'inventors'.
 - v. **Royalty sharing between inventors and College:** College Share to be 30% and 70% to be shared with inventors. 30% share of revenues from the patent as long as it is in force, is payable to College 'revolving innovation fund' for facilitation of international filings of promising patents and patent licensing. In case a patent is being filed by more than one inventor, then inventors in advance, must mutually decide the revenue pattern sharing arrangement between them in event of successful licensing and for this a formal legally valid agreement shall be signed between inventors and the College.
 - vi. **Transfer of patents in name of inventors/companies set up by inventors/third party:** In case inventors wish to get granted patents assigned to themselves or in name of the companies to which the patents are licensed, they may do so by refunding to the College, the actual expenses incurred on patenting, till that date as per available receipts and agree to pay 30% share on revenues earned from the patent or pay the College a one time lumpsum amount as mutually agreed upon.
 - vii. **Abandonment of Patents/patent applications:** For granted patents/patent applications which are not licensed out or commercialized within five years from date of filing, College may at its discretion decide to abandon the same or ask the inventor to bear further expenses on maintenance if inventors(s) want the same to be maintained.
 - viii. **Monitoring of revenues and payment of royalties to inventors:** Monitoring of revenues, collection of royalties relating to patents licensed out and dispatch of royalty to inventors will be duly carried out by IPR cell, for which the cell will duly maintain accurate accounts in a fair and transparent manner. These shall be open for inspection of the inventors during office hours, with prior notice of one day.
 - ix. **Acknowledgement of College Contribution:** Products emanating from patents filed by the College will carry name and logo of the College, as per the brand guidelines provided by the College.
 - x. **Amendment of the policy affecting rights of the inventors:** Any amendment of the policy affecting the right of inventors in terms of share in revenues, will be applicable prospectively and not retrospectively.

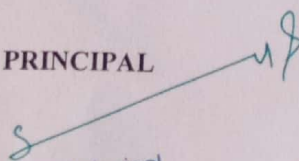
Clause 4

Modalities for patent filing

- a. For Students and/or Staff who wish to file patents, the idea must first be disclosed to the Patent Officer, using a standard 'INVENTION DISCLOSURE FORM' form available from the office/server, which inventors can download.
- b. Based on information disclosed, the nodal patent officer will get innovation vetted professionally at the earliest but not later than 30 days, from Patent Attorneys empanelled by College. In case idea is patentable, College will go ahead with the patent filing.
- c. Conflicts if any shall be resolved by the Principal of the College whose decision shall be final and binding on all.

Approved and Adopted this Day ... of July, 2019

PRINCIPAL


Principal
Amar Shaheed B.A.S.J.S.M. College
Bela (Rupnagar) Punjab-140111