



## INTELLECTUAL PROPERTY RIGHTS (IPR)

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Policy	Sri Venkateshwaraa Dental College, believes in promoting the innovation and technology, which protects the interest of the inventors' rights and also supports them financially.
Purpose	To promote and encourage young minds to be creative in their ideas which may be related to the knowledge gained or allowing them to think outside the box which is helpful for the upliftment of the institute.
Scope	<p>The objective of this policy is to lay down the policy to:</p> <ul style="list-style-type: none"><li>a) Promote, stimulate and encourage creative activities among the faculty, stakeholders of SVGI leading to generation of intellectual assets.</li><li>b) To encourage faculty and Scholars to come out with increased number of creative work</li><li>c) Lay down a transparent system for detailing the ownership control and assignment of intellectual properties generated.</li><li>d) To observe the guidelines laid</li><li>d) To safeguard the interest of the inventor/creator of Intellectual property and provide fair distribution of returns occurring from the commercialization of the patent.</li><li>e) Provide legal support, wherever necessary, to defend and protect IPR obtained by any infringement</li><li>f) To expand and strengthen the human resources in the university to increase the capacity for teaching, training, research and skill building.</li></ul>
	<p><b>Sri Venkateshwaraa Dental College, being a part of the SVGI group of institutes. The members of the IPR cell has been selected from the sister institutes and constituted the IPR CELL of SVGI.</b></p> <p><b>Disclosures</b> Covered persons are under obligation to inform the IPR Cell of any supported invention and have to sign a disclosure document.</p> <p><b>Ownership of supported Invention:</b> 1) The disclosure document will be examined by the Patent attorney/agent to determine the inventor/inventors of that particular invention but the right of ownership will be with SVGI and the constituent colleges/ centers will be added as joint applicant to a maximum of <b>2 organizations</b>. The second applicant shall be from the institute/center where the principal inventor is working.</p>



*Handwritten signature and date 2/11/21*

PRINCIPAL

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2) The Patent or a share in patent can be assigned or mortgaged or can be given on license. Such transfer of interest in the Patent must be in writing containing the Terms and Conditions and it should be filed in the Office of the Patents for registration within 6 months or within further 6 months if permitted by the Controller of Patents. Normally the transferee makes an application in the prescribed form.

3) Filing of patent application will be the discretion of IPR Cell which will consider the commercial aspect and third part agreements. The inventor/inventors shall co-operate with SVGI and its assignee in the patenting process without any remuneration.

4) SVGI will have the sole right regarding commercialization of an invention. SVGI will consider the thirdparty agreement while considering commercialization. All the steps will be taken keeping public interest in mind. SVGI will try to keep the inventors informed about the developments in commercialization.

#### Sharing of Royalty:

Royalties, if any, from any supported invention will be shared by SVGI with the inventors as per the policy guidelines.

**Copyright** is a form of Intellectual Property protection granted under Indian Law to the creators of original works of authorship such as literary works (including computer programs, tables and compilations including computer databases which may be expressed in words, codes, schemes or in any other form including a machine readable medium), dramatic, musical and artistic works, cinematographic films and sound recordings, which are governed under the Copyright Act, 1957 and which can be registered there under.

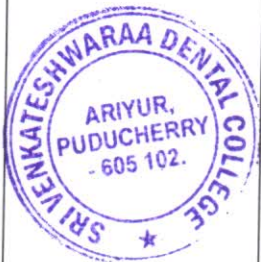
The copyright protection can be grouped under the following heads:

- i. Ownership of copyright
- ii. Jurisdictional aspect
- iii. Cognizance taken by the Court
- iv. Infringement of copyright
- v. Availability of alternative remedy and
- vi. Rectification of copyright

#### Ownership:

1) The Institution shall own all patents, copyrights and other IP rights including all the computer software for which IP is not contemplated and has got the discretion to commercialize them. The distribution of income, if any from them, will be as per the policy.

2) Release of supported computer software: The Institution, as owner, has the right for not going for commercialization of a software and has the sole discretion to release that software subject to a written agreement with all the inventors keeping certain rights to the Institution.



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**ROYALTY SHARING**

Royalty includes gross receipts from receipt of cash, securities and other equity shares, but excludes items like research funding, gifts and other noncash offerings from enterprises against use of Institution. Net royalty means gross receipt less out of pocket expenses by the Institution towards

- i. Filing, securing and maintaining patent and other forms of IPR including the legal & patent agent fees and litigation expenses.
- ii. The process of licensing of IPR.
- iii. Development, packing, transportation and distribution cost.

**Distribution of income among multiple creators:**

Among multiple creators of a single IPR item it will be done in pre-agreed proportion among the creators; failing this it will be distributed equally among them.

When multiple developers from multiple laboratories develop a single IP item, the distribution of income among laboratories will be as per pre agreed term among creators, failing which it will be equally distributed among laboratories.

When multiple developers develop a single unpatented material, the distribution of income will be as per pre-agreed term among creators; failing this the proportion will be decided by the Head of the Laboratory.

Multiple creators channeled through single license or package will be done as per pre-agreement among creators, failing which the TCSF will decide the value of individual creations. The distribution of the value of individual will be as per sub-clause (i), (ii) & (iii) above.

**RIGHTS OF APPEAL**

*With regard to the above clause 9 (4) (iii) & (iv) with respect to Distribution of income will lie with the IP Cell.*

**PORTABILITY OF ROYALTY SHARES**

*Only the personal share is portable with the creator if he/she leaves the Institution. All other shares will be retained as before*

**SVGI - INNVOTECH**

*Functions of SVGI – INNVOTECH will have the following duties:*

1. Review of framing of IPR policy periodically & bringing necessary changes if necessary
2. Hearing of appeals.
3. Motivating inventors
4. Facilitating acquiring IPR
5. Any other duties as needed



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