

INTELLECTUAL PROPERTY RIGHTS (IPRs) POLICY



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SAI TIRUPATI UNIVERSITY UDAIPUR		INTELLECTUAL PROPERTY RIGHTS (IPRs) POLICY





INTELLECTUAL PROPERTY RIGHTS (IPR) POLICY

Introduction

Sai Tirupati University, Umarda, Udaipur, is committed to fostering a culture of innovation, academic integrity, and respect for intellectual property. This Intellectual Property Rights (IPR) Policy serves as a guideline for the faculty, staff, students, and external collaborators in the creation, management, and protection of intellectual property (IP). The policy ensures compliance with national and international IP laws while promoting transparency and collaboration in academic and research activities.

Objectives

The objectives of this policy are:

- To encourage innovation and creativity among faculty, staff, and students.
- To establish clear guidelines for the ownership, protection, and commercialization of intellectual property.
- To ensure compliance with national and international intellectual property laws.
- To provide mechanisms for resolving disputes related to intellectual property.
- To promote ethical practices in the creation and use of intellectual property.
- To safeguard the rights of creators and contributors within the university.
- To address the unique intellectual property challenges in medical, nursing, pharmacy, and paramedical research.

Applicability

This policy applies to all faculty members, staff, students, visiting researchers, and external collaborators affiliated with Sai Tirupati University. It covers all intellectual property created during teaching, research, consultancy, or any other professional activities undertaken within the university. The policy applies to IP generated using university resources, facilities, or funding, including hospital-based research and clinical studies.

Definitions

- **Intellectual Property Rights (IPR):** Legal rights granted to creators and owners of intellectual works, including patents, copyrights, trademarks, designs, and trade secrets.
- **Plagiarism:** The act of using someone else's ideas, work, or research without proper acknowledgment.
- **Fabrication:** The falsification or invention of data, results, or information in academic or research work.
- **Copyright:** Exclusive rights granted to creators of original works, such as books, articles, music, and software.
- **Patent:** A legal right granted for novel and useful inventions.
- **Significant Use of Resources:** Utilization of the university's facilities beyond standard provisions, such as extensive laboratory use or specialized research support.
- **Trade Secret:** Confidential business or research information that provides a competitive advantage and is not publicly disclosed.





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- **Collaborative Work:** Intellectual property jointly developed by individuals, groups, or institutions.
- **Clinical Research:** Research conducted within the university hospital involving patient care, medical trials, or drug testing.
- **Biomedical Innovations:** Development of new medical technologies, diagnostic tools, and treatment methodologies.

Ownership of Intellectual Property

Faculty and Staff

- Intellectual property created by faculty and staff as part of their employment at Sai Tirupati University shall be owned by the university unless specified otherwise by a written agreement.
- If the work is created outside official duties and without significant use of university resources, ownership will reside with the creator.

Students

- Students shall own the intellectual property they create unless:
 - The work involves significant use of university resources.
 - The work is part of a sponsored project or developed under faculty guidance.
 - The work is created in collaboration with university faculty or staff.
- In such cases, the university may claim full or joint ownership of the intellectual property.

Collaborations and Sponsored Research

- Intellectual property arising from research collaborations with external organizations shall be governed by the terms of the respective agreements.
- In the absence of a specific agreement, ownership shall be shared proportionately among the collaborators.

Course Materials

- Educational materials, such as lecture notes, presentations, and study guides developed by faculty for teaching purposes, shall remain the property of the university.
- Faculty members may retain the right to use these materials for non-commercial purposes.

Medical and Clinical Research Intellectual Property

- Research involving human subjects, clinical trials, or medical case studies must adhere to ethical guidelines, including those set by the Indian Council of Medical Research (ICMR) and other regulatory bodies.
- Patents on new drugs, medical devices, and treatment protocols developed within the university hospital must comply with Drug Controller General of India (DCGI) regulations.
- Biomedical research outputs must be disclosed to the university for assessment before publication or commercialization.
- Patient data and medical records used in research must be anonymized and secured under HIPAA-like confidentiality regulations.

Use of Intellectual Property





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- The university retains a non-exclusive, royalty-free license to use educational materials, research outputs, and other intellectual property created by its faculty, staff, and students for teaching, research, and promotional activities.
- Creators are encouraged to commercialize intellectual property in collaboration with the university.
- Any revenue generated from commercialization shall be shared between the creator and the university as per mutually agreed terms.
- Unauthorized reproduction, distribution, or use of university-owned intellectual property is strictly prohibited.

Technology Transfer and Licensing

- The university shall support licensing agreements for pharmaceutical research, medical technology, and healthcare innovations.
- Revenue from the commercialization of biomedical and healthcare research shall be shared among inventors and the university, with specific percentages to be determined on a case-by-case basis.

Plagiarism and Ethical Use of Intellectual Property

- Faculty, staff, and students must ensure proper citation and acknowledgment of sources in all academic and research work.
- The university reserves the right to subject any work to plagiarism detection software and take necessary action if plagiarism is detected.
- Proven cases of plagiarism will be handled as per the university's code of conduct and may include penalties such as retraction of publications, suspension, or dismissal.

Dispute Resolution

- In case of disputes regarding ownership, use, or commercialization of intellectual property, the matter shall be referred to the Internal Quality Assurance Cell (IQAC) for preliminary resolution.
- If unresolved, it will be escalated to the Intellectual Property Rights Cell. The decision of the Cell shall be final and binding.

Policy Administration

- The Intellectual Property Rights Cell shall oversee the implementation and monitoring of the IPR Policy.
- The Cell shall provide support in patent filing, copyright registration, and commercialization efforts.
- The Intellectual Property Rights Cell will organize workshops, seminars, and training programs to raise awareness about intellectual property rights among faculty, staff, and students.
- This policy shall be reviewed biennially to ensure alignment with evolving legal frameworks and institutional goals.

Revenue Sharing and Commercialization





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- Revenue generated from the commercialization of intellectual property shall be shared between the creator(s) and the university. The specific revenue-sharing ratio will be as follows unless otherwise agreed:
 - 70% to the creator(s)
 - 30% to the university
- Funds generated by the university's share will be reinvested in research and development activities.

In cases of collaborative projects, revenue distribution will be determined based on the contribution of each party as outlined in the agreement.

Enforcement and Penalties

- Violations of this policy, including plagiarism, fabrication, and unauthorized use of intellectual property, shall be subject to disciplinary action as per university regulations.
- Penalties may include revocation of privileges, financial penalties, or legal action.
- Repeat violations may lead to permanent suspension or termination.

Approved by:

Sai Tirupati University, Umarda, Udaipur

