

MALLA REDDY COLLEGE OF ENGINEERING

((Approved by AICTE-New Delhi, Affiliated to JNTUH)

Recognised under Section 2(f) & 12(B) of the UGC Act 1956, An

ISO 9001:2015 Certified Institution.

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MALLA REDDY
COLLEGE OF ENGINEERING

Internal Quality Assurance Cell (IQAC)



Intellectual Property Rights Policy





INTELLECTUAL PROPERTY RIGHTS POLICY

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POLICY**

1. PREAMBLE

Intellectual property plays an important role in providing a competitive edge to an organization /Institution. The intangible assets of an organization how inventions, brands, designs and other creative and innovative products are, today, often more valuable than its physical assets. Keeping this in mind, the Intellectual Property Rights Policy Document (hereinafter referred to as the Policy) of the MALLA REDDY COLLEGE OF ENGINEERING (MRCE), Secunderabad (hereinafter referred to as the Institute) has been prepared and it will provide guidance to academic and non-academic staff, students, research scholars, and outside agencies on the practices and the rules of the Institute regarding intellectual property rights (IPR) and obligations which include the nature of intellectual property (IP), its ownership, exploitation, technology transfer and confidentiality requirements. The policy laid down in this document is expected to fulfil the commitment of the Institute to promote academic freedom and provide a conducive environment for research and development.

2. PURPOSE

Institute has formulated this Policy for the management of intellectual property rightto:

- a) Provide a conducive environment leading to development of intellectual property
- b) Facilitate, encourage, promote and safeguard scientific investigation and research and the freedom of the scholars involved in R&D
- c) Establish an IPR management policy and procedural guidelines for making available to the public the inventions and discoveries made in the course of research carried out in the institute
- d) Frame standards for do's and don'ts for the Institute, creators of intellectual property and their sponsors relating to inventions, discoveries and original works originating from the Institute
- e) Promote, facilitate and provide incentives to the members of the community of creators who take initiatives to transfer Institute intellectual property to the public under this Policy

MALLA REDDY COLLEGE OF ENGINEERING

- f) Enable the Institute to secure sponsored research funding at all levels of research
- g) Make the Institute a prime academic research institution pursuing the highest ideals of scholarship and teaching by dissemination of the benefits of Intellectual Property originated from the Institute to the community and society
- h) Make the creator of IPR aware of the applicable laws and rules for ensuring their compliance
- i) Enable the Institute to make beneficial use of such developed IP for the maximum possible benefit of the creators, the Institute, and the nation at large

3.OBJECTIVES

The objectives of the Policy are as follows, namely

- a) To promote academic freedom and safeguard in creation of intellectual property at the Institute
- b) To provide a comprehensive single window reference system for all intellectual property rights issues relating to intellectual property generated at the Institute;
- c) to safeguard the interest of creator of intellectual property and provide fair distribution of returns accruing from the commercialization of IPR
- d) To help in introducing prudent IP management practices within the Institute to promote an IPR culture
- e) To provide legal support, to defend and protect the intellectual property rights obtained by the Institute against any infringement/ unauthorized use
- f) To create an environment for acquiring new knowledge through innovation and research, compatible with the educational mission of the Institute
- g) To preserve the academic freedom to publish the research results and to make them aware that if they do decide on public release, the patent system cannot be brought into play thereafter
- h) To ensure that once they decide to explore the prospects of commercialization of IP, they must disclose it to the Institute, while continuing to keep the information confidential until patent applications are being processed
- i) To ensure the release of institute's rights relating to an IP, back to the researcher where Institute decides not to pursue the opportunity for commercialization.

4. INTELLECTUAL PROPERTY AND OWNERSHIP

4.1 Copyrights

The Institute will not own the rights in copyrightable works such as books, articles, monographs, lectures, speeches and other communications produced by the staff in the course of research and teaching using Institute resources. Ownership of copyright of all copyrightable work shall rest with the author(s) with the following exceptions:

- a) If the work is produced during the course of sponsored and/or collaborative activity, specific provisions related to IP, made in contracts governing such activity, shall determine the ownership of IP.
- b) The Institute shall be the owner of the copyright of work, including software, created by the Institute personnel with significant use of Institute resources. The Institute may demand assignment of the copyright in whole or in part depending on the degree of Institute-supported resources used in producing the copyrightable work.
- c) The Institute shall be the owner of the copyright on all teaching materials developed by the Institute personnel as a part of any of the academic programs at the Institute. However, the authors shall have the right to use the material in her/his professional capacity. As the traditional exception, the Institute shall not claim ownership of copyright on books and publications authored by the Institute personnel.
- d) The Institute shall be the owner of the copyright of work produced by non- Institute personnel associated with any activity of the Institute with the intellectual contribution of the Institute personnel. However, the authors shall have the right to use the material in her/his professional capacity.

The student and his/her supervisor(s) will jointly have the ownership of copyright in the thesis / dissertation / project report written by a student.

Where copyright has not been assigned to the Institute, the Institute will be entitled to a non-exclusive, non-transferable license to use the work within the Institute for non-commercial educational and research purposes, or to possess a limited number of copies for such purposes, whichever is relevant.

Any copyrightable work generated as a work for hire will belong to the Institute as per the terms of the original contract.

4.2 Patents

This section refers to intellectual property that is patentable or protectable by confidentiality agreements.

- i. The Institute will not require to be assigned to it the intellectual property created by the creator(s) where there is use of usual Institute resources only.
- ii. The Institute will require to be assigned to it such intellectual property as is created by the creators through the use of Institute-supported resources. In this case, the Institute will take steps to commercialize the property through patenting or agreements. Where a patent is applied for, the creator shall agree to maintain all relevant details of intellectual property secret and confidential until the patent application is filed. In the case of protection through confidentiality, the same information will be kept secret and confidential as long as the intellectual property has commercial value. The creator shall furnish such additional information and execute such documents from time to time as may be reasonably requested for effective protection and maintenance of proprietary rights of the Institute in the intellectual property.
- iii. The intellectual property created through sponsored research where the sponsor does not claim intellectual property rights.
- iv. The creators of Institute-owned intellectual property shall retain their right to be identified as such unless they specifically waive off this right in writing.
- v. Royalty accruing or any type of payment received from the commercialization of the Institute-owned intellectual property will be shared between the Institute and the creators.

MALLA REDDY COLLEGE OF ENGINEERING

i. Constitution of Institute Intellectual Property Committee

- The R & D Committee Members shall be responsible for the implementation of all the recommendations and decisions through IIPC.

ii. Scope of the Policy

- This policy covers all rights arising from intellectual property devised, created, or made by the staff in the course of their employment by the Institute irrespective of the eligibility of these rights for registration. The IP arising from academic research includes patents, designs, trademarks, service marks, copyright, know-how and undisclosed information.