



## **Intellectual Property Policy**

K. K. Wagh Education Society's  
**K. K. Wagh College of Agriculture,**  
Saraswati Nagar, Panchavati, Nashik- 422003.



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**K.K. Wagh College of Agriculture,**  
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## **Intellectual Property Policy**

### **1. Preamble**

The K. K. Wagh College of Agriculture established in 2005. The College sprawls in its own building enjoying beautiful natural setting and a scenic campus. The college has earned name and fame for its academic excellence, punctuality, high standard of discipline and administration, progressive outlook and urge to serve the society.

K. K. Wagh College of Agriculture, Saraswati Nagar, Nashik is constantly endeavoring to train high quality scientific and technical man- power and provide solutions to a variety of challenging technological problems that may arise in different fields through its well qualified faculty and highly skilled supporting staff. With the goal of becoming one of the leading centre of teaching, research and extension in Agriculture and totally committed to excel in every sphere of its activity. It has been constantly encouraging the students for research, academic excellence and innovation.

K. K. Wagh College of Agriculture, Saraswati Nagar, Nashik recognizes that intangible assets like inventions, copy right, know-how, designs and other creative and innovative products generated during the scientific and intellectual pursuits of its faculty and its students provide a competitive edge to the institute. It, therefore, has formulated its intellectual property policy to provide guidance to its faculty, staff, students, research scholars and outside agencies on the practices and rules of the institute regarding intellectual property rights (IPR) and obligations which include its ownership, commercial exploitation, technology- transfer and end confidentiality requirements. The policy is expected to promote a conducive environment for both curiosity-driven and market-driven research and development activities at the institute and creation of original works of authorship. It is to be stressed that this IPR policy is to be treated more as a guideline than a strict rule in the legal sense in view of the evolutionary scenario in the nations IPR policy and is therefore, subject to changes if a need arises.

### **2. Purpose**

The purpose of the IPR policy of K. K. Wagh College of Agriculture, Saraswati Nagar, Nashik is to:

1. Facilitate, encourage, promote and safeguard scientific inquiry, research pursuits and the Academic freedom of its faculty, researchers and students;
2. Provide a clear understanding of the rights and responsibilities students and protect the interests of the Institute and its members;
3. Establish an IPR management policy and procedural guidelines for converting the knowledge generated in the institute to wealth;





4. Create an innovative culture which fosters the creation and development of intellectual property (IP) at the College;
5. Enable the institute to make beneficial use of intellectual property (IP) so as to confer maximum benefit to the inventors, the Institute and the society at large;

### **3. Objectives**

The IPR policy of the Institute aims to:

1. Facilitate protection and valorisation of intellectual property generated by the faculty, staff and students as a result of their intellectual and scientific pursuits at the Institute during the tenure of the employment/engagement at the Institute and thereby offer scope for wealth generation, alleviation of human suffering and betterment of human life.
2. To promote IPR culture among its faculty, staff and students;
3. Provide a comprehensive single window reference system for all IPR related issues and;
4. Proactively create an environment for generating new knowledge through research and innovations compatible with the educational mission of the Institute;

### **4. Scope:**

This policy cover all rights arising from the intellectual property devised, created or generated by the faculty members, staff, students, research scholars (both internal and small external categories), persons employed in sponsored research and consultancy projects and visiting scientist/professor/research guide /professionals who participate in teaching and research work being carried out at the Institute either full-time basis or part-time basis, irrespective of the eligibility of these rights for registration. The intellectual property (IP) arising from academic research includes patent, design, copyright, know-how and undisclosed information.

### **5. Application**

This policy as amended from time to time shall be deemed a part of the conditions of employment for every employee of the Institute and a part of the conditions of enrolment and attendance at the Institute for students, and shall be made available to staff prior to appointment, students on enrolment and to all existing staff and students. It is also the policy of the Institute that all potential creators who participate in a sponsored research project and or make use of Institute- supported resources shall be informed of this policy and shall accept the principles of ownership of intellectual property as stated in this policy unless the Institute approves an exception in writing.



## 6. Policy Statement

The Institute is committed to promoting, protecting, managing and commercializing Intellectual Property consistent with the recognition that among its primary objects and function are teaching, research and meeting the needs of the community and society. It supports the commercialization and exploitation of intellectual property (IP), which can provide an additional source of revenue to the Institute and also accrued benefit to staff and students. At the same time, the Institute recognizes traditional academic values and expectations.

## 7. Types of IP

**The Intellectual properties can be broadly listed as: -**

- Patents
- Copyright
- Trade/Service marks
- Industrial designs
- IC layout design
- New plant variety and Biotechnology inventions
- Traditional knowledge and Geographical Indications

## 8. Ownership of Intellectual property

In all the applications filed by the institute for the ownership of intellectual property right is persons who have directly contributed intellectual inputs shall be mentioned inventors or the creators.

## II Copyrights

- a) The Institute shall be the owner of the copyright on all teaching and instructional materials developed by the employees of the Institute a part of any of the academic programs of activities at the Institute. However, the author shall have the right to menthe material in his/her higher professional work.
- b) Books, articles, monograph, speeches and other communications produced by the staff members in the course of research and teaching using Institute resources will be outside the purview of this clause. The Institute recognizes faculty ownership of copyright's in such traditional works of authorship.
- c) In case of thesis dissertation project report written by a student, the ownership of copyright shall rest Jointly with the student and his/her guide. However, in such as the Institute may demand assignment of the ownership of the copyright in full. Where the





Institute does not demand such assignment or where the copyright has not been aspired to the Institute, the Institute will be enlisted to a non-exclusive, non-commercial non-transferable license to use the work within the Institute for non-commercial educational and research purposes, and to possess a limited number of copies for such purposes.

### III Institute-Supported Research

All rights in respect of the intellectual property generated out of investigations carried out at the Institute making use of the Institute's resources shall vest in and be the absolute property of the Institute except in cases where such investigations are carried out agency jointly with other institutions and agencies or under sponsorship by an outside agency.

The guideline for sharing the net earnings generated from the commercialized intellectual property will be taken in slabs as follows:

| Case | Net Earnings                   | Percent (%) Share |           |
|------|--------------------------------|-------------------|-----------|
|      |                                | Inverter(s)       | Institute |
| 1    | For the First slab of 10 Lakhs | 60                | 40        |
| 2    | For the next slab of 10 Lakhs  | 50                | 50        |
| 3    | For amount more than 20Lakhs   | 40                | 60        |

#### IPR Committee:

IPR Committee consists of Institute IPR Coordinator appointed by head of institute and one coordinator from each department.

#### The current rule of IPR Committee

Include the following, which may be revised from time to time

Organization of intellectual property (IP) awareness program K K Wagh College of Agriculture Saraswati Nagar, Nashik.

- Organizing intellectual property rights (IPR) meetings of department co-ordinators and train them for various intellectual property rights (IPR) activities;
- Regularly review intellectual property (IP) cases (fled grunted application) maintenance /discontinuation.
- To assist faculty/students/project staff supporting staff visitors in all IPR application activities



- Guidance for patent agent examination and other such certification exam/courses.
- Initial review of IPR application shall be done at department level by department coordinator in consultation with respective head of department and final review will be done by Institute IPR coordinator.
- Digital signature and corresponding computer facility with appropriate installed components shall be provided by Institute IPR coordinator.
- The actual e-filing procedure shall be carried out by respective department coordinator.
- Follow-up shall be done by the department coordinator as well as Institute coordinator.
- Staff member shall be permitted to work with patent agents experts in case of challenging/revoking patents already granted to other agencies

**Role of Institute:**

- The inventor(s) shall conduct IP searches, study the present state of art while drafting of the IP application.
- The inventor shall bear all costs of drafting and filing an Indian IP application (Form 1 fees Rs. 1600/- or whatever is applicable)
- The institute shall bear the early publication charges (Form 2 fees: Rs. 2500/-) and Examination charges (Form 18 fees: Rs. 4000/- or whatever is applicable) of an Indian IP application.
- In case of domestic and international patents, institute shall bear 50% of filing and prosecution charges.
- Institute shall publicize the success and felicitate the concerned student/staff member who obtained any form of IPR.

  
IPR Co-ordinator

  
**PRINCIPAL**  
K.K.Wagh College of Agriculture  
Saraswatinagar, Panchavati, Nashik.

  
Coordinator

