



MALLA REDDY ENGINEERING COLLEGE

(UGC Autonomous Institution, Affiliated to JNTUH,

Accredited 2nd time by NAAC with 'A' Grade)

Maisammaguda (H); Medchal-Malkajgiri District,

Telangana State – 500100

IPR POLICY

I. Introduction

Malla Reddy Engineering College (MREC) is dedicated to teaching and to the pursuit of knowledge. While the primary focus of these activities is to lead students to lives of leadership and service, MREC recognizes that the creation of Intellectual Property (as defined in Section II below) will be a natural outgrowth of activities within the MREC. For this reason, MREC has adopted this Intellectual Property Policy (the "Policy") to set forth the rights and obligations of MREC and its Members (as defined in Section II below) with respect to all Intellectual Property.

The goal of this Policy is to ensure that Intellectual Property created by Members is utilized in ways most likely to benefit MREC and the public. MREC seeks to assist its members in properly disclosing all Intellectual Property that they create, in complying with applicable laws and formal agreements, and in gaining the protection available under laws governing patents, copyrights and other intellectual property rights. Likewise, MREC seeks to ensure that commercial benefits are distributed in a fair and equitable manner that recognizes both the contributions of the Members and the interests of MREC.

II. Definitions

As used in this Policy, the following capitalized terms have the following meanings:

"College-Owned Intellectual Property" means all Intellectual Property other than Member-Owned Intellectual Property.

"Committee" means the Intellectual Property Advisory Committee of MREC.

"Intellectual Property" means any software, research, article, study, photograph, painting, literary work, musical work, invention, formula, process, discovery, development, design, innovation or improvement (whether or not patentable or registrable under copyright statutes) made, conceived, developed or first actually reduced to practice by a Member solely or jointly with others, during the period in which the Member is (i) employed by MREC, (ii) enrolled as a student at MREC.

"Member" means a member of the MREC, including all faculty, staff and students of MREC.

"Member-Owned Intellectual Property" has the meaning set forth in Section V below.

"Policy" has the meaning set forth in Section I above.

III. Applicability of Policy

All Members are subject to the terms and conditions of this Policy. This Policy sets forth the rights and obligations of MREC and its Members with respect to all Intellectual Property, including all Intellectual Property created prior to the effectiveness of this Policy. However, MREC will from time-to-time enter into Separate Agreements which govern the use and ownership of Intellectual Property.

IV. Ownership Rights of MREC

MREC shall be the sole and exclusive owner of all right, title and interest in and to all College-Owned Intellectual Property, and no Member shall have any right, title or interest in or to any College-Owned Intellectual Property. As owner, MREC shall have sole authority to exercise all rights available with respect to any College-Owned Intellectual Property, including, without limitation, negotiating and entering into agreements for the sale or license of the College-Owned Intellectual Property and obtaining copyright, trademark or patent protection for the College-Owned Intellectual Property. No Member shall sign any agreement which purports to abrogate any of MREC's rights and interests as stated in this Policy or as provided in any Separate Agreement.

V. Ownership Rights of Members

All right, title and interest in and to all Member-Owned Intellectual Property (as defined below) shall be solely and exclusively owned by the Member who made, conceived, developed or first reduced to practice the Member-Owned Intellectual Property. However, MREC shall have a non-exclusive, perpetual and royalty-free license to use all Member-Owned Intellectual Property for internal instructional, educational and administrative purposes, including, without limitation, for satisfying requests of accreditation agencies for faculty-authorized syllabi and course descriptions.

For purposes of this Policy, "Member-Owned Intellectual Property" means any of the following Intellectual Property:

A. Any Intellectual Property created by a faculty member or student of MREC that does not fall within one of the following categories:

1. Intellectual Property that is specifically directed, commissioned or sponsored by MREC.

[Note: An example of work in this category is the output of a faculty member on special assignment to write a history of MREC.]

2. Intellectual Property that is more integral to, and reflects more directly on, the identity of MREC than on the identity of the individual(s) who create them.

[Note: Examples of work in this category are MREC's website, alumni bulletins, admission materials, fundraising materials, catalogues and magazines. Also included in this category are works which prominently use the MREC name or any image, logo of MREC. However, simply identifying the author of a book as a MREC professor or using the MREC logo in a presentation or talk would not be considered a prominent use of MREC's name.]

3. Intellectual Property that is created using substantial resources of MREC.

[Note: Use of "substantial resources" requires resources of a degree or nature not routinely made available to all faculty. For example, providing a faculty member with his or her own dedicated lab space or extended IT support from a staff member would be considered use of substantial resources.

However, ordinary use of computers or library resources or use of a departmental lab space that is available to all department members would not be considered use of substantial resources.]

If a student assists a faculty member in creating any Member-Owned Intellectual Property, then, as between the student and faculty member, the faculty member shall have all rights with respect to such Member-Owned Intellectual Property.

B. Any Intellectual Property that a non-faculty or non-student employee of MREC develops on his or her own time, without using the funds, equipment, supplies, facilities of MREC, unless such invention relates at the time of conception or reduction to practice to:

- (i) the actual or demonstrably anticipated research or development of MREC or
- (ii) any work performed by the employee for MREC.

[Note: Section V.B is based on MREC's belief that ownership rights in Intellectual Property created by non-faculty and non-student employees should in general be consistent with the intellectual property policies of commercial enterprises.]

C. Copyrightable Work:

Ownership of copyright of all copyrightable work shall rest with the author(s) with the following exceptions:

MREC shall be the owner of the copyright of work, including software, created by MREC personnel with significant use of NEC resources.

MREC shall be the owner of the copyright on all teaching material developed by MREC personnel as part of any of the academic programs at MREC. However, the authors shall have the right to use the material in her/his professional capacity. As the traditional exception, MREC shall not claim ownership of copyright on books and publications authored by MREC personnel.

MREC shall be the owner of copyright of work produced by non MREC personnel connected with any activity of MREC with the intellectual contribution of MREC personnel. However, the authors shall have the right to use the material in her/his professional capacity.

VI. Revenue Sharing

The net earnings from the commercialization of IP owned by NEC would be shared as follows:

The creator(s) share would be declared annually and payment will be made to the creator(s) or to their legal heir, whether or not the creators are connected with NEC at the time of payment.

S.No	Net Earnings	Inventor(s) share	MREC's share
1	Year-1	70%	30%
2	Year-2	50%	50%
3	From 3rd year	30%	70%

VII. Dispute Resolution

In case of any disputes between NEC and the inventors regarding the implementation of the IP policy, the aggrieved party may appeal to the Principal of MREC. Efforts shall be made to address the concerns of the aggrieved party. The Principal's decision in this regard would be final and binding.

VIII. Administration of the Policy

The administration of this Policy shall reside exclusively with the Committee. The Chairperson shall have the sole power and authority to appoint, remove and replace Committee members. The Committee shall consist of at least five (5), but no more than ten (10), members. Unless the Chairperson decides otherwise, the Committee shall consist of (i) the Principal who will be the Chairperson, (ii) two faculty members and two students (faculty and students will be representative of the intellectual property at issue), (iii) a representative from the Library, (iv) IPR legal advisor (external expert), (v) the Director of Grants and Contracts, and (vi) MREC's legal counsel.

The Committee's responsibilities will include:

- Reviewing intellectual property issues affecting MREC, including periodic review of this Policy;
- Evaluating the patentability and commercial or other value of submitted College-Owned Intellectual Property;
- Determining a course of action for legally protecting and commercializing submitted College-Owned Intellectual Property; and
- Ensuring that all sales and licensing of College-Owned Intellectual Property are implemented to bring the College-Owned Intellectual Property to the public while securing financial reward for MREC and its Members.

IX. Use of MREC Name and Marks

MREC owns or has a proprietary interest in any trademark, service mark or other distinguishing mark (collectively, "Marks") that represents or identifies MREC, its programs, or its services, including, without limitation, the name, seal and logo of MREC. Unauthorized use of the Marks is prohibited. Members shall only use the Marks in accordance with MREC's policies regarding the use thereof.

X. Use of Student and Faculty Images

Except to the extent prohibited by law, MREC may use images of Members without consent and faculty may use images of students without consent.

XI. Breach of the rules of this policy

- Breach of provisions of this policy shall be primarily dealt by the IPR policy panel members.
- Breach of the provisions of this Policy shall be dealt with under the normal procedures of the Institute as per the procedure laid down in accordance with the relevant provisions of law.


PRINCIPAL
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