



Standard Operating Procedure for Patents

1. Faculty, Research scholars, Students and Staff members of the Institute who evolve know-how/designs/instruments/devices/processes and want to get patent(s) for the same and / or transfer them for commercial exploitation will be required to make an application for the purpose to the Dean(III) through the Head of the Department.
2. On receipt of the application, Dean (III) will put it up to the Scrutiny Board members of III cell.
3. The members will examine the application and will then make specific recommendations in respect of the novelty and applications.
4. After obtaining Chairman's approval, Inventors Agreement is to be signed which includes the following:

(i) Ownership of IP:

TCE, Madurai shall be the owner for all the intellectual property inventions, which includes patent and the inventions invented or created by the inventors who include faculty members, research scholars, students and those who make use of the resources of the TCE, Madurai.

If an IP has emerged as a result of an Institutional/Industrial consultancy, sponsored to TCE, Madurai, the concerned industries and TCE, Madurai shall own the IP. This however will not apply to those IP that are covered under specific Memorandum of Understandings (MoU's) where the action shall be carried out as per the provisions of the MoU's. If the IP is a result of funds sponsored by an outside agency, then the IP will be shared by TCE, Madurai and the sponsoring agency on case by case basis, as per MoU/ Agreement/ Undertaking between TCE, Madurai and the outside agency.

(ii) Patent fee:

- i) TCE, Madurai will pay 75 % of the patent registration expenditure. The remaining 25% of the registration expenditure should be initially borne by the inventors of TCE, Madurai.
- ii) If the patent is granted then the remaining 25% of the registration expenditure spent by the inventors will be reimbursed
- iii) The patent renewal fees for the first seven years in all cases when patent is taken by TCE, Madurai
- iv) If it is a joint patent with sponsoring agency, then the patenting cost will be equally shared. If the other agency does not show interest in such process, TCE, Madurai can either continue the patent by paying the fees for its full term or withdraw application for the patent protection, at its discretion.

(iii) Revenue sharing:

The revenue sharing arrangements are as below:

60 % (sixty percent) of the total revenue (lump sum payment, royalty or any other form) accruing from the commercial exploitation of IP owned by TCE, Madurai shall be credited to Inventors. 40% of the revenue shall be credited to TCE, Madurai.

TCE, Madurai bears the charges incurred for processing and acquisition of intellectual property rights and the TCE, Madurai shall bear the maintenance charges for first 7 years or till commercialization, whatsoever is earlier.

(iv) Conversion/Transfer of IP:

TCE, Madurai shall anytime share the ownership of the IP with the prior consent with the inventor. In such condition TCE, Madurai shall be instrumental in process of conversion.

5. In case of any disputes, TCE Madurai decision will be the final.
6. The Institute may consider requests for registration of Patents in foreign countries, based on the merit of the inventions.
7. Issue of remuneration for the Faculty & Supporting Staff are as per the college norms.