

ROLES OF GRADUATE CENTRE AND ADELAIDE RESEARCH AND INNOVATION IN THE ADMINISTRATION OF INTELLECTUAL PROPERTY

Where a University research project has commercial potential, Adelaide Research and Innovation (ARI) acts on behalf of the University in the negotiation, sorting of ownership arrangements and the development and sharing of the benefits.

The Graduate Centre's role is the administering of signing of the Student Project Participation Agreement (SPPA) when advised by the supervisor/school that a project may generate IP, ensuring that an embargo is placed on the thesis and negotiating with ARI regarding lifting the embargo.

RESPONSIBILITIES

Adelaide Research and Innovation:

- provide advice when the **University's interests** are involved e.g when a student/supervisor has signed an agreement with an outside organization. (As ARI represents the University it cannot act on behalf of the student who needs to seek independent legal advice). When the student signs a Student Project Participation Agreement the University will protect the rights of a student in the same manner as those of a staff member. The University supplies the expertise and funds to commercialise the IP and defines the profit sharing for all parties).
- if the student is employed or funded by an outside organization, will negotiate with the supervisor and the outside organizations to determine the ownership of the resulting IP.
- will draw up and administer the signing of any joint agreement.
- Advise the Graduate Centre of any action e.g. embargo/signing of the SPPA that is required.
- Where IP issues are identified at the beginning of a project, ARI will liaise with the supervisor and notify the Graduate Centre of the name of student so that completion of an SPPA can be arranged.

Graduate Centre:

- When an establishment form is received and it is indicated that there are IP/financial issues, refer the person establishing the scholarship (ie Supervisor) to ARI for advice on establishing an agreement with the funding body, the University and the student. When the agreement is signed by all parties, forward one copy to the funding body, one to the student and retain one for the student file.
- Administer the signing of the SPPA by a student when IP issues are identified, preferably at the onset of the project.
- Should IP be identified during the course of a student's candidature, forward an SPPA to the student for signature. If the student envisages any problems he will be referred to his supervisor who should then negotiate with ARI. In the new policy the onus is on the supervisor to ensure that IP issues are covered.
- Should the Graduate Centre become aware of the generation of commercially sensitive IP during candidature where a student is an employee or funded by an outside organization, the relevant information should be referred to ARI to determine ownership and draw up any joint agreement.
- Ensure that any 12 month embargo is placed on a thesis effective from the date of submission where a student signs an SPPA or as directed by ARI. Negotiate the lifting of the embargo with ARI and advise all interested parties when it is lifted.