
This Regulation is made pursuant to Statute 9.1 – *Intellectual Property*.

Principles

The University shall use its reasonable efforts to ensure that:

- A. its rights as an owner of Intellectual Property are appropriately protected and managed;
- B. the rights of others are not infringed;
- C. it deals equitably and transparently in matters relating to Intellectual Property;
- D. it recognises and protects the moral rights of attribution and integrity of the Originators of Intellectual Property; and
- E. Originators may share in any returns from the commercialisation of Intellectual Property.

1. Definitions

The definitions contained in Statute 9.1 - Intellectual Property apply to this Regulation, and in addition:

"Intellectual Property Officer" means a member of the University who is appointed by the Vice-Chancellor as Intellectual Property Officer.

2. Intellectual Property Officer

The Intellectual Property Officer is responsible for administering and managing the identification, development, protection, Knowledge Transfer and commercialisation of Intellectual Property in accordance with relevant University policies and procedures.

3. Rights of Ownership

- 3.1 The University has the right to transfer, assign, license or otherwise dispose of its Intellectual Property as it sees fit and in accordance with relevant University policies and procedures.
- 3.2 Where the University transfers, assigns, licenses or otherwise disposes of its Intellectual Property, the University shall endeavour, where appropriate, to retain a world-wide, non-exclusive, irrevocable, royalty-free licence to use the Works in which Intellectual Property subsists referred to in section 3.1 including for research and teaching purposes and in the promotion of the University.

4. Ownership of Intellectual Property

Statute 9.1 sets out the principles of ownership of Intellectual Property subsisting in Works created by Staff Members and in Scholarly Works created by Academic Staff Members.

5. Identification and Management of University-Owned Intellectual Property

- 5.1 The Intellectual Property Officer has the authority to do all things necessary to administer and manage the identification, development, protection, Knowledge Transfer and commercialisation of its Intellectual Property and which is able to be regulated by the University in accordance with relevant University legislation, policies and procedures.

- 5.2 Originators (including all Staff and Students) must disclose to the Intellectual Property Officer, as soon as reasonably possible, the existence of those Works which have been created or contributed to by the Originators, and in which Intellectual Property owned by the University subsists.
- 5.3 Pursuant to section 5.2, an Originator shall do and sign all such things and documents as may be necessary, to protect the Intellectual Property of the University or to prove ownership of Intellectual Property (including after the end of the Originator's employment by, or studies or research with, the University). If an Originator fails to do that which is required within a reasonable period, or the University is not able to contact the Originator after the University has made reasonable enquiry, the Intellectual Property Officer may execute all necessary documents relating to the ownership or transfer of Intellectual Property and do such other acts as his or her attorney.
- 5.4 Publication, protection, management, commercialisation, Knowledge Transfer and use of Works in which Intellectual Property is owned by the University shall be as determined by the Intellectual Property Officer in accordance with University policies and procedures.

6. **Dispute Resolution**

An Originator who is dissatisfied with a decision of the Intellectual Property Officer may, within 30 days of being informed of the decision, submit a written request to the Vice-Chancellor to review the decision. The Vice-Chancellor's decision is final.

Approved by Council on 15 March 2012