



## ANNEX 1

### **DISTRIBUTION OF EXPENSES TO PROTECT INDUSTRIAL PROPERTY AND PROFITS RESULTING FROM THE EXPLOITATION OF INDUSTRIAL PROPERTY RIGHTS**

(ref. Art. 6, paragraph 4, Art. 7, paragraph 4, Art. 8, paragraph 5, Art. 12 and Art. 15, Art. 16, paragraph 3 of the Regulations).

**Resolution No. 83 of the meeting of the Federated Board of Governors of the Institute for Advanced Studies of Pavia (“IUSS”) and the Sant’Anna School of Advanced Studies (“SSSA”) dated 28th April 2017.**

The Chairman informed the Board of Governors that the Sant’Anna School of Advanced Studies deems it appropriate to approve the criteria to distribute the expenses to protect intellectual property rights and the distribution of any income resulting from their exploitation, as part of the process to approve the new Industrial Property Regulations.

#### ***a. Patent expenses and cost coverage***

(*omissis*) The expenses related to the patent procedure, including drafting the patent, filing the patent application and any international extensions are charged to the project funds, if the result of the research work derives from a funded activity that envisages a specific budget for patent costs. Where the result of the research work derives from other activities, or however, activities which do not provide for a specific budget for patent costs, then the related expenses will be charged to the Sant’Anna School of Advanced Studies fund intended for this purpose and will be recovered with the proceeds received by the Sant’Anna School of Advanced Studies, and which derive from the licensing activities.

(*omissis*)

a) The patent application filing expenses, (*omissis*) are charged to the project that originated the invention, when it explicitly envisages costs dedicated to this type of expense and adequate funds are available. In the other cases, the expenses are to be covered with the Sant’Anna School of Advanced Studies budget for patent expenses and managed by the Quality Assessment Research Department with a contribution from the applicant research group/Institute that is to be equal to no less than 40% of the expenses to be borne by the Sant’Anna School of Advanced Studies.

b) With regard to maintaining the Italian patent, the expenses incurred after filing the patent application, for example, the response to the ministerial statement and the collection of the certificate of release (*omissis*), are to be borne by the Sant’Anna School of Advanced Studies. The Italian patent is maintained effective until the patent is licensed, it is then abandoned, if there is no commercial or scientific interest.



c) In relation to the international extension, (*omissis*) in the absence of project funds dedicated to the coverage of patent expenses, 50% of such expenses are to be borne by the Sant'Anna School of Advanced Studies and coverage with funds indicated by the researchers/Inventors is required for the remaining part.

d) Lastly, with regard to the other costs to maintain the patents and the subsequent national phases, these are also to be borne by the project or the research group/Institute to which the inventors pertain.

***b. Revenues resulting from the exploitation of industrial property***

Revenue is generated when the certificates of ownership of the Sant'Anna School of Advanced Studies are licensed for a consideration or transferred to third parties. According to current practice, such contracts always provide for the payment of an initial lump sum that is at least equal to the refund of the costs incurred to maintain the patent up to the time of transfer, in addition to the payment of annual royalties on the turnover generated by the licensees/assignors resulting from exploiting the certificate.

(*omissis*)

The Board of Directors unanimously resolved to approve the following distribution of the profits deriving from the exploitation of Industrial Property rights (licenses and/or transfers), between the inventors and the Sant'Anna School of Advanced Studies' facilities involved, unifying the various types into a single case:

INVENTOR/S (*)	FUND OF THE INSTITUTE TO WHICH THE INVENTOR/S PERTAINS/PERTAIN	QUALITY ASSESSMENT RESEARCH DEPARTMENT OPERATIONAL FUND	UNIVERSITY OPERATIONAL FUND	ADMINISTRATION AND TECHNICAL STAFF INCENTIVE FUND
50%	25%	20%	5%	-

(\*) When more than one Inventor is involved, the Inventor's share is distributed among them by taking into account the inventive contribution declared by the inventors in the document submitted to present the protection proposal, or in equal parts if not specified otherwise.

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This last distribution will become fully applicable together with the new Industrial Property Regulations of which it represents a technical annex.