



Nº 2.3

Intellectual Property Rights Framework Policy

External Policy

CIP strives to generate products and knowledge of commodities such as potato, sweetpotato, Andean roots, tuber crops and other related materials that are accessible to all and that can be widely disseminated and used to achieve the maximum possible access, scale, scope of impact and sharing of benefits to advantage the poor, especially farmers in the developing world.

CIP regards the results of its research and development activities as international public good. CIP's basic intellectual property strategy is the pursuit of publication and full disclosure of the knowledge into the public domain and CIP actively encourages the sharing of materials, data, and information it generates.

CIP will, also acquire intellectual property rights (IPR) on CIP-generated products if the management of IPRs may benefit its target beneficiaries by promoting the production, availability and utilization of such products and promoting and protecting their access by the resource poor farmers in developing countries.

Internal Policy

Recipients and users of products and knowledge generated by CIP will publicly acknowledge CIP as the provider of the original information, material or research product. Likewise, as a responsible partner, CIP will respect the rights of others and will seek permission to use products to the extent required.

Intellectual property for products and knowledge collected, accumulated, created, generated or improved upon during the course of CIP employment or engagement is assigned to the Center. This applies to the products of knowledge of employees, trainees, interns, consultants or other persons engaged by CIP on a contractual, full-time, part-time or temporary basis. CIP staff will be required to assign all IP rights to the Center as part of their engagement contracts with the Center.

In the event that CIP secures financial returns as a result of commercialization of its intellectual property, appropriate means will be used to ensure that such funds are used for furthering the CIP mandate, vision and vision.

APPLICATION/SCOPE

This policy applies to all activities performed by all CIP staff, and by collaborators on behalf of CIP using or producing materials, innovations, and technologies with Intellectual Property whether registered or not.

CIP abides by all relevant international laws and treaties concerning IPR and genetic resources.

CIP adheres to national laws in the countries in which it operates.

IPR provisions shall be consistent with this policy in agreements between CIP and its partners. Intellectual property protection might be sought in situations such as the following:

- To support public and private partnerships which pursue mission-based research or which develop and apply research results
- To assure ready access by others to research products developed or funded by CIP.
- To avoid possible restrictions arising from “blocking” patents and to ensure CIP's ability to pursue its research and outcomes with appropriate freedom to operate without undue hindrance.
- To facilitate the transfer of technology, research products and other benefits to the resource poor, including through commercialization or utilization of research products.
- To facilitate the negotiation and conclusion of agreements for access to proprietary technology of use to CIP research and in furtherance of the CIP mission.

CIP will respect the rights of others when using their materials, data, information and other intellectual property in research for development.

CIP will manage intellectual property issues with integrity, equity, responsibility, and accountability.

CIP shall be responsible for management of intellectual property associated with all the products of its research, including providing the necessary resources for this activity.

POLICY IMPLEMENTATION

The IPR policy is implemented with a variety of procedures related to acquisition and transfer of material and knowledge. Listed below are requisites in alphabetical order:

- Confidentiality Agreement
- Copyrights on publications, web, databases, and other means of communications
- Employee contracts
- Institutional Invention Disclosure Mechanism
- Standard Material Transfer Agreement for designated germplasm
- Standard Material Transfer Agreement with Additional Terms for CIP bred germplasm
- Material Transfer Agreements for non-plant germplasm
- Proprietary Technology Acquisition Procedure
- Proprietary Technology Transfer Agreement

ROLES AND ACCOUNTABILITIES

The Director General is responsible for Framework Intellectual Property Rights policy oversight.

The Deputy Director General-Research (DDG-R), in conjunction with General Counsel, is responsible for implementing this policy through developing the internal mechanism for

disclosure, provision of adequate training to staff, management of intellectual property rights and the interpretation or clarification of any intellectual property matter not expressly addressed in this policy statement.

Scientists are responsible for adherence to this policy and for disclosing their innovations to the institution on a timely manner.

CONTACT INFORMATION

Contact DDG-Research or the General Counsel

FOR MORE INFORMATION

Institutional Invention Disclosure Mechanism

Standard Material Transfer Agreement for designated germplasm

Standard Material Transfer Agreements with Additional Terms for CIP bred germplasm

Material Transfer Agreements for non-plant germplasm

Proprietary Technology Acquisition Procedure

Proprietary Technology Transfer Agreement

EFFECTIVE DATE

This intellectual property rights framework policy was approved by the CIP Board of Trustees on 01 December 2016*

Repeals and replaces the previous policy dated November 2011*