

IP Policy for Faculty

Ownership

The University's Intellectual Property Policy makes provisions for IP ownership based on the level of its resources used in the research from which the IP is created. Ownership therefore falls within one of the following:

A. University-owned Intellectual Property

The University derives its ownership of IP created by its Employees in accordance with general law principles under the circumstances that:

- i. The Intellectual Property is created with significant use of the University's resources where significant use can mean use of University administered funds, facilities, equipment, resources, time, office space, personnel, administrative support, etc.
- ii. The University shall own any IP (including Exempted Scholarly Work) resulting from a University Commissioned Work.

B. Creator Owned Intellectual Property

Employees retain their IP ownership rights when:

- i. IP is created without a significant use of the University's resources;
- ii. IP is not subject to a sponsored research or any other agreement that requires ownership to reside in a third party.

Requirement on the part of creators:

- i. Provide evidence of ownership of such works and formally notify ORID before they are used in their research at the University.
- ii. Disclose any IP which bears resemblance to a specific research project to the University, together with an explanation that the IP did not arise through the significant use of University resources.

C. Sponsored Research / Collaborative Research

Ownership of IP (including Exempted Scholarly Work) from research funded by a sponsor pursuant to a research or grant agreement, or which is subject to Confidentiality Disclosure Agreement, Material Transfer Agreement, or other legal obligation affecting ownership will be governed by the terms of the grant or agreement as approved by the University; or

- i. Discussed in good faith by the University and sponsor and determined on a case by case basis; or
- ii. The IP would be owned by the University. The University may grant the sponsor a non-exclusive royalty-bearing license to the IP based on reasonable terms and conditions.
- iii. Where the Government provides funding for research purposes, ownership of any IP created would vest with the University. The University would grant the Government a non-exclusive royalty bearing license to the IP and may take steps to commercialise the IP where it is found to be of commercial value.

d. Collaborative Research

Ownership of IP emanating from collaboration between the University and another research institution or collaboration between an employee or student of the University and another institution; staff, student or employee of another institution would be: *University of Ghana – Intellectual Property Policy Page 6*

- i. Determined based on specific terms in the collaborative research agreement; or
- ii. The IP would be owned by the University. The University will grant the collaborator a non-exclusive royalty bearing license to the IP.

e. Copyrights

The University would be granted an automatic non-exclusive, royalty-free, non-transferable and irrevocable license on all copyrightable works created for its own academic purposes. The University waives its claim to copyright in teaching materials, text books and research publications by an Employee. Individuals may publish these works for their own benefit.