

**NORMS FOR CREATION, CONTINUATION AND DISBURSEMENT OF FUNDS FOR MHRD-IPR CHAIRS**

Under the scheme of Intellectual Property Education, Research and Public Outreach (IPERPO) the Ministry of Human Resource Development initiated action for establishment of IPR Chairs in the year 2001 for development and growth of IPR education, research and training in the country. The following norms are applicable to already existing and proposed MHRD IPR Chairs.

**1. VISION**

Creation of superior quality Intellectual Capital for Indian Leadership in a globalized knowledge society.

**2. MISSION**

- (i) **Long Term:** Capacity creation in IP practice, education, training, research and awareness through a multidisciplinary approach.
- (ii) **Short Term (Five Years):**
  - (a) Development of suitable academic programs in IP education, research and training.
  - (b) Providing a framework for analyzing the impact of Intellectual Property in development initiatives in the country.
  - (c) Dissemination of knowledge and information through outreach programmes

**3.** The Ministry of HRD, as per these norms, may set up IPR Chairs in Central and State Universities, National Law Universities, IIMs, IITs, IIITs, NITs and other reputed Central or State technical institutes or autonomous institutes involved in research and promotion of Intellectual Property Rights.

#### **4. PATTERN OF ASSISTANCE TO IPR CHIARS**

##### **4.1 Organizational Set up**

Each existing and the proposed IPR Chair will have one Chair Professor, two Research Officers/Assistants, one Steno-cum-Documentation Assistant and one Group 'D' employee.

##### **4.1 RECURRING EXPENDITUE:**

###### **4.1.1 MHRD IPR Chair Professor:**

No chair would have more than one Chair Professor or Coordinator/IP Specialist, who will be appointed either by selection or by invitation by the recommendation by the Search Committee for a period of 5 years which is extendable. A 3-member Search Committee will be constituted by the Vice-Chancellor/Director for this purpose.

###### **(a) Qualification and Experience:**

###### **(i) IPR Chair at National Law Universities or Law departments of Universities:**

An eminent scholar with published work of high quality actively engaged in research, preferably PhD in IPR Law with 10 years of experience in postgraduate teaching, and/or experience in IPR research at the University/National Level Institutions, and record of good research publications in IPR, including experience of guiding research in IPR at doctoral level.

OR

An outstanding scholar with established reputation who has made significant contribution to knowledge. [as per UGC norms No.F.3-1/2000(PS) dated 4th April, 2000]

###### **(ii) IPR Chair at IITs and other Technical Institutes:**

An eminent scholar with published work of high quality actively engaged in research, preferably PhD in Physical Sciences, Life Sciences, Engineering, with 10 years of experience in postgraduate teaching, and/or experience in IPR research at the University/National Level Institutions, and record of good research publications, including experience of guiding research at doctoral level.

OR

An outstanding scholar with established reputation who has made significant contribution to knowledge.

(iii) IPR Chair at IIMs and Economics/Business Administration/Social Sciences Departments of Universities:

An eminent scholar with published work of high quality actively engaged in research, preferably PhD in Social Sciences or Economics or Business Administration with 10 years of experience in postgraduate teaching, and/or experience in IPR research at the University/National Level Institutions, and record of good research publications, including experience of guiding research at doctoral level.

OR

An outstanding scholar with established reputation who has made significant contribution to knowledge.

- (iv) In case of non-availability of suitable person to be appointed as IPR Chair Professor as mentioned at (i), (ii) or (iii) above, the concerned University or Institute may appoint a Professor or an Associated Professor/Reader with PhD and with minimum 5 years of experience in postgraduate teaching, and/or experience in IPR research at the University/National Level Institutions, and record of good research publications in IPR, or a person with a minimum experience of 5 years in IPR administration at senior level as 'Coordinator or IP specialist' to conduct the activities of the IPR Chair. The appointment of 'Coordinator or IP specialist' is subject to the confirmation by the competent authority in the Department of Higher Education, Ministry of Human Resource Development.

**(b) Scale of Pay:**

- (v) The pay scale of IPR Chair Professor of IITs/IIMs shall be Rs.18000-22400 (pre-revised) and the pay scale of IPR Chair Professor of University College or national law Schools shall be Rs.16400-22400 (pre-revised / UGC scales). The normal replacement pay band and AGP admissible against the above two pre-revised pay scales shall be made applicable for the IPR Chairs in terms of the 6<sup>th</sup> Pay Commission recommendations. The pay scale of IPR Chair coordinator shall be the actual pay of the grade he/she is holding i. e. pay scale of Professor or Associate Professor in the University or Institute.
- (vi) For salary and related recurring expenditure, the norms existing in the institution for same/equivalent posts would be applied to determine the extent of funding.
- (vii) Deputation/appointments to Chair posts would also be governed by the general norms governing the Universities/Institutes in which the IPR Chair is located.

**(b) Research Assistants or Research officers:**

Each MHRD IPR Chair can appoint two Research Assistants or Research Officers who will assist the IPR Chair in the research activities and other activities such as holding seminars and conferences. Each Research Assistants or Research Officers shall have a fixed pay scale of Rs 25,000/- per month. The total salary of two Research Assistants or Research Officers should not exceed Rs 6.00 lakhs per year.

**(d) Support staff:**

Each MHRD IPR Chair can appoint not more than one Steno-cum-Documentation Assistant and one Group 'D' employee and their salary and emoluments shall be as per the norms applicable for the administrative staff of the respective University or Institute.

**4.1.2 ACTIVITIES:**

(i) **Research:** It would be expected that the chairs would conduct quality research resulting academic papers of high value and a high publication profile.

- (a) Post-doctoral and academic research in theory and application of Intellectual Property Studies.
- (b) Ph.D research in the above area with the intent to enable research capacity both at university and institutions of higher learning and in industry and other establishments.

(ii) **Ph.D Fellowships**

IPR Chair can have maximum two PhD Scholars who should be taken as per the norms of UGC/AICTE or respective University or Institute.

- 1<sup>st</sup> Year – 2 Jr. Research Fellowship @ Rs.12,000/- P.M each + contingency grant Rs.25,000/- per year to each fellow = (Rs 1,44,000 + 25,000 = Rs 1,69,000 X 2 = **Rs.3,38,000/-**
- 2<sup>nd</sup> & 3<sup>rd</sup> Year – 2 Senior Research Fellowship @ Rs.14,000/- P.M each + contingency grant Rs.25,000/- per year to each fellow = (Rs 1,68,000 + 25,000 = Rs 1,93,000 X 2 = **Rs.3,86,000/-**
- Departmental assistance for infrastructure (Rs 3000/-), Escorts/Reader Assistance for physically/visually challenged (Rs 2000/-), and House Rent Allowance as per rules are allowed for researchers.
- Not be more than five fellowships shall be allowed at a time.

(ii) **Academic and Training Programmes:** The approach would be to generate and sustain interest in this subject.

- (a) Introductory Foundation course at under-graduate/post-graduate level on fundamentals of Intellectual Property.
- (b) Compulsory course on IPR – half or one credit course spread over one trimester.
- (c) One semester elective courses at the post graduate level
- (d) Training of trainers programme (one per year per institution) in the field of IPRs should be held. An amount not exceeding Rs 2.00 lakhs is allowed for this purpose. No IPR Chair will be allowed to hold more than two such programmes in a financial year.

(iii) **Workshops/Conferences**

- (a) At least one workshop per year has to be conducted by each IPR Chair. An amount not exceeding Rs 2.00 lakhs is allowed for this purpose. No IPR Chair will be allowed to hold more than two workshops in a financial year.
- (b) At least one conference per year has to be conducted by each IPR Chair. An amount not exceeding Rs 2.50 lakhs is allowed for this purpose. No IPR Chair will be allowed to hold more than two conferences in a financial year.
- (c) An amount not exceeding Rs 2.00 lakhs is allowed for any other outreach programmes or clinics that the institution might want to develop. No IPR Chair will be allowed to hold more than two such programmes or clinic in a financial year.

(iv) **Studies or Projects**

Each IPR Chair may be asked to conduct a study or a project on any area of intellectual property rights, including Copyrights and Related Rights. A separate grant for this purpose will be released after the approval of the competent authority.

#### **4.1.3 Domestic Travel expenditure**

An amount of Rs. 2,00,000/- is allowed for domestic travel for attending the work related to studies, meetings, seminars or workshops or conferences on IPR.

#### **4.1.4 Miscellaneous Expenses :**

The miscellaneous expenses towards telephone, internet, postage, charges for auditing chair accounts, repairs or spare parts or other maintenance expenditure of computer / printer / fax / photocopying machine, stationary etc. shall not ordinarily exceed Rs 1.00 lakhs per year.

#### 4.2 **NON-RECURRING EXPENDITUE:**

- An expenditure not exceeding Rs 3.00 lakhs is allowed for activities under non-recurring expenditure such as purchase of 2 No.s of desk top computer, one Lap-top, 2 No.s of multifunctional printer and one fax, one photocopying machine and one scanner at the time of setting up of the IPR Chair.
- An expenditure to the tune of Rs 10.00 lakhs is allowed for Depository of resource publications, purchase of books for IPR Chair library and subscription of international and national IPR and law publications in the initial year. In subsequent years an expenditure not exceeding Rs 5.00 lakhs is allowed for Depository of resource publications, purchase of books.
- For infrastructure requirements, the IPR Chairs may utilize the already available infrastructure/facilities in the parent institution. Gaps could be filled in by applying for funding to the MHRD.

#### 5. **GENERAL CONDITIONS FOR GRANTS:**

- i. Grants to the Chairs would be considered only on receipt of Utilization Certificate (UC), audited Statement of Expenditure (SOE) countersigned by authorized auditor and countersigned by the Head of the Institute/University along with a comprehensive report on the activities undertaken by the chair.
- ii. The relevant extracts of CAG audit report or State Government AG office audit reports have also to be sent along with UCs/SOEs duly authenticated by the Head of the Institute/University. In case of any delay on part of CAG or State Government Audit to provide a report an undertaking given by the Head of the University/ Institute stating that the same would be furnished as soon as such audit report is received is suffice to release further funds. In case any University or Institution is exempted from such audit an undertaking given by the Head of the University/ Institute stating that such audit is not required as per their by-laws would suffice.
- iii. The grants will be released in two installments covering both recurring and non-recurring expenditure.
- iv. Some of the other key conditions are as given below:
  - A. **Continuity:** The performance of the Chair shall be renewed annually based on its performance.
  - B. **Deliverables:** The Chairs would be required to draw up annual programmes, which would be subject to review. The release of the grant for the subsequent year would depend on the achievement of annual objectives. Quality publications in journals of repute would be expected. There may be peer determined grading of research output.

- C. **Maintenance of Accounts:** The institution would create separate accounts in the Nationalised Bank wherein grants would be released.
- D. MHRD IPR Chairs will cooperate with the Department of Higher Education, Ministry of Human resource Development by providing policy advice in the matters of Copyrights and Related Rights and other aspects of Intellectual Property Rights.

6. **MONITORING:**

- a). **Coordinating Committee:** A quarterly meeting of Coordinating Committee of IPR Chairs under the chairmanship of concerned Joint Secretary will be convened to monitor functioning of the IPR chairs, to discuss proposed activities and to resolve any pending issues. The Chair Professor/Coordinator or IP Specialist of each MHRD IPR Chair is a member of this Committee.
- b). **Review Committee:** A bi-annual Review Committee under the chairmanship of Secretary, Department of Higher Education will review the progress of all IPR Chairs. The Chair Professor/Coordinator or IP Specialist of each MHRD IPR Chair is a member of this Committee.

7. **CLOSING/CANCELLATION OF IPR CHAIR:**

On the recommendation of the Chairman of the Review Committee if a IPR Chair is not functioning satisfactorily, necessary steps will be initiated for cancellation of such IPR Chair of that particular Institute/University by Ministry of HRD.

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