

**REVISED INTELLECTUAL PROPERTY RIGHTS (IPR) POLICY OF  
THE UNIVERSITY OF THE PHILIPPINES SYSTEM \***

**ARTICLE 1  
COVERAGE**

- (1) *Personnel Covered* – This policy shall apply to all faculty members, researchers, students, staff and visiting professors undertaking research and/or creative activities pursuant to any program, project, grant or contract under the auspices of the university.
- (2) *Matters Covered* – This policy shall cover all research and/or creative activities, tangible research properties or outputs with or without patent or copyright protection, whether for commercial or non-commercial purpose, undertaken using any university resource and including all technology transfer arrangements.
- (3) *Rights Covered* – This shall cover all types of intellectual property rights recognized under Philippine laws such as the Intellectual Property Code as amended and the Plant Variety Protection Act as well as applicable laws of other states.
- (4) *Other Intellectual Property Rights* – This policy does not comprehensively cover guidelines for fair use of intellectual property rights owned by the university, university personnel or third parties.

**ARTICLE 2  
GENERAL PRINCIPLES**

- (1) University resources should be used for university purposes and not for personal gain or personal commercial advantage nor for any other non-university purposes. The university subscribes to a policy of recognizing the traditional academic practice of treating faculty members as owners of inventions, works and other intellectual creations they produce without the use of university and/or third party funding and without the use of substantial university and/or third party resources, which are resources that are not ordinarily available to all faculty for traditional academic purposes which includes teaching, research and extension work.
- (2) The university encourages the faculty's full freedom in research and in the publication of their results subject to the adequate performance of their other academic duties;
- (3) The university acknowledges that its efforts to generate income should be weighed against its principal responsibility to provide a favourable environment to explore knowledge for the benefit of the public in general;
- (4) The university accepts that in some cases, the recognition of intellectual property rights of authors and inventors are effective ways to ensure accountability and accessibility of knowledge and technologies.

- (6) *Relation to Constituent Universities* – The TTBDO serves as an assisting and coordinating unit for the constituent universities on matters relating to intellectual property protection. Nothing in THIS POLICY shall prevent a constituent university from performing the functions mentioned in article 9 (3) subject only to system wide coordination.

**ARTICLE 10  
ADDITIONAL PENALTIES**

Aside from penalties which may arise from the violation of any other law or university policy or guideline, any persons found to have violated any of the provisions of this policy shall suffer the following penalties:

- (1) Ineligibility for research grants from the university or any of its affiliated foundations for a period not to exceed five years;
- (2) Automatic removal of research load credits and ineligibility to receive these benefits for a period not to exceed five years;
- (3) Removal from any university administrative position and disqualification for any administrative position for a period not exceeding five years;
- (4) Ineligibility for outside teaching activities or the privilege to practice profession for a period not exceeding five years.

**ARTICLE 11  
REPEALING CLAUSE**

This Policy expressly repeals the following policies approved by the Board of Regents: (1) Policies, Rules and Regulations Governing Copyrightable and Patentable Works Produced by University Personnel approved during its 982<sup>nd</sup> Meeting (2) Creation of the University Intellectual Property Office approved during its 1109<sup>th</sup> Meeting (3) Creation of the Technology Licensing Office under the Office of the Vice President for Planning approved during its 1144<sup>th</sup> Meeting and (4) Governing Principles and Policies on Intellectual Property Rights of the University of the Philippines System approved during its 1171<sup>st</sup> Meeting. All other university policies inconsistent with THIS POLICY are repealed accordingly.

**ARTICLE 12  
EFFECTIVITY**

- (1) *Conditions for Effectivity* – This policy shall take effect after
  - (a) an extensive information and education campaign to be led by the Office of the Vice President for Development in coordination with the various system units and the Chancellors of the constituent universities, which shall commence no later than the first Monday of the month from the approval of this policy by the Board of Regents;