



INTELLECTUAL PROPERTY POLICY

Purpose

To provide clarity about the ownership and use of Intellectual Property Rights in Materials created by staff, Candidates and students and allow for an equitable return on the financial returns from the commercial exploitation of such intellectual property.

Scope

This policy applies to all AIB Candidates, students, staff, directors, officers, external appointees on any AIB board or committee, volunteers and contractors.

Definitions

Unless otherwise defined in this document, all capitalised terms are defined in the [glossary](#)

Intellectual Property

Intellectual Property, or 'IP' means the legal rights which may be claimed for certain creations, such as copyright protections for others' work, patents to protect new inventions and processes, confidential information protected under Common Law, and trademarks for registered designs and identities of businesses (University of Adelaide (2018) *Intellectual Property*, viewed 10 August 2022, <https://www.adelaide.edu.au/policies/1263/?dsn=policy>)

Materials

Materials means all things, Materials and in formation, including without limitation all inventions, software, databases, models, drawings, plans, processes, formulae, recipes, artwork, designs, logos, reports, proposals and records.

Policy

1. Principles

- 1.1. For persons other than Candidates and Students who create or generate Materials as funded by AIB, these will be considered the Intellectual Property of AIB as per the provisions in this Policy and its associated Procedure.
- 1.2. AIB acknowledges that at law, ownership of intellectual property created by a Candidate or student in the course of their studies with AIB is likely to vest with them as the originator on its creation; any AIB claim to ownership of Intellectual Property Rights would be as per provisions in this policy and associated procedure.
- 1.3. AIB will take reasonable steps to ensure that the moral rights of originators are respected.

- 1.4. AIB will provide equitable financial returns from commercial exploitation of Candidates and students' intellectual property under the terms of the Intellectual Property Procedure.

Related Forms:

Nil

Related Policies and Procedures:

[Copyright Policy](#) and Procedure

[Records Management Policy](#) and Procedure

[Research and Scholarship Policy](#) and [Procedure](#)

[Research Integrity Breach Management Procedure](#)

[Student Grievance Handling Policy](#) and [Procedure](#)

Related Legislation or Legislative references:

Copyright Act 1968 (Cth)

Designs Act 1906 (Cth)

Patents Act 1990 (Cth)

Trademarks Act 1995 (Cth)

Responsibility:

Finance Director

Current Status:	Version 5
Approved By:	Board of Directors
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Previous Versions:	29 May 2019 V3 – 3 May 2021 – <i>amendments included change of title from “Commercialisation of Intellectual Property Created by Staff and Students Policy”</i> 1 July 2011 27 October 2008
Date of Next Review	4 August 2025