



GUJARAT TECHNOLOGICAL UNIVERSITY

(Established Under Gujarat Act No.: 20 of 2007)

ગુજરાત ટેકનોલોજીકલ યુનિવર્સિટી

(ગુજરાત અધિનિયમ ક્રમાંક : ૨૦/૨૦૦૭ દ્વારા સ્થાપિત)

Reference: GTU/GIC/IPR/2021/5623

Date: 01 /10/2021

To,

All the Students, Researchers, Faculty Members, Colleges, Start-ups and Registered Indian Patent Agents.

Subject: Revised guideline for students, researchers, faculty members or start-ups (who are students or passed out in last five academic years) to avail financial assistance towards filing and prosecution of **Patent Application** on their respective invention through GTU IP Facilitator's/Registered Indian Patent Agents under Student Start-up Innovation Policy (SSIP).

Dear

All the Students, Researchers, Faculty Members, Start-ups and Registered Indian Patent Agents.

In our endeavour to inculcate culture of innovation amongst the students, researchers, faculty member or start-ups (who are students or passed out in last five academic years) and to provide a conducive environment for optimum harnessing of their creative pursuit, **The Education Department, Government of Gujarat** had issued **Student Start-up and Innovation Policy (SSIP) 2017-2021**, vide G.R. No. PRC/2016/IPIES/DS/S/710197, dated: 11/01/2017.

In the recent development the Government has **revised said IPR guideline under SSIP policy vide no. GKS/SSIP/2021-22/IPR Guideline/31, dated: 08/06/2021 for extending support for End-to-End IP facilitation** to facilitate young innovators and entrepreneurs in protecting their Intellectual Property Rights, wherein the financial assistance has been extended from filing to prosecution of the respective IPR. In view of the aforesaid, **GTU Innovation Council (GIC)** under **Gujarat Technological University** which is committed to promote and protect IPR under the visionary leadership of **Prof. Dr. Navin Sheth**, the Vice Chancellor of GTU, revise

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the previous IPR guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018 and realize said revised IPR guideline under SSIP Policy in the same.

In view of the above, the financial assistance provided under the revised IPR guideline under SSIP Policy will be disbursed by GTU according to the Annexure-1 at different stages of Filing and Prosecution of Patent applications. The revised scheme guideline for End-to End facilitation under SSIP Policy is made effective from 01/10/2021 by GTU, and reimbursement will only be done towards the bills/invoices generated and dated after said date. Furthermore, those Patent applications which were filed by beneficiaries in past by availing assistance under SSIP Policy through GTU, are also entitled to claim assistance under revised guideline. The present guideline of GTU shall be read in conjunction with the previous guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018.

In view of the aforesaid, GTU is extending functions and duties of the empanelled Facilitators to realize the objective of End-to-End IP facilitation under SSIP Policy to the beneficiaries stated previously in the guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018 and nowhere the revised guideline limiting the functions and duties of the empanelled Facilitators.

The procedural requirements and process flow for the disbursement of the financial assistance shall be the same as stated in the previous IPR guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018.

For the effective realization of the SSIP Policy, GTU-GIC reserves the right to recommend IP Facilitator to the beneficiary after thorough consultation with the University screening committee based on the educational qualification of the IP Facilitator and experience in the concerned technical field. The aforesaid clause shall supersede in case of any conflict with the previous guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018.

Further, to encourage young innovators and entrepreneurs, GTU-GIC is herewith framing two way approaches to reach GTU-GIC with their respective innovative subject matter.

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- I. **Through Workshop:** Those students, innovators and entrepreneurs who are not aware with IPR subject matter shall first attend the IPR workshop organized by GTU-GIC, wherein they will familiarize themselves with the concept of IPR that will further help them to identify IP or the novel and inventive aspects in their project. Thereafter, their concerned project will be first assessed by the University IP Screening Committee and on approval, the facilitation will be done under revised SSIP guideline.
- II. **Walk-in:**
 - i. Those students, innovators and entrepreneurs who already have credible prior-art search report wherein the report suggests that the subject matter of the project is novel and inventive. They can directly approach GTU-GIC where University IP Screening Committee will assess the project and on approval, the facilitation will be done under revised SSIP guideline.
 - ii. In an exceptional circumstance where the student, innovator or entrepreneur has involuntarily disclosed his/her project in the public domain which is intended to be protected under IPR regime, they can directly approach GTU-GIC, where University IP Screening Committee will assess the project and on approval, the facilitation will be done under revised SSIP guideline.

Note:

- a. ***The procedural requirements and the process flow for the assessment of project shall be the same as stated in the previous IPR guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018.***
- b. ***The disbursement of financial assistance at different stages of Filing and Prosecution of Patent applications shall be done according to Annexure-1.***
- c. ***The mechanism, notes, terms and conditions, rules, norms, procedural aspects etc. for beneficiaries and facilitators shall be the same as stated in the previous IPR guideline of GTU vide no. GTU/GIC/IPR/2018/90/7551, dated 09/10/2018, unless***

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otherwise explicitly stated herein.

Annexure-1

• Extended support for End to End IP facilitation:

Under the SSIP Policy innovators and start-ups are extended support of Average INR 25000 for domestic IP filing which covers charges of prior art search, patent drafting and patent filing at Indian Patent Office including government fees. To ensure that the respective filed IPs also reach to next level, further financial Support of average 25000 INR to be extended to these teams for Patent office action (Patent Prosecutions) like Report to Pre-Grant opposition, Reply to FER (First Examination Report), SER (Second Examination Report), Attend the hearing and allied efforts. These will improve our patent filing to grant ratio.

In addition to above mentioned once patent is filed in India and if applicant find scope of invention in international market, may wish to file Convention/PCT Patent application then further financial support of Up-to 1,00,000 INR or 80% of total applicable charges (Patent Office charges+ Professional charges), whichever is less will be reimbursed to empaneled IP Facilitator.

Below are the details of charges to be paid to IP facilitators. However, these charges are applicable for one year and subjected to revision by SSIP.

Table-01

Patentability and Prior art Search	
Professional Charges	
Services	Professional Fees (INR) (including GST)
<ul style="list-style-type: none">Performing Prior are SearchCheck Patentability CriteriaPrior Art Search Report	

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- Conclusion on idea is Patentable or not with Nearest Relevant Results

INR 5000*

***Note:** Subject to patentability of the idea proposed by applicant/beneficiary after recommendation of the University screening committee. In case of conclusion as non-patentability of the idea, the charges mentioned as per Table-01 shall be given to concern professional else in case of patentability and further willingness of the applicant/beneficiary for the process ahead of drafting and filing complete patent, the inclusive charges as mentioned in Table-02 may be given to professional after completion of the process satisfactorily.

Table-02

Patent – Complete Specification (Till Patent Filing Support)	
Government Fees	
Forms	Natural Person
Form 1: Application for Grant of Patent	INR 1600
Form 18: Request for examination of Application for Patent	INR 4000
Professional Charges	
Services	Professional Fees (INR) (including GST)
A. Patentability & Prior Art Search Report	INR 19400
B. Drafting and filing of Complete Patent Specification	
Total	INR 25000

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Table-03

Patent (Prosecution)	
Professional Charges	
Services	Professional Fees (INR) (Including GST)
Reporting official action including FER (First Examination Report, SER (Second Examination Report), Amending specification and re-filing in response to FER, SER (one time billing irrespective of iterations) including reporting and providing certificates of Patents	INR 12,000*
Preparing notice for attending hearing and attending any number of hearing at patent office during prosecution of application per appearance for said case till the declaration of final decision by the patent office	INR 8000*
Preparing response for pre-grant opposition, post-grant opposition, Infringement till the declaration of final decision by the patent office or Court	INR 5000*
Total	INR 25000*

***Note:** Government fees in case if asked in FER, SER, hearing objections were bared by applicant/beneficiary only.

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Table-04

Conventional/PCT Patent Application	Charges – Office Fees + Professional Charges (Including GST)
Filing of Conventional/PCT Patent application at specific country's regional office or WIPO (PCT)	80% of all charges or INR 1,00,000 Whichever is less*
Changes of prosecuting each application till grant of patent including all desired action	

***Note:** Conventional/PCT Patent Application filing includes Government fees of respective country, professional charges of the country's attorney, and professional charges of Indian Attorney. The fees vary from country to country. It is advised to have a list of countries of applicant's interest ready and get proper estimate of fees before proceeding.

In case of PCT application filing it is mandatory to select India as International searching authority.

Amongst all the estimated fees, SSIP shall bear fees mentioned in above table. All fees, in addition to the mentioned amount shall be borne by the applicant/beneficiary.

Sd/-

Registrar

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