Financial and intellectual Property rules

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Legal Manager
Participation and Funding Rules
Who can participate?

- Any entity carrying out work relevant to the IMI in a Member State or Associated Country
- Anyone else with the agreement of the IMI JU

BUT

Not all participating entities are eligible for funding

- Stage 1: at least two independent legal entities eligible for funding
- Stage 2: + at least 2 EFPIA companies
Who is eligible for IMI funding?

• Academic institutions
• Non-profit research organizations
• Small & medium-size enterprises
• Non-profit patient organizations
• Non-profit public bodies and intergovernmental organizations including specialized agencies

carrying out activities in a Member State or a country associated to FP7
Main categories of eligible costs

- Personnel
- Other direct costs
  (Equipment, Consumables, Travel...)
- Subcontracting
- Overheads
Funding Rates

- **Research activities**
  - up to 75% of total eligible costs

- **Other activities -> management, training, communication, IP, etc.**
  - up to 100% of total eligible costs

- **Indirect costs -> overheads**
  - Actual or flat rate 20%

No impact for beneficiaries changing their status
EFPIA in-kind contribution

- Actual direct and indirect costs or average FTE
- Based on the usual management principles and accounting practices
- Contribution from EFPIA affiliated entities as part of EFPIA in-kind

For research costs incurred in Europe unless expressly foreseen (see AMR 6th Call)
Intellectual Property Policy
One Policy, Multiple Interests

Direct exploitation rights (academia / SME)
Terms known at outset (Pharma)

Facilitating access

Incentive to participate

Innovative Medicines

Support for EU Industry
Terms accommodate the needs of a spectrum of interests - large and small

Dissemination of information
Dissemination within a year

Compensation for IP
Only necessary background included
Compensation within fair and reasonable terms

Fair and reasonable terms for Research Use purposes for third parties
One Policy, Guiding Principles

• Aligned with IMI objectives
  • PPP, specific research needs and challenges

• Providing flexibility for participants to establish the most appropriate agreements serving the project objectives
  • Project Agreement
Basics (1)

• Background remains the exclusive property of each participant
• Foreground are owned by the generator(s), unless otherwise agreed
• Protection lies with the owner(s)
• Mandatory mention of IMI support / EFPIA in-kind contribution in any dissemination support / patent application
Basics (2)

• Non-exclusive access rights, granted on written request unless otherwise agreed
• No sub-licences, unless otherwise agreed
• Not affected by the termination of participation
• Conditions to be agreed depending on the purpose:
  • Project completion
  • Research Use -> further developments
  • Exploitation -> commercialisation
More information
Useful documents

• Rules for Participation (part of the Call Documents)
• IMI model Grant Agreement
• IMI Financial Guidelines
• IMI Reporting Templates and Guidelines
• IP Guidance Note

www.imi.europa.eu/content/documents
Thank You