ATTACHMENT No. 2

to Ordinance No. 106/2024 of the Rector of the Silesian University of Technology

of 12 July 2024

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| To be filled in by the Centre for Incubation and Technology Transfer | |
| Registration number |  |
| Application date |  |

**INTELLECTUAL PROPERTY APPLICATION FORM [ZDI]**

1. **Title of intellectual property**:………………………………………………………………………………………………………
2. **Trade name/acronym (optional)**:…………………………………………………………………………………………………
3. **Organisational unit (e.g. faculty)**:
4. **Internal unit (e.g. department)**:
5. **Owner of the intellectual property\***:

Silesian University of Technology

third party

Silesian University of Technology and third party

1. **I (we) declare that:**
2. this solution (*does not apply to know-how*) **has not yet been disclosed to the public** in any form (in a scientific article, at a conference, in the form of a written or oral description, by application, exhibition, inclusion in a database or otherwise)[[1]](#footnote-1);
3. I (we) know my (our) obligations concerning the confidentiality of the solution, according to the regulations in force at the Silesian University of Technology;
4. I (we) accept the following share (s) of participation of the co-authors in the creation of the intellectual property;
5. I (we) agree to include the intellectual property in the evaluation of the scientific unit;
6. I (we) have got acquainted with the Rules and Regulations for the management of intellectual property in force at the Silesian University of Technology and I (we) accept the provisions contained therein, especially those concerning the procedure and remuneration for the authors of intellectual property;
7. I (we) am (are) familiar with the information on personal data processing;
8. I(we) am (are) aware of the provisions of art.154 of the Act of 20 July 2018. - Law on Higher Education and Science (consolidated text. Dz. U. of 2023, item 742, as amended);
9. I (we) authorise the following person (my/our proxy) to make contact regarding the application of the property: ........................................................................................................................................................ .

(surname and name, e-mail and telephone number of the proxy)

| No. | Surname and name | Residential address | Share % | Employee of the SUT / doctoral student/  student/other\*\* | Scientific discipline as listed below (applies to employees of the SUT) | Signatures of co-authors\*\*\* |
| --- | --- | --- | --- | --- | --- | --- |
| 1. |  |  |  |  |  |  |
| 2. |  |  |  |  |  |  |
| 3. |  |  |  |  |  |  |

1. **Scientific discipline (inventory):**
   * 1. architecture and urban planning;
     2. automatic control, electronic and electrical engineering and space technology;
     3. information and communication technology;
     4. biomedical engineering;
     5. chemical engineering;
     6. civil engineering and transport;
     7. materials engineering;
     8. mechanical engineering;
     9. environmental engineering, mining and power engineering;
     10. management and quality studies;
     11. chemical sciences;
     12. Earth and environmental sciences.
2. **Priority research area\* [POB]:**

☐ POB 1 - COMPUTATIONAL ONCOLOGY AND PERSONALISED MEDICINE

☐ POB 2 - ARTIFICIAL INTELLIGENCE AND DATA PROCESSING

☐ POB 3 - MATERIALS OF THE FUTURE

☐ POB 4 - SMART CITIES AND FUTURE MOBILITY

☐ POB 5 – PROCESS AUTOMATION AND INDUSTRY 4.0

☐ POB 6 - CLIMATE AND ENVIRONMENTAL PROTECTION, MODERN ENERGY

1. **Type of intellectual property\*:**

☐ invention

☐ utility model/industrial design

☐ work, including computer software

☐ know-how

☐ trademark

1. **The intellectual property has been claimed/applied for as a result of \*:**

☐ scientific and research work of the Silesian University of Technology (no. of work at the Silesian University of Technology):

☐ work commissioned by industry (work no. at Silesian University of Technology):

☐ under employment contract

☐ engineering degree, ☐ bachelor's degree, ☐ master's degree, ☐ doctoral degree

☐ other (e.g. as a result of a project - project number): ..........................................................................................

1. **I (we) submit a description of the property in\*:**

☐ the Office of the Patent Attorney of the Silesian University of Technology in CITT (ul. Banacha 7)

☐ the Office of the Patent Attorney of the Silesian University of Technology (ul. Akademicka 2A)

1. **I (we) apply for registration of the property for protection under the procedure\*:**

☐ national/domestic

☐ regional (EPO) (*so called European Patent*)

☐ international (PCT)

in order to ultimately obtain protection in the following countries (only for applications under EPO and PCT procedures): ....................................................................................................................................................................................

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(list target countries of protection)

**Note**: A patent application in the regional procedure (EPO) makes it possible to ultimately obtain protection in selected member states of the European Patent Organisation. Countries such as Albania, Austria, Belgium, Bulgaria, Croatia, Cyprus, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Macedonia, Malta, Monaco, the Netherlands, Norway, Poland, Portugal, the Czech Republic, Romania, San Marino, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, Turkey, the United Kingdom. In addition, Bosnia and Herzegovina and Montenegro, recognise the validity of European patents in their territories by virtue of their respective Extension Agreements.

1. **The right to obtain industrial property rights shall be established pursuant to Article 11 of the Act of 30 June 2000. - Industrial Property Law (consolidated text, Journal of Laws of 2023, item 1170):**

Article 11 of the Act - Industrial Property Law:

1. The right to obtain a patent for an invention or a protection right for a utility model, as well as the right from registration of an industrial design shall be vested, subject to sections (2), (3) and (5), in the author.
2. Co-authors of an invention, utility model or industrial design shall jointly have the right to obtain a patent, a right of protection or a right in registration.
3. If the invention, utility model or industrial design is made as a result of the creator's performance of duties under the employment relationship or under the performance of another contract, the right referred to in section (1) shall be vested in the employer or the orderer, unless the parties have agreed otherwise.
4. A contract between entrepreneurs may specify the entity to which the rights referred to in section (1) shall be vested in the event of making an invention, utility model or industrial design in connection with the performance of that contract.
5. If an invention, utility model or industrial design is made by an inventor with the assistance of an entrepreneur, the entrepreneur may use the invention, utility model or industrial design on their own. In the contract for granting assistance, the parties may stipulate that the entrepreneur shall be entitled in whole or in part to the right referred to in section (1).
6. **The application fee shall be covered\*:**

☐ from the financial resources of the institute/department (ZSI project number):

☐ from the project that is the source of the invention (ZSI project number):

☐ from the authors' own resources

☐ from other resources

☐ from joint funds, based on a joint ownership agreement of the property.

Please state:

1) the name of the co-owner(s): ………………………………………………………………………………………………………

2) the project number in the ZSI: ……………………………………………………………..………………………………………

**Note:**

1) filing an application with the Patent Office of the Republic of Poland obliges one to pay the fee related to the granting of the patent/protection right;

2) failure to provide data (project no. in the ZSI) on the source of financing of the application fee will result in withholding the application to the Patent Office of the Republic of Poland until such data is established.

1. **Level of implementation readiness of the solution/technology according to NCBR classification (so called TRL classification), in the opinion of the creators\*:**

☐ Level 1 - Basic research on the technology

☐ Level 2 - Conceptualisation of the technology and its future applications

☐ Level 3 - Laboratory validation of critical components of the technology

☐ Level 4 - Confirmation of technology on a laboratory scale

☐ Level 5 - Verification of critical technology components in near real-life conditions

☐ Level 6 - Demonstration of technology/prototype in near real-life conditions

☐ Level 7 - Demonstration of technology under real conditions

☐ Level 8 - Research and demonstration of final technology completed

☐ Level 9 - Confirmed effectiveness of technology under industrial conditions

1. **Information on current or anticipated status of implementation work (whether there is any company interested/potentially interested in implementation, schedule of implementation work, etc.):**

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**17. Is the invention project application an indicator of project implementation\*:**

☐ YES ☐ NO

If YES, please provide project details:

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(approval of the Head of the Department)

I confirm compliance with the Regulations for the Management of Intellectual Property at the Silesian University of Technology:

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(signature of the patent attorney)

\* please mark in the box the selected item(s)

\*\* please fill in appropriate data

\*\*\* by signing, you acknowledge that you have read and agree to the GDPR Information Clause for intellectual property applicants

**GDPR information clause for intellectual property applicants**

* 1. **Personal Data Administrator**

The administrator of the personal data provided is the Silesian University of Technology, hereinafter referred to as the University, which may be contacted by post, to the address: ul. Akademicka 2A, 44-100 Gliwice or via e-mail: RR1@polsl.pl.

* 1. **Data Protection Officer**

The Administrator has appointed a Data Protection Officer who may be contacted in all matters concerning the processing of personal data by post to the address: ul. Akademicka 2a, 44-100 Gliwice or via e-mail: iod@polsl.pl.

* 1. **Purposes of processing**

The Administrator will process personal data in order to register at the Patent Office of the Republic of Poland the intellectual property of which you are the author.

* 1. **Legal basis for processing**

Processing is based on the prerequisites under Article 6 section (1) letter (c). of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April, 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data and the repeal of Directive 95/46/EC (General Data Protection Regulation) and the provisions of:

1. the Act of 30 June 2000. - Industrial Property Law;
2. the Regulation of the Prime Minister of 17 September 2001 on submitting and examination of applications for inventions and utility models;
3. the Act of 20 July 2018. - Law on Higher Education and Science;
4. Resolution of the Senate of the Silesian University of Technology No. 6/2021 of 25 January 2021 on the adoption of the Regulations for the Management of Intellectual Property at the Silesian University of Technology.
   1. **Period of storage of personal data**

Your personal data will be stored for the period resulting from the uniform material list of files in force at the Silesian University of Technology and developed on the basis of the Act of 14 July, 1983 on the national archival resources.

* 1. **Recipients of data**

The recipients of your personal data may be entities performing public tasks (e.g. the Patent Office of the Republic of Poland). Personal data may also be transferred to partners implementing technical and organisational IT support.

* 1. **Rights in relation to the processing of personal data**

You have the following rights in relation to the processing of your personal data:

1. the right to access your personal data;
2. the right to request the rectification of your personal data that is inaccurate and the completion of incomplete personal data;
3. the right to request the erasure of your personal data, should the circumstances defined in Article 17 of the GDPR arise;
4. the right to request the restriction of the processing of your personal data;
5. the right to lodge a complaint with the supervisory authority in charge of personal data protection, i.e. the President of the Personal Data Protection Office;
   1. **Automated processing of personal data**

Your data will not be subject to automated decision-making, including profiling.

* 1. **Fulfilment of information obligation**

Providing your personal data is necessary in order to register the intellectual property at the Patent Office of the Republic of Poland.

1. Delete if not appropriate. [↑](#footnote-ref-1)