



<b>Research for the Benefit of SMEs</b>		
<p><b>Title: Development of a solvent-free coating process for wooden facades</b></p> <p><b>Acronym: DURAWOOD</b></p> <p><b>Grant Agreement Number: 232296</b></p> <p style="text-align: center;"></p>		
<b>Deliverable 7.1.</b>	IPR Capacity Building Session for SMEs	
<b>Associated WP</b>	Work Package 7 – Knowledge Management and IPR Protection	
<b>Associated Task</b>	Task 7.1: Knowledge and IPR Management Subtask 7.1.1: SME IPR Capacity Building	
<b>Due Date</b>	M3- 28 <sup>th</sup> . February 2010	
<b>Date Delivered</b>	M4 – 10 <sup>th</sup> March 2010	
<b>Prepared by (Lead Partner)</b>	Innovació i Recerca Industrial i Sostenible	
<b>Partners Involved</b>	All	
<b>Authors</b>	Anna Giménez	
<b>Dissemination Level</b>	PU	

© European Communities, 2010

The information and views set out in this publication are those of the author(s) and do not necessarily reflect the official opinion of the European Communities. Neither the European Union institutions and bodies nor any person acting on their behalf may be held responsible for the use which may be made of the information contained therein.

**Contents**

1. Introduction ..... 1

2. Capacity Building Session..... 1

3. Conclusions and outlook ..... 3

Annex 1: IP Issues and FP7 DURAWOOD Project..... 4

## 1. Introduction

In keeping with the principle of the Research for SMEs programme, whereby the SME beneficiaries own the results of the knowledge developed during the project (the Foreground), and will exploit this Foreground by applying the results in industry, it was established that a Capacity Building Session was necessary in order to enable the participating SMEs to acquire knowledge regarding IPR issues. During the Kick Off meeting it was agreed with the SME partners that such a session would be of great benefit to them and it was decided to organise this session on Month 3. Unfortunately, a suitable date for all partners could not be found therefore, the 3M technical meeting was organized in month 4.

## 2. Capacity Building Session

The Capacity Building Session was held in Bratislava (Slovakia), in STUBA facilities. For this reason the session was arranged with the help of Mr. Radovan Tino from STUBA who approached the National Contact Point for Legal and Financial issues in Czech Republic for assistance in the organisation of the Capacity Building Session. Given their expertise in legal issues and in view that the 3 months meeting was being hosted by STUBA, Mrs. Jana Vanova, legal consultant of National Contact Point in Praga, kindly agreed to provide a suitable capacity building session for the entire consortium of DURAWOOD SMEs.

Mrs. J. Vanova (hereafter JV) delivered a seminar divided in two main sections, one on IPR issues related to DURAWOOD Consortium and Grant Agreement and the second one on IPR issues in general and in relation to FP7 (trademarks, patents, etc...).

The main topics covered during the first half of the session (see Annex I):

- Brief explanation of the funding program and the different groups of partners in terms of the ownership of the foreground
- Joint Ownership of the foreground: this section included background and foreground definitions, rules that SMEs will meet in terms of joint ownership of the foreground according to the joint ownership contract or the default regim.
- Access rights, royalty-free or on fair and reasonable conditions access rights to the Background and Foreground.
- Access rights to Background and Foreground during the project implementation and at the end of the project. Explanation about the time conditions of this access rights. Access rights for parties leaving/joining the consortium

Then JV followed with IPR issues in general and in relation to FP7 (see Annex I). The following are the main topics covered in this second part:

- Details on how to protect the foreground: patents, utility models, trademarks, designs, copyright and trade secrets.
- Exploitation of foreground for the industry partners and for RTDs, explanation about who can exploit the foreground
- Dissemination of the foreground
- Transaction of foreground defined in the DoW among SMEs' partners. JV introduced different scenarios in case of an agreement to be or not to be concluded.
- Obligations of RTDs and SMEs partners in terms of protection, using and dissemination of the foreground at the end of the project.

The following are some of the comments and questions raised during the lecture session:

- Comments about the importance of defining the background included properly at the beginning of the project. This could avoid the difficulties in identifying which parts of the results are foreground and which are the background used or needed for the foreground.
- Access rights when a party leaves the consortium, and the differences encounter when the leaving party is defaulting or non-defaulting.
- A question on the cost of a patent was raised
- It was clarified that the transaction defined in the DoW supersedes any other transaction and that an amendment will be needed to change it.

### **3. Conclusions and outlook**

Partners acknowledged the usefulness of the comprehensive overview as well as the invaluable opportunity that they had to ask questions. Mrs. Jana Vanova offered to answer any further questions that might arise following the Capacity Building Session. In short, it can be concluded that the Capacity Building Session was a worthwhile exercise that provided a very solid platform from which the SME beneficiaries can develop robust Knowledge and IPR management activities in order to ensure the results of the project are well managed in order to facilitate future exploitation.

**Annex 1: IP Issues and FP7 DURAWOOD Project**

*Not available in the public report.*