



DANISH PATENT AND TRADEMARK OFFICE

Commercializing Scientific Research and development

Legislation, Contracts, Royalty rates

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TURNING IDEAS INTO ASSETS®

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DANISH PATENT AND TRADEMARK OFFICE

Agenda

- Legislation
- Royalty rates
- Technology marketing : searching for buyers for a technology
- Types of agreements

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Notification and evaluation (§§10-11)

Notification:

The employee shall notify the institution of inventions made as part of his/her work without undue delay

2-months evaluation period:

Within 2- months of the notification, the institution shall evaluate its possibility of commercial exploitation.

The employee is not entitled to publish the invention during this 2-months period.



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Distribution of the rights to inventions

- § 7: The rights to inventions made by an employee are accorded to the employee. The institution is entitled to a reasonable payment upon commercial exploitation (§ 12.2).
- § 8: The rights to inventions made by an employee are transferred to the institution. The employee is entitled to a reasonable remuneration (§ 12.1). Remuneration may be made by way of equity shares.
- § 9 The Institution may upon prior agreement, renounce its rights to inventions made by a project which is completed in cooperation with or financed partly by a party not included in the Act.

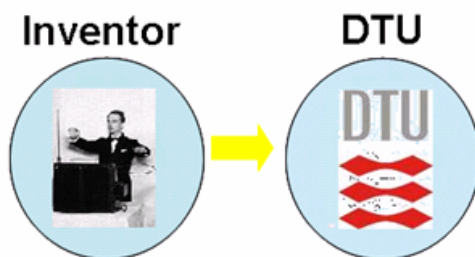


DANISH PATENT AND TRADEMARK OFFICE

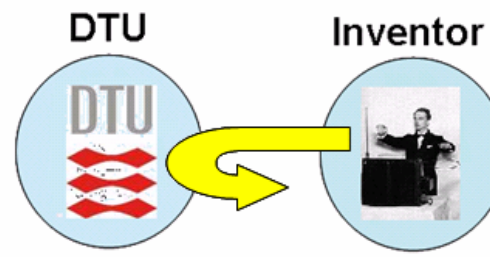
Model A

Model B

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1/3 to the inventor
1/3 to the department
1/3 to the university



2/3 to the inventor
1/3 to the department and the university



DANISH PATENT AND TRADEMARK OFFICE

Technology Transfer

- There are two main activities needed to support technology transfer:
- Evaluating technology:
 - "what is my technology worth?"
 - Includes research of
 - intellectual properties
 - competitors
- Valuation methodologies:
 - comparing existing agreements would be ideal, **but most of the agreements are secret**



DANISH PATENT AND TRADEMARK OFFICE

Technology marketing : searching for buyers for a technology

Marketing of IP to industrial partners

IP databases can be a tool

- DKPTO: IP Marketplace (<http://www.ip-marketplace.org/>)
 - Patents, utility models, trademarks and designs offered for sale/licensing
 - Request technology that you would like to buy/license

IP Marketplace: Trading in knowledge

Patents/utility models Trademarks Designs

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IP Marketplace is a venue for buyers and sellers of IP rights

[» Read more about the concept](#)

Patents and utility models

List your patents and utility models for sale. You can also list any technology that your company needs or wants. See the latest granted patents from DKPTO.

Trademarks

List your trademarks for sale and see which trademarks were registered in Denmark within the latest 14 days

Design

List your design for sale, seek a design solution, see which designs were registered in Denmark and see which new designs appeared in DesDoc within the latest 14 days.

Free e-mail service

Subscribe now and receive updates when there is activity in IP Marketplace in your areas of interest

Find inspiration in newly issued rights

In the last 14 days [6 patents](#) have been granted and [151 new trademarks](#) have been registered. They are all listed here for you to use as inspiration

Get help with trading

We have put together some useful information on trading in knowledge. In the menu "Get help with trading" you will find a [list of advisers](#), [FAQ](#) as well as [examples of standard contracts](#).



Selling a patent gave Purus – a Danish company - financial security and at the same time gave them exclusive right to sell their technology in Denmark. [Read more here](#)

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IP Marketplace: Trading in knowledge

[Patents/utility models](#) [Trademarks](#) [Designs](#)

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Biotechnology Biotechnology, Pharmaceuticals, Healthcare, Medico-techniques	Food technology Biotechnology, Foodstuffs, Agroindustry	Production Production technology, Materials, Construction, Consumables	Energy Energy, Transport, Environment, Supply
Information Technology IT, Telecom., Electronics, Measuring techniques	Electronics Analytical equipment, Measuring techniques, Electronic components, Optics, Photo	Construction & Household Transport infrastructure, Building materials, Household & Personal articles	All categories

List a patent or utility model for sale

In the IP Marketplace you can list your patent or utility model for sale. You can also list any technology that you company needs or wants

Get help with trading

Our service products - Products you can use when you want to make the most of your patents or utility models.

FAQ - factual answers to questions about buying, selling and licensing patents or utility models.

Contracts - See an example of a licensing agreement and a confidentiality agreement

Find an adviser - List of advisers who can advise you about trading patents/utility models and entering into licensing agreements

Latest granted patents

In the last 14 days **6** patents have been granted in the areas of

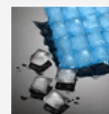
- Biotechnology
- Food technology
- Production
- Energy
- Information Technology
- Electronics
- Construction & Household

Search technology

Enter search term

- Buying? Search patents for sale
- Selling? Search technology wanted

Cases



Ice cube bag
[A cold success](#)

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 2630 Taastrup, Denmark

Tel: +45 43 50 80 00
 Fax: +45 43 50 80 01

[Terms of service](#) [Confidentiality](#)

Categories

- Biotechnology
- Food technology
- Production
- Energy
- Information Technology
- Electronics
- Construction & Household
- Alle kategorier

Put a patent up for sale

If you want to put a patent in IP Marketplace yourself, then [click here](#).

Free e-mail service

Subscribe now and receive updates when there is activity in IP Marketplace in your areas of interest

TURNING IDEAS INTO ASSETS®

Technology offered | **Technology wanted** | **Latest granted patents** Search term [Søg](#)

Biotechnology

The following patents in this category are offered for sale or licensing

[More information on the patent categories](#)

80 resultats

Type	Title	Other rights	Price	Date
Patent	Meropenem manufacturing		Neegotiable	19/1-2012
Patent	METHOD OF PREVENTING PARTURIENT HYPOCALCEMIA IN ANIMALS AND COMPOSITIONS USED THEREIN			4/10-2011
Patent	Footrest for prevention of disorders of venous blood flow:of varicose veins and deep vein thrombosis of feet		USD 50 000	8/6-2011
Patent	Footrest for prevention of disorders of venous blood flow:of varicose veins and deep vein thrombosis of feet.		USD 50 000	8/6-2011
Patent	A method of protection of human and livestock from bites of blood-sucking insects		USD 50 000	8/6-2011
Patent	A method of protection of human and livestock from bites of blood-sucking insects		USD 50 000	8/6-2011
Patent	TO REDUCE RISK of MALARIA		Price for full transfer of exc	11/3-2011
Patent	Analgesic composition of topically applied nonsteroidal antiinflammatory drugs and opioids			8/3-2011
Brugsmodel	New Citrus Plant Variety	✔	USD1,000,000.00 (One Million)	9/2-2011
Patent	Training and Therapy Device for Dogs and Hoofed Animals	✔	to be negotiated	17/12-2010
Patent	Interferometric method for recoding of dynamic volume changes in living and non-living objects.	✔		16/12-2010
Patent	Technology to convert aqueous phase of liquid manure to fertilizer			26/10-2010
Patent	Technology to convert waste water sludge into fertilizer			26/10-2010
Patent	Technology for reducing the environmental impact of solid waste dumps while increasing their capacity			26/10-2010




DANISH PATENT AND TRADEMARK OFFICE

Technology marketing : searching for buyers for a technology

Copenhagen University:

- Commercial Deals
(<http://erhverv.ku.dk/english/licensing/commercialdeals/>)
- Inventions from the University which available for licensing

UNIVERSITY OF COPENHAGEN | Dansk | Contact | Alumni | Phone book | KUnet (intranet) Shortcuts Search

 Business Collaboration


■ Business Collaboration English > Licensing > Commercial deals


- Home
- Research collaboration
- Licensing
 - Commercial deals
 - Easy Access IP
 - Policy for Licensing
- Student collaboration
- Contact


Commercial Deals


The following inventions are available for licensing under normal, commercial terms and in accordance with the Law on Inventions at Public Research Institutions.

Vaccines and Treatment of Human Diseases


 Dietary lipid food additive to counter obesity and type 2 diabetes. [Read more...](#)


 High-Affinity Inhibitors of PSD-95 as Efficient Neuroprotectants against Ischemic Stroke and for Treatment of Pain. [Read more...](#)

 A novel vaccine approach for treatment of type 1 diabetes. [Read more...](#)


 A New Target for Treatment of Cocaine Addiction by use of Neuropeptide Y Y5 Receptors. [Read more...](#)

Diagnosis and instrumentation

 Tumour-Specific MUC1 Antibodies and Epitopes. [Read more...](#)

 New Method for fast and Cost Effective Quantification of Biomarkers in Nanoliter Samples. [Read more...](#)

Production/Research Technologies

 Test for inflammatory contaminants. [Read more...](#)



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Transfer of IPR ownership or use?

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- Own (sales agreement)
- Use (licence agreement)



Confidentiality agreements

The parties:

Who is contracting?

Who is the agreement for?

Purpose:

What is the purpose of maintaining the confidentiality of information?

Obligations of the Parties:

What obligations should the Parties undertake?

Duration:

How long are the parties obliged to keep secret?

Delinquency:

What happens if a party fails to comply with its obligations?



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Sales agreement

- Holder of IP right (X) transfers the currently applicable rights to another company or person (Y)
- Upon transfer X loses any right to disposal of the IP right in question
 - ie. all rights are assigned to Y
 - Y engages
 - the right to decide whether
 - the privilege should be abandoned
 - the privilege should be reassigned
 - the right to prohibit third parties to perform acts which conflict with the exclusivity



DANISH PATENT AND TRADEMARK OFFICE

License agreements

An agreement between two parties

Licensor gives the licensee permission to use the privilege of the right in question when paying a fee (License fee)

A licensing agreement is an assignment to use and not to own

The licensee only have the right to dispose the right in the way that the terms of the license agreement defines



License agreements

EXCLUSIVE LICENSE

the licensor is obliged not to give others a similar license

=>

the licensee will have the sole right to exploit the invention within a given area

NON-EXCLUSIVE LICENSE

- the licensee is authorized to use the invention but does not get a monopoly
- the licensor is still entitled to exercise that right
- the licensor is still entitled to license to others



IP Trade Portal

- Home
- Trade in IPR
- Contract**
 - Generally, on agreements
 - Selection of agreement
 - Standard Contracts**
 - Instructions for the interactive model contracts
- Valuation
- IP Marketplace
- Trade Statistics
- Cases
- Disclaimer
- Search

With standard contracts, you can easily get an overview of an agreement on trade in IPR.

Standard Contracts

Standard contracts for trade in patents and utility models

Here you will find 4 default contracts that you can rely on trade in patents and utility models:

- A Confidentiality Agreement
- A Købs-/salgsaftale (transfer of ownership)
- A non-exclusive license (transfer to use)
- An Excluded License (transfer to use)

You can use standard contracts in several ways, eg.:

- As a basis for negotiation
- As inspiration for the preparation of their own contract
- As a checklist, if the other party submitting the first draft of contract

Standard contracts are developed with the purpose that it should be easier for you to reach an agreement on trade in patents and utility models. Using standard contracts, you can easily get an overview of an agreement on trade in patents and utility models as well as have a draft to support you, in further efforts to negotiate an agreement in place.

It is important to note that an agreement must always be tailored to individual situations.

In some situations and countries, for example, U.S., contracts for the trade in IPR far more complex than the developed standard contracts. You should consult a professional adviser before concluding an agreement, then the contract will be tailored to the specific situation.

Interactive standard contracts

Standard contracts are made interactive, which means that you can customize them to your needs. For each of the agreements are attached to a guide which expands and explains the various provisions in the agreements.

Simply click on the menu to the right on the deal that you want to use, and you will then be redirected to the interactive agreement.

Patent and Trademark Office recommends that you read the information about the choice of contract and instructions regarding, use of standard contracts through before you get started using the agreements. It should also be noted that the agreements can not replace professional advice.

Standard contracts are developed in collaboration with a broad panel of Danish Industries, Danish Erhverv, Law Society, Danish Lawyers ADIPA (ex Patent Agents Association), Inventors Association, Danish Inventors Association, Denmark and Danish Regions and with assistance from:

**Kammeradvokaten
Advokatfirmaet Poul Schmith**

Instructions for the interactive model contracts

- Standard: Confidentiality Agreement
- Standard: Købs-/salgsaftale
- Standard: Non-exclusive License
- Standard: Exclusive License Agreement

IP Trade Portal

Home

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Instructions for the interactive model contracts

Standard: Confidentiality Agreement

Standard: Købs-/salgsaftale

Standard: Non-exclusive License

Standard: Exclusive License Agreement

https://forms.dkpto.dk/ dokument-generator/kontrakt-c.php - Microsoft Internet Explorer 6.0.2600.5512

https://forms.dkpto.dk/dokument-generator/kontrakt-c.php

Favoritter https://forms.dkpto.dk/dok...

Interactive web form Generation a contract in PDF

Overdragelse til brug (eksklusiv licens)

Hjælp Der er d.d mellem

Navn: [Klik for at redigere ...](#)
Adresse: [Klik for at redigere ...](#)
TIF: [Klik for at redigere ...](#)
CPR/CVR. nr.: [Klik for at redigere ...](#)

Herefter Licenstagiver og

Navn: [Klik for at redigere ...](#)
Adresse: [Klik for at redigere ...](#)
TIF: [Klik for at redigere ...](#)
CPR/CVR. nr.: [Klik for at redigere ...](#)

Herefter Licenstag
Indgået følgende aftale

Hjælp

2. FORMÅL

Formålet med nærværende aftale er:
[\[Parternes formål med overdragelse af Opfindelsen mv. indsættes\]](#)

Hjælp

3. DEFINITIONER

[\[Parterne indsætter relevante definitioner\]](#)

Fortrolige Oplysninger:
Ved Fortrolige Oplysninger forstås oplysninger, der meddeles af (eller på vegne af) den ene part til den anden part i medfør af kontrakten, og som er markeret "fortroligt" eller som, på grund af deres art, deres indhold eller de omstændigheder, som de offentliggøres under, med rimelighed kan anses som værende fortrolige. Dette omfatter ikke oplysninger, som allerede var offentligt kendt på modtagelsestidspunktet, uden at dette kan henføres til modtagerens handlinger, eller som lovligt blev givet til modtageren af tredjepart.

Koncernforbundet Virksomhed
Ved koncernforbundet virksomhed forstås en virksomhed, som Licenstag helt eller delvist ejer, eller som helt eller delvist ejer Licenstag. Delvist ejerskab indebærer i den forbindelse mere end 50 % ejerskab.

Opfindelsen:
[\[Beskriv opfindelsen\]](#)

Området:
[\[Beskriv Området, som det relevante geografiske område og/eller et bestemt produktområde\]](#)

Hjælp

4. LICENSGIVERS HOVEDFORPLIGTELSE(R)

Licenstagiver overdrager ved nærværende kontrakts underskrivelse Licenstag en eksklusiv ret til Opfindelsen med henblik på Licenstagers udnyttelse af Opfindelsen i Området, som defineret under pkt. 3. Ved udnyttelse forstås Licenstagers
[\[salg, produktion, markedsføring, distribution\]](#)

Introduktion

Du kan editere tekst markeret med **gul**.

Når et afsnit eller tekst er markeret med grønt, er det fordi der findes et alternativ - klik på næste for at skifte afsnit med et alternativ.

Knapper markeret med blå giver mulighed for at supplere aftalen med yderligere afsnit.

Tryk på spørgsmålstegnet ud for hvert afsnit for at få vejledning til afsnittet.

Når du er tilfreds med aftalen, kan du generere den som dokument i Adobe PDF format.

Vejledning

[Se kontraktens vejledning i PDF format](#)

Generer kontrakt som PDF

Sider

1

2

3

4

5

6

7

8

The generated contract in PDF

KONTRAKT



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