

INTELLECTUAL PROPERTY (IP) CONTRACTS

We help businesses draft and negotiate commercial agreements relating to IP

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| <ul style="list-style-type: none"> • Assignment agreements: <ul style="list-style-type: none"> - Required to transfer IP rights. • Confidentiality agreements (CDA, NDA etc.): <ul style="list-style-type: none"> - Always useful, sometimes critical. • Know how licences: <ul style="list-style-type: none"> - Transfer of knowledge. • Patent licences: <ul style="list-style-type: none"> - Use of inventions. • Trade mark licences: <ul style="list-style-type: none"> - Benefitting from branding. • Design licences: <ul style="list-style-type: none"> - Products that fit someone else's mould. • Software licences and development <ul style="list-style-type: none"> - Use of off-the-shelf or bespoke software. • Software as a Service (SaaS) <ul style="list-style-type: none"> - Software use, but via a website. • Semiconductor technology licences <ul style="list-style-type: none"> - Chips and chip technology. • Contract research services <ul style="list-style-type: none"> - Conducting research for a customer, generating new IP and using existing technology. • Evaluation agreement <ul style="list-style-type: none"> - Try before you buy/collaborate. • Joint development and commercialisation <ul style="list-style-type: none"> - Working together to first develop a product or service, and then one or both parties exploiting the new technology. | <ul style="list-style-type: none"> • Product dossier licences (e.g. for medicines marketing authorisations): <ul style="list-style-type: none"> - Data and copyright, with regulatory rights thrown into the mix. • Broad technology licences: <ul style="list-style-type: none"> - Licence covering multiple types of IP • Manufacturing and distribution agreements: <ul style="list-style-type: none"> - Use of manufacturing technology to make proprietary products for customers - Giving distributors rights to use product and branding IP for distribution activities. • Franchise agreements: <ul style="list-style-type: none"> - Use of branding and possibly technology, combined with services and other support. • Funding agreements: <ul style="list-style-type: none"> - Spending money and stating what the recipient must do with the output. • Collaboration agreements: <ul style="list-style-type: none"> - Inputs, working together, outputs, commercial exploitation. - Private businesses and universities. • Material transfer agreements: <ul style="list-style-type: none"> - Send someone things to play with. • Data transfer agreement: <ul style="list-style-type: none"> - Send someone data to play with. • Data licence/access terms <ul style="list-style-type: none"> - Commercial or research access to a dataset. • Consumer law compliant terms <ul style="list-style-type: none"> - Selling to consumers in a way that is legal. |
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IP THEMES TO CONSIDER

- 1. How much will be paid for transferring or using the IP, and when exactly? Are you worried the technology will be shelved?**
- 2. Who will own new IP? Will you have access to what you need (whether you own or licence the IP)?**
- 3. Who is going to progress IP applications through to registration, and who will pay for that?**
- 4. Who is going to maintain registered IP, and who will pay for that?**
- 5. What happens if the IP or its use infringes someone else's IP?**
- 6. What happens if someone attacks the IP (e.g. claims it's not valid)?**
- 7. What if products made using the IP don't work or contain defects? Who is identified on the product?**
- 8. How long does the arrangement last and how do you get out of it?**
- 9. Do you still need to use what you are giving away?**
- 10. What liability is fair to you take on?**

HOW CAN HLS HELP?

Special arrangements and packages for early-stage businesses and UK ventures.

Consultancy arrangement for IP attorney firms (under our name or yours)

Seasonal and overflow support for in-house legal teams.

Managing IP projects (including instructing IP attorneys) if you don't have the time!

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