

# IMI rules and procedures, including IPR

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*Information Meeting, Madrid, 15 September 2012*



**efpia**

# Funding Rules



# Eligible for IMI funding (beneficiaries)

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- 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



- **Direct eligible costs -> personnel, consumables, equipment,...**
  - Personnel costs: either actual or average personnel costs if aligned with usual accounting practices and applied in other EU programmes **(NEW!)**
  - SME Owners who do not receive a formal salary may use a flat rate similar to the one used in the EU's FP7 People programme **(NEW!)**



- **Indirect eligible costs → overheads**
  - Flat-rate of 20% of direct eligible costs
  - actual indirect costs (**NEW!**)



# Eligible costs

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- Actual
- Incurred by the participant during the project
- Determined according to usual accounting and management principles and practices
- Recorded in the accounts of the participant
- Incurred for work carried out in a Member State or associated country
- Incurred for the sole purpose of achieving the project objectives related to an activity accordingly described



# Non-eligible costs

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- Identifiable indirect taxes including value added tax
- Duties
- Interest owed
- Provisions for possible future losses or charges
- Exchange losses, cost related to return on capital
- Costs declared or incurred, or reimbursed in respect of another Union project
- Debt and debt service charges, excessive or reckless expenditure

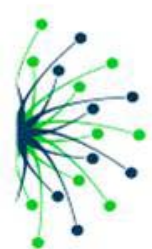


# Funding rates for beneficiaries

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- **Research activities**
  - up to 75% of total eligible costs
- **Other activities -> management, training, communication, ...**
  - up to 100% of total eligible costs

**NEW!** No impact for beneficiaries changing their status





# EFPIA in-kind contribution

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

For research costs incurred in Europe  
unless expressly foreseen (*see AMR 6<sup>th</sup> Call*)



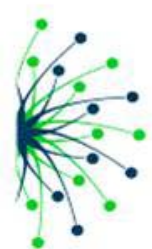
# Reporting Rules



- **(NEW!)** Yearly periodic financial reports: not need to be certified by independent auditors, if either:
  - cost calculations is based on a certified accounting methodologies within FP7
  - the total amount of the participant's report is <€375.000
- **Yearly periodic reports: due either on July or December, depending on the project's starting date**



# Intellectual Property Policy



**Aligned with IMI objectives -> PPP, specific research needs and challenges:**

- To achieve a broad participation
- To promote knowledge creation, disclosure and exploitation
- To achieve fair allocation of rights and reward innovation
- To provide flexibility for participants to establish the most appropriate agreements serving the project objectives ->

**Project Agreement**



# Project Agreement

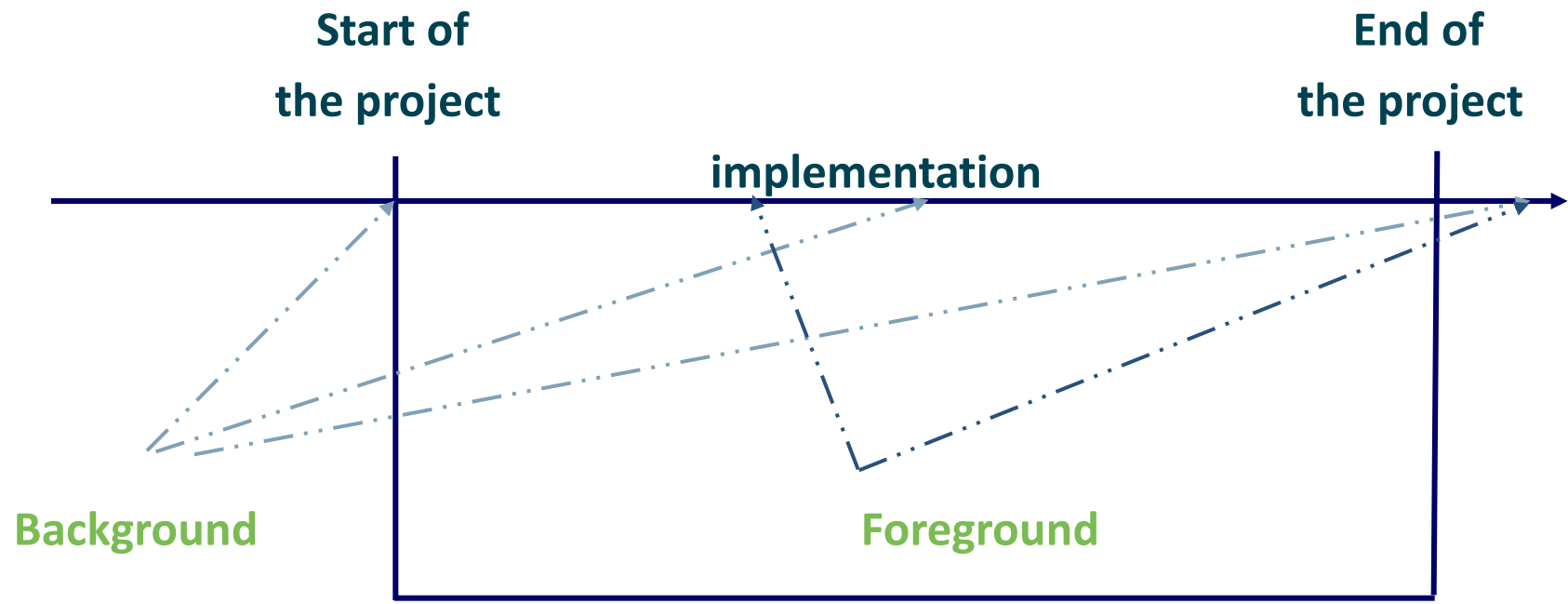
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- Contractual arrangement **between all partners** to set out their rights and obligations, especially governance and IPR
- Mandatory before the signature of the grant agreement with the Executive Office



# Background vs. Foreground



// Sideground //

(generated during the Project but outside the Project Objectives and not needed for

implementation or Research Use)

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possible access rights



# Ownership: basic principles

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- Background remains the exclusive property of each participant
- Foreground are owned by the generator(s)
- Possibility to freely license, assign or otherwise dispose of its ownership rights provided access rights to other partners are respected
- Possible transfer of ownership
- Possible joint ownership





- **Common practices (not mandatory):**
  - lies with the owner(s) in adequate and effective manner -> relevant (national) legal provisions, project's peculiarities, legitimate interests
  - if valuable Foreground left unprotected -> to be discussed within the consortium
- **Mandatory mention to IMI support & EFPIA in-kind contribution in patent applications / publications (NEW!)**
- **Promotion of open access publications (NEW!)**



# Access Rights: basic principles

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- **Granted on written request, unless otherwise agreed**
- **Non-exclusive basis approach**
- **No sub-licences, unless otherwise agreed**
- **Not affected by the termination of participation**
- **Guiding framework depending on the purpose:**
  - Research Use -> further developments
  - Exploitation -> commercialisation

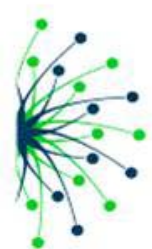


# Access Rights: conditions

Access rights granted by a Participant to/on	Background (necessary and identified)	Foreground	Sideground
Participants for completion of the Project	Royalty-free	Royalty-free	N.A.
Participants and affiliates for Research Use	Royalty-free OR Fair & reasonable terms for Background needed for using Foreground as determined in Project Agreement	Royalty-free OR Fair & reasonable terms as determined in Project Agreement	N.A.
Third Parties for Research Use after the Project	Fair & reasonable terms for Background needed for using Foreground as determined in Project Agreement	Fair & reasonable terms as determined in Project Agreement	N.A.
Participants and affiliates or Third Parties for Direct Exploitation	To be negotiated	To be negotiated	N.A.



# Writing a successful proposal



# Improved application procedures

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- **Simpler application procedures**
  - via the upgraded submission tool
- **Faster time to grant**
  - by streamlining procedures



- **Eligibility criteria not met:**
  - submission deadline missed
  - a single legal entity is not a consortium
  - parts of the EoI not uploaded (this should not be a problem anymore with SOFIA)
  - submitted text does not respect the EoI template (sometimes received even slides!)
  - EoI out of scope (if you have doubts on how to respond to the call contact IMI)



# Common Mistakes

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- Applicants are not eligible for funding
- Unclear legal status of applicants
- Applicant consortia do not have the capabilities to address all of the objectives (e.g. redundancy between partners)
- Submitted text so concise that it does not clearly state what is proposed in practice
- The EoI does not address all the objectives (in some cases EoIs have nothing to do with the topic!)
- Ethical issues not addressed



- **Read all the Call-relevant material that is provided on the IMI website – [www.imi.europa.eu](http://www.imi.europa.eu)**
- Understand IMI's Rules and respect them
- If in doubt ask a member of the IMI Executive Office
- Your EoI should provide reviewers with all the information requested to allow them to evaluate it
- Finalise your submission
- If invited to a hearing answer the questions as precisely and concisely as possible



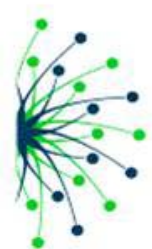


# More information



- **IMI model Grant Agreement** (lastly revised on 30 April 2012)
- **IMI Financial Guidelines** (January 2012)
- **IMI Reporting Templates and Guidelines** (February 2012)
- **IP Guidance Note** (November 2010)

[www.imi.europa.eu/content/documents](http://www.imi.europa.eu/content/documents)



- **Flyer and leaflet on IMI**
- **Fact sheets on IMI activities & projects**
- **Info and Slide set on IMI Calls**

**[www.imi.europa.eu/content/info-material-and-publication](http://www.imi.europa.eu/content/info-material-and-publication)**



# Find project partners

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- Use the IMI Partner Search Tool

<http://www.imi.europa.eu/content/partner-search>

- Get in touch with your local IMI contact point:

[www.imi.europa.eu/content/states-representatives-groups](http://www.imi.europa.eu/content/states-representatives-groups)

- Talk to your FP7 Health National Contact Point (NCP)



# Thank You

