

Tokyo University of Agriculture and Technology, Joint Research Acceptance Regulations  
(Regulation No. 61, 16-Kei/Kyou, April 7, 2004)

Amendments

Regulation No. 75, 16-Kei/Kyou, October 29, 2004.

Regulation No. 9, 22-Kyou, April 1, 2010.

Regulation No. 14, 24-Kyou, April 1, 2012.

Regulation No. 36, Kyou, August 1, 2013.

Article 1 Purpose

Pursuant to Article 22, Paragraph 1 No. 3 of the National University Corporation Act (Act No. 112 of 2003), these Regulations prescribe matters related to the undertaking of Joint Research at Tokyo University of Agriculture and Technology (hereinafter referred to as "TUAT").

Article 2 Definition of Terms

In these Regulations, the following terms take their meanings as defined below.

(1) "Joint Research" means:

- a) Research conducted at a research facility of TUAT by research personnel of TUAT (hereinafter referred to as "TUAT Researchers") on a subject in common with an external research organization etc. (hereinafter referred to as "External Research Organization etc.") performed either by receiving researchers and payment of Research Expenses, or researchers or payment of Research Expenditures.
- b) Research conducted at a research facility etc. of TUAT or an External Research Organization etc. on a subject in common, either by receiving researchers and payment of Research Expenditures, or researchers or payment of Research Expenditures.

(2) "Research Expenditures" means expenditures necessary to carry out Joint Research.

(3) "Research Charge" means an expense for acceptance of Joint Research Staff that includes management expenditures.

(4) "Overseas Organization etc." means an organization etc. determined as being a non-resident as prescribed through operation and interpretation of Article 6-1-5, 6 (Determination Standards for Residence) of the Circular Notice of Ministry of Finance (Zoukoku No. 4672, November 29, 1980).

Article 3 Standards for Acceptance of Joint Research

1. In determining acceptance of Joint Research, the President must accept that the research etc. is of significance to education and research conducted at TUAT, and moreover corresponds to one of the following.

- (1) The Joint Research is related to the primary work duties of TUAT Researchers.
- (2) Other cases accepted as necessary by the President.

2. Notwithstanding the preceding section, in determining acceptance of Joint Research the President may decline research that corresponds to any of the following.

- (1) The research etc. engenders concern of causing an impediment to education and research at TUAT.
- (2) There is concern about the reputation or societal status of the applicant.
- (3) Other cases the President determines as inappropriate.

Article 4-1 Conditions for Acceptance of Joint Research

1. The following conditions must be attached to Joint Research in the undertaking of Joint Research.

- (1) Neither party may unilaterally discontinue the Joint Research.
- (2) In principle, research related expenditures shall be paid prior to commencing the Joint Research.
- (3) In principle, Research Expenditures already paid may not be refunded to an External Research Organization etc., provided that all or part of Research Expenditures constituting an amount of expenditures not required may be refunded at TUAT 's discretion.

2. In addition to the above, the president may apply other conditions as deemed necessary.

Article 4-2 Compliance with Safe Export Management Systems

In undertaking Joint Research with an Overseas Organization etc. the prescriptions of the Foreign Exchange and Foreign Trade Act (Act No. 228 of 1949) and all cabinet orders, ordinances or notifications pursuant thereto, as well as the Tokyo University of Agriculture and Technology Safe Export Management Regulations and other internal TUAT regulations must be complied with.

#### Article 5 Examination Committee

1. The President shall appoint an External Funding Examination Committee (hereinafter referred to as "Funding Examination Committee") to the Institute of Agriculture and the Institute of Engineering, who shall examine whether to undertake Joint Research.
2. Matters pertaining to the Funding Examination Committee are as prescribed separately.

#### Article 6 Determination of an Application for Joint Research

1. When the President receives an application for Joint Research the President shall determine the application in the light of the examination conducted by the Funding Examination Committee as prescribed in the preceding article.
2. The President shall report in summary to the Education and Research Council concerning any Joint Research determined as accepted for performance.

#### Article 7 Formation of Contract

1. When the President has made a determination to accept an application for Joint Research, the President shall form a contract with the Overseas Organization etc. using the Joint Research Agreement Form (hereinafter "Agreement Form") that complies with the format as prescribed separately.

#### Article 8 External Organization etc. Researchers

1. TUAT may receive researchers affiliated with an external organization etc. as Joint Research Staff of an external organization etc. (hereinafter referred to as "Joint Research Staff") when TUAT believes this would be of significance for education and research at TUAT and expects that superior research results will be obtained.
2. A person who may be accepted for Joint Research Staff is a person who has originally been performing research work at the External Research Organization etc. concerned and can be seconded to TUAT in their existing work capacity in order to perform Joint Research.
3. A Research Charge will be collected when accepting Joint Research Staff. Research charges are handled as prescribed separately.
4. Research charges are not refundable.

#### Article 9 Joint Research Expenditures

1. Expenses required for Joint Research are as prescribed following.
  - (1) TUAT shall provide facilities and equipment for the purpose of Joint Research and share a part of expenditures necessary for maintenance and management of such facilities and equipment.
  - (2) The external organization etc. shall pay Research Expenditures.
2. The external organization etc. shall pay Research Charges and Research Expenditures as requested by TUAT when a Joint Research agreement is formed, provided that Research Expenditures may be paid in installments as TUAT deems necessary, if this creates no impediment to TUAT.
3. Expenses etc. required by the external organization etc. for research shall be paid by the External Research Organization etc.

#### Article 10 Discontinuance of Joint Research and Alteration of Term

1. The President may, upon consultations with the external organization etc. concerned, make a determination to discontinue or alter the term of Joint Research if he/she determines it is necessary due to a natural disaster or other unavoidable reason in the course of performance of the research.

#### Article 11 Equipment etc.

1. Equipment etc. acquired for the purpose of performing Joint Research shall be handled as follows.

(1) Ownership rights to equipment etc. newly acquired by TUAT by means of Research Expenditures pursuant to Article 9 Section 1, shall in principle, vest in TUAT.

(2) Ownership rights to equipment etc. newly acquired by the external organization etc. by means of Research Expenditures pursuant to Article 9 Section 3, shall in principle, vest in the external organization etc.

2. When necessary in the course of performance of the joint research, TUAT may receive from the external organization etc. in addition to that which is provided with Research Expenditures, other associated equipment. In such cases, expenditures required for delivery, installation and removal etc. of such equipment shall be paid by the external organization etc.

#### Article 12 Announcement of Joint Research Results

The President shall determine the methods and timing of the announcement of the results of Joint Research work through consultations with the external organization etc.

#### Article 13 Intellectual Property

Intellectual property rights etc. resulting from Joint Research shall be handled according to an agreement, and any matters not covered in that agreement shall be handled in conformance with the Tokyo University of Agriculture and Technology Intellectual Property Management Regulations and the Tokyo University of Agriculture and Technology Employee's Invention Regulations.

#### Article 14 Joint Research Reports

When Joint Research is completed, the TUAT Researchers shall promptly prepare a report detailing the results as prescribed separately and deliver it to the President.

#### Article 15 Administration

Administration work associated with undertaking Joint Research shall be handled by the Research Support Office of the Research and International Affairs Division.

#### Article 16 Miscellaneous

Other necessary matters pertaining to the handling of Joint Research may be prescribed separately in addition to these Regulations.

#### Supplementary Provision

These Regulations shall come into effect from April 7, 2004, and shall be applied retrospectively from April 1, 2004.

#### Supplementary Provisions (Regulation No. 75, 16-Kei/Kyou, October 29, 2004)

These Regulations shall come into effect from October 29, 2004, and the Tokyo University of Agriculture and Technology, Joint Research Acceptance Regulations post-amendment, shall be applied retrospectively from June 1, 2004.

#### Supplementary Provisions (Regulation No. 9, 22-Kyou, April 1, 2010)

These Regulations shall come into effect from April 1, 2010.

#### Supplementary Provisions (Regulation No. 14, 24-Kyou, April 1, 2012)

These Regulations shall come into effect from April 1, 2012.

#### Supplementary Provisions (Regulation No. 36, Kyou, August 1, 2013)

These Regulations shall come into effect from August 1, 2013.