

INFORMATION SEARCH AND ANALYTICS SERVICES: TERMS, PRICING AND CONDITIONS

(Version 1: December 2020)

FEATURES

- Access to scientific literature as well as patent Literature
- Subscribed to high end paid databases like SciFinder, Derwent Innovation, Questel Orbit
- Launched search desk as well as analytics desk and services offered under it are as follows

Code	Service Type	Includes	Current Status
Search desk services			
IPR001(S1)	Do it yourself (DIY)*	<ul style="list-style-type: none"> • Search Desk at Venture Center Library with prior registration • Onetime training from Venture Centre search expert staff for one hour 	Launched and Operational (1 Dec 2020)
IPR001(S2)	Expert search	<ul style="list-style-type: none"> • Expert run search • Exportation and shortlisting of relevant result set and compiled report • Mutually decided time lines 	Launched and Operational (1 Dec 2020)
Analytics desk services			
IPR001(A1)	State of art search	<ul style="list-style-type: none"> • Collection of prior art related to technology • Mining latest technologies in specific areas for deciding the future strategy 	Launched and Operational (1 Dec 2020)
IPR001(A2)	Patentability assessment	<ul style="list-style-type: none"> • Assessment of invention for patentability criteria (NUNS test) • Search on multiple databases using multiple search strings • Executive summary and key findings • Suggestions 	Launched and Operational (1 Dec 2020)
IPR001(A3)	Patent landscape analysis	<ul style="list-style-type: none"> • Valuable insights on potential areas of research, current strengths, geographical distribution, competitor's technology, market analysis 	Launched and Operational (1 Dec 2020)

		<ul style="list-style-type: none"> Interactive graphical representations like pie charts and 2-D and 3-D charts 	
IPR001(A4)	White space analysis	<ul style="list-style-type: none"> Identification of new areas or gaps in current technology for innovation and exclusivity 	Launched and Operational (1 Dec 2020)
IPR001(A5)	Freedom to operate/Freedom to practice (FTO/FTP)	<ul style="list-style-type: none"> Analyse invention to make an entry of product into market without legal liabilities Matching of patent claims and product features Summary report on Freedom to operate in a particular country of interest Suggestions for technical advancements in the invention to overcome likely infringement 	Launched and Operational (1 Dec 2020)
IPR001(A6)	Infringement Analysis	<ul style="list-style-type: none"> Understanding whether product/process infringes other's patent rights Claim mapping Summary report on Infringement 	To be launched
IPR001(A7)	Citation analysis	<ul style="list-style-type: none"> Information regarding patent citation, tracking inventors' work, value of patent 	To be launched

***ELIGIBILITY FOR DO IT YOURSELF (DIY)**

- The information search and analytics services shall be available for Start-ups/ Fellows in Venture Center's Incubation Programs (Resident programmes, AIP, Eklavya)
- The management of the TECHEX.IN shall exercise judgment in making available the services requested.

TERMS

Payment terms

- Introductory meeting for the first time would be free.
- Information search and analytics services will be charged either on task basis or on hourly payment basis depending upon the service requested.



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- An estimate of charge on hourly basis and task basis would be given at the introductory free meeting.
- The estimated payment is to be made in advance of each information search and analytics services. The duration of each engagement will be mutually agreed upon by TECHEX.IN and Applicant and the corresponding payment shall be made in advance by the Applicant.
- Final payment would be invoiced at the time of end of the advisory service, which needs to be paid before completion and delivery of deliverables.
- Payment is acceptable by DD or cheque payable in Pune or at Par or could be deposited directly into the Venture Center’s bank account.

Usage terms

- Applicant shall not (intentionally or otherwise) do anything to suggest that the TECHEX.IN, NCL, Venture Center (VC) as being party to the venture/activity for which TECHEX.IN’s were ‘information search and analytics’ services engaged.
- Applicant shall not hold TECHEX.IN/Venture Center/NCL responsible for any liabilities directly or indirectly related to TECHEX.IN’s Information search and Analytics services, including any referrals provided by the TECHEX.IN. Applicant acknowledges that TECHEX.IN has no control whatsoever over the activities of any of the parties to which it provides referrals to, and thus shall not be held responsible for any issues, costs, damages, liabilities, etc. related to Applicant’s engagement with those parties.
- Applicant shall defend indemnify and hold harmless to TECHEX.IN, its members, directors, officers, employees, agents contractors and authorized representatives from all costs expenses including attorney’s fees liabilities, obligations, damages and claims including any claims related to free and paid advisory services offered by the TECHEX.IN.
- TECHEX.IN does not offer any guarantees related to the effectiveness of its Information search and Analytics services including, but not limited to, intellectual property analysis & protection. Applicant understands and accepts that TECHEX.IN will offer its Information search and Analytics services on a ‘best effort’ basis without any guarantees on the outcome of such services.
- TECHEX.IN will keep a record of the activities undertaken as part of an advisory engagement. These activities may include face-to-face meetings with the Applicant and/or analysis conducted by TECHEX.IN staff without the Applicant’s presence. In all cases, TECHEX.IN will be the sole and final authority as to the duration (number of hours) spent on the paid prior art search services/IP search services.
- TECHEX.IN retains the right to cancel existing paid prior art search services/ IP search services with the Applicant at its sole discretion. In this case, the maximum refund liability for the TECHEX.IN will be limited to the un-used amount paid by the Applicant for Information search and Analytics services.



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- TECHEX.IN may revise rates charged for Information search and Analytics services at any point in time, at its sole discretion. This will not affect existing, signed agreements, but will affect any future engagements between the Applicant and TECHEX.IN.
The terms and conditions of this agreement may be amended only by mutual consent and exchange of written letters and the amendments shall be applicable from the date of such amendments unless agreed to contrary.
- The parties shall endeavour to resolve any dispute relating to the Information search and Analytics services offered by TECHEX.IN firstly by mutual discussion and in the event of any persistent disagreement; the same shall be referred to for arbitration to arbitrator(s) to be appointed by TECHEX.IN. The arbitration will be conducted by such arbitrator(s) in accordance with the provisions of Arbitration and Conciliation Act-1996.
- This Agreement and the parties' rights and obligations under it shall be governed by and interpreted in accordance with the laws of India. The jurisdiction will be courts of Mumbai.
- Information search and analytics services are open to all subject to availability of relevant expertise and staff time. TECHEX.IN reserves the right to accept, refuse, schedule and prioritize any assignments.
- In case of opting of Do it yourself (DIY) services,
 - The User shall not use the service excessively to the detriment to other Users (e.g. more than 10 search related actions from a single IP address at a given time can be considered excessive);
 - The User shall not perform bulk acquisition, bulk downloading, and bulk storing of data; perform bulk copying, bulk reformatting, bulk sharing and bulk redistributing of data;
 - Under no circumstances may the data made available through databases be sold or sublicensed by the user in any way without TECHEX.IN's permission;
 - TECHEX.IN reserves the right to intervene and block access to the databases in case of unauthorized or abusive use of the service; add, amend, delete or otherwise vary all or any of the Data from databases; use any device, software or routine to interfere or attempt to interfere with the proper working of the Online Service;
 - The User shall not delete, disposed of or take along any result set or downloaded data at the end of task. Any result set, soft/hard copies of downloaded data will be emailed by the authorised person from TECHEX.IN to user's registered email ID.
 - The user shall have valid venture centre library membership card.
 - The access for databases is available maximum for 2 hours/day/user.
 - User shall use Do it yourself (DIY) service solely for non-commercial purposes.



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PRICING

Service Code	Service Title	Fee Rs. (look up discounts/ offers below)
IPR001(S2)	Expert Search	1200 per hour; Min 3,000
IPR001(A1)	State of art search	1200 per hour; Min 3,000
IPR001(A2)	Patentability Assessment	8,000
IPR001(A3)	Patent Landscape Analysis	20,000
IPR001(A4)	White Space Analysis	25,000
IPR001(A5)	Freedom to operate/Freedom to practice (FTO/FTP) Report	8,000/country
IPR001(A6)	Infringement Analysis	15,000
IPR001(A7)	Citation Analysis	1200 per hour; Min 3,000

DISCOUNTS

Current discounts on Analytics Desk Services are as follows:

Category	Description	Discount
Startups/ Fellows in Venture Center's Incubation Programs	Startups and Fellows associated with Venture Center's incubation programs (Resident programs, AIP and Eklavya)	30%

SPECIAL OFFERS

The following are special offers offered from time to time. Some expired offers may also be listed here to provide examples of special offers announced by TECHEX.IN from time to time.

Offer name	Description	Validity period	Special offer
Inaugural offer	All Information search and Analytics services will be available at a discount during the inaugural period.	Till 31 st Dec 2020	50% discount

Note: Service tax and other taxes applicable at the prevailing rate shall in addition to the above. Only one discount will be applicable at a time.

*All the charges mentioned herein above in Pricing Table are applicable for services to Start-ups as per Gol norms who are BIRAC/NBM grantees, Start-ups/ Fellows in Venture Center's Incubation



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Programs and others. In other cases (Large and Foreign companies) rates will be double the amount stated therein.



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Request for Services and Letter Agreement

Ref. No:

Date:

Client information

Name of Client	
Website of Client	
Information to establish categories	Select category: <input type="checkbox"/> Non-profit organizations <input type="checkbox"/> Startups as per GoI norms who are BIRAC/NBM grantees <input type="checkbox"/> Startups/ Fellows in Venture Center's Incubation Programs <input type="checkbox"/> Strategic Partner (has MoU with TECHEX.IN) <input type="checkbox"/> Foreign owned entity
Name of representative of Client	
Contact info – Address	
Contact info – Email	
Contact info – Website	

Service (s) of interest

Services codes of interest	
Brief description of services requested	

Budgetary estimate

Services codes of interest	
Basis of estimates	
Likely invoice amount	
Timelines for initiation of work and closure	
TECHEX.IN Case Manager	



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Undertaking by the Client

- I have read and understood this Term Sheet (titled “Information search and analytics services: terms, pricing and conditions (Version 1: December 2020)).
- The terms and conditions are acceptable to be I agree to abide by the same.

Signatures

Authorized Signatory (Client)	Authorized Signatory (TECHEX.IN)
Name	Name
Place	Place
Date	Date

Witnesses

Witness 1	Witness 2
Name	Name
Address	Address