

Rule for Establishing and Administering Intellectual Property Committee for Cross-ministerial Strategic Innovation Promotion Program (SIP): Innovative AI Hospital System

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SIP: Innovative AI Hospital System

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(Purpose)

Sec. 1. This Rule intends to set forth the necessary matters for the administration of the intellectual property committee (the “Committee”) as provided in Section 5 of the Rule for Operating the Cross-ministerial Strategic Innovation Promotion Program (the “SIP”): Innovative AI Hospital System (the “AI Hospital”).

(Definition)

Sec. 2. In this Rule, the following terms shall be ascribed with the following meanings respectively.

1. “Research & Development Project” means any research and development project adopted as the result of the public solicitation by the SIP AI Hospital and the organization as provided under Section 2.4 of the Operation Rule.

2. “Intellectual Property Right” collectively means the following:

(1) Any patent right, utility model right, design patent right, layout design utilization right, and any right granted in any foreign country as equivalent to any one of the foregoing;

(2) Any right to obtain the rights enumerated in subparagraph (1)

(3) Any copyright (including such rights as provided in Sections 27 and 28 of the Copyright Act (1970 Act No. 48)), neighboring right, right to claim remuneration (as provided in Sections 94bis, 95ter.3 and 97ter.3 of the Copyright Act), right to claim secondary-use fee (as provided in Sections 95.1 and 97.1 of the Copyright Act), and any right granted in any foreign country as equivalent to any one of the foregoing (collectively, the “Copyright”)

(4) Any technical information capable of being kept as confidential and having any academic, proprietary or other value, which shall be specifically so designated through the consultation between the Research and Development Project and the Control Entity

(5) Any tangible product (the “Tangible Product”) and intangible product (the “Intangible Product”) falling under any one of the following and having any academic, proprietary or other value:

A. Any product created or acquired in the course of the research and development as indicative of achieving the purpose of such research and development

B. Any product created or acquired in the course of the research and development and utilized for the purpose of obtaining the product as provided in the preceding clause A

C. Any product derivatively created or acquired in the course of the creation or acquisition of the product as provided in the preceding clause A or B

3. “Exploitation License” means any licensed right to exploit or use any Intellectual Property Right, any right to claim remuneration, and the like.

4. “Patent Application” means any patent application, utility model registration application, or design patent application.

5. “Control Entity” means the organization as provided under Section 2.3 of the Operation Rule.

(Scope of Authority)

Sec. 3. The Committee shall govern the matters provided under Section 2.1 of the Operation Rule.

(Organization and Members)

Sec. 4. The Committee shall comprise such third-party committee members as appointed by the PD and engaged by the Control Entity.

2. The term of office for any committee member shall be two (2) years, which may be renewed. However, the term of office for any substitute committee member shall expire upon the expiry of the term of office for the predecessor.

(Chairperson of Committee)

Sec. 5. The Committee shall maintain a chairperson, which shall preside over all matters of the Committee.

2. The chairperson shall be elected by mutual vote of the committee members.

3. The term of office for the chairperson shall be two (2) years, which may be renewed.

4. In the event of any unavailability of the chairperson, the committee member as so designated by the chairperson in advance shall serve in place therefor.

(Committee)

Sec. 6. The chairperson shall convene the meetings of the Committee where necessary.

2. Any meeting of the Committee shall be validly constituted with the attendance of the majority of the committee members.

3. If the chairperson or any committee member has any interest in any matter to be deliberated or coordinated, the chairperson or such committee member shall be excluded from such deliberation and other activities.

4. All decisions of the Committee shall be made with the unanimous vote of all committee members. If such unanimous vote is not obtainable, however, such decision shall be made with the affirmative votes of the majority of the attending committee members, and in the event of a tie, the chairperson shall have the deciding vote.

5. No proxy may attend any meeting of the Committee in place of any absent committee member. Such committee member shall not assign any votes to any other committee member either.

6. Any absent committee member may submit an opinion or the like in connection with the matter to be deliberated by the Committee in writing through the chairperson.

7. If deemed necessary by the chairperson, a meeting of the Committee may be instituted in a round-robin manner. If any meeting of the Committee is instituted in a round-robin manner to decide any coordination, such decision shall be made mutatis mutandis in accordance with the provisions of paragraph 4 of this section, but such decision shall be made by all committee members.

(Attendance by Outsider)

Sec. 7. If deemed necessary by the chairperson, the Committee may solicit any party other than the committee members for the submission of material, opinion, or explanation, the attendance to any meeting, or any other cooperation.

(Open Session of Committee)

Sec. 8. Given that the Committee is to deliberate any non-public learning, knowledge, conception (idea), technique or whatsoever with respect to the research and development, no session of the Committee may be publicly open unless otherwise excepted. Notwithstanding the foregoing, if the chairperson has determined it necessary to allow

public access to any session of the Committee, such session of the Committee may be publicly open.

(Meeting Minutes of the Committee)

Sec. 9. No meeting minutes of the Committee shall be made available to the public unless otherwise excepted. Notwithstanding the foregoing, if the chairperson has determined it necessary, any meeting minutes in whole or in part may be made available to the public in an appropriate manner with the decision of the Committee.

(Committee Member's Duty of Confidentiality)

Sec. 10. No committee member may leak, exploit, use, divert, or otherwise utilize the content of any deliberation or any other confidential information made accessible through the office. All committee members shall be bound by the same duties even after the termination of service for the office.

(General Administration)

Sec. 11. All general administration for the committee members, the Committee, and the like shall be processed through the Control Entity.

(Miscellaneous)

Sec. 12. Other than as provided herein, any matter necessary for the administration shall be determined by the chairperson through consultation with the PD.