 Defense Acquisition Regulations System, DoD 227.000 Scope.

This subpart prescribes policy, procedures, and instructions for use of clauses with respect to processing licenses, assignments, and infringement claims.

227.001 Policy.

Whenever a claim of infringement of privately owned rights in patented inventions or copyrighted works is asserted against any Department or Agency of the Department of Defense, all necessary steps shall be taken to investigate, and to settle administratively, deny, or otherwise dispose of such claim prior to suit against the United States. This subpart 227.70 does not apply to licenses or assignments acquired by the Department of Defense under the Patent Rights clauses.

227.002 Review.

Every request to the Department of Defense for licenses or assignments shall be submitted in accordance with the provisions of the Patent Rights clause.

227.003 Instructions.

The Department concerned shall provide instructions to the contracting officer as to the manner in which the provisions of the Patent Rights clause shall be met.

227.004 Reviewing personnel.

Reviewing personnel shall verify the information furnished by the primary source and obtain such information from Governmental sources as is practicable.

227.005 Approval.

The Department concerned shall provide that any license transferred under the agreement is subject to existing rights of the Government.

227.006 Claim.

Every agreement shall provide that any license rights transferred under the agreement shall be subject to existing rights of the Government.

227.007 Infringement claims.

Claims of infringement shall be investigated and disposed of by the Department concerned.

227.008 Costs.

The Department concerned shall provide for the payment of all costs and expenses in connection with the investigation and disposition of claims of infringement.

227.009 Dispute resolution.

Whenever a claim of infringement of privately owned rights in patented inventions or copyrighted works is asserted against any Department or Agency of the Department of Defense, all necessary steps shall be taken to investigate, and to settle administratively, deny, or otherwise dispose of such claim prior to suit against the United States. This subpart 227.70 does not apply to licenses or assignments acquired by the Department of Defense under the Patent Rights clauses.

227.7001 Scope.

This subpart prescribes policy, procedures, and instructions for use of clauses with respect to processing licenses, assignments, and infringement claims.

227.7002 Review.

Every request to the Department of Defense for licenses or assignments shall be submitted in accordance with the provisions of the Patent Rights clause.

227.7003 Instructions.

The Department concerned shall provide instructions to the contracting officer as to the manner in which the provisions of the Patent Rights clause shall be met.

227.7004 Reviewing personnel.

Reviewing personnel shall verify the information furnished by the primary source and obtain such information from Governmental sources as is practicable.

227.7005 Approval.

The Department concerned shall provide that any license transferred under the agreement is subject to existing rights of the Government.

227.7006 Claim.

Every agreement shall provide that any license rights transferred under the agreement shall be subject to existing rights of the Government.

227.7007 Infringement claims.

Claims of infringement shall be investigated and disposed of by the Department concerned.

227.7008 Costs.

The Department concerned shall provide for the payment of all costs and expenses in connection with the investigation and disposition of claims of infringement.

227.7009 Dispute resolution.

Whenever a claim of infringement of privately owned rights in patented inventions or copyrighted works is asserted against any Department or Agency of the Department of Defense, all necessary steps shall be taken to investigate, and to settle administratively, deny, or otherwise dispose of such claim prior to suit against the United States. This subpart 227.70 does not apply to licenses or assignments acquired by the Department of Defense under the Patent Rights clauses.