Dear Applicant,

**Freedom of Information Response (Our Ref: K/20/107)**

Thank you for your Freedom of Information (FOI) request dated 28 February 2020, reference K/20/107.

Your request read:

“In October 2018, we sent an FOI request asking for information about the licensing practices of your university, you were unable to provide a response.

We have edited the questions in the hope that this may facilitate this.

The updated request is listed below:

For the purpose of clarity, please adhere to the following definitions when answering these questions:

Definitions

Low and middle income country: A country that is defined as ‘low’, ‘lower-middle’ and ‘upper-middle’ income by the World Bank for the year 2018. Income status defined by GNI per capita.
Source: World bank, available online [https://tinyurl.com/jr6s6fm]

Patent: A form of intellectual property (IP) rights protection, whereby a government grants to the inventor, the right to stop others from making, using or selling the product without their permission for a limited period.
Source: Upcouncil, available online [https://www.upcounsel.com/copyright-trad...]

Licence: Contracts that transfer IP rights from the owner of the rights to a third party for use.
Source: Upcouncil, available online [https://www.upcounsel.com/copyright-trad...]

Exclusive Licence: A licence that allows only the named licensee to exploit the relevant IP rights, the licensor is also excluded from exploiting these IP rights.
Source: TaylorWessing, available online [https://united-kingdom.taylorwessing.com...]

Non-Exclusive Licence: A licence that grants any number of licensees to exploit the IP.
Source: TaylorWessing, available online [https://united-kingdom.taylorwessing.com...]

Health Technology: ‘Health technology as defined by the WHO: “A health technology is the application of organized knowledge and skills in the form of devices, medicines, vaccines, procedures and systems developed to solve a

START FOI request:

Q1. Has the university committed to licensing its medical discoveries in ways that promote access and affordability in Low- and Middle- Income Countries? If yes, please provide a link or PDF to the relevant policy document.

Q2. Please provide an Excel spreadsheet with headings as displayed below with all the health technologies LICENSED by the university in the past year AND specify which countries they were licensed in AND specify whether they are exclusive or non-exclusive licenses.

<table>
<thead>
<tr>
<th>Health Technology Licensed</th>
<th>Country of Licensing</th>
<th>Type of License (Exclusive or Non-Exclusive)</th>
</tr>
</thead>
</table>

Q3. Please provide a list of patents granted to your organization in the period 18th October 2018 and 18th October 2019, listed by patent family, indicating countries/regions in which the patent has been granted.

Q4. Has the university shared its best practices for promoting access to medicines through non-exclusive licensing by carrying out any of the following activities?

- Contributed sample clauses to the AUTM Global Health Toolkit
- Published an article, guidance, or other literature on access licensing practices
- Formally presented on access licensing practices at an academic or professional event, or at another university
- Informally shared or discussed access licensing practices with administrators at other universities
- Other
- None (Tick as appropriate)

Q5. What actions has the technology transfer office (TTO) undertaken in the past year to improve access to the technologies they license in low- and middle-income settings?

END FOI request.

The University of Leeds may hold some of this information.

As you have set out in your email, you previously requested this information from the University of Leeds in October 2018. We responded to you and refused the request under the terms of section 12(1) of the FOI Act due to the amount of time which would be required to locate and retrieve the information you requested. A copy of the response issued to you in 2018 is attached to this email.

We have reviewed your new request and compared it to that which was submitted in October 2018. We note that you have removed question five from your request and re-worded question three. However, this does not change our position. As you will note from the attached response, the University of Leeds advised that no information regarding question five was held. As such, the fact that it does not appear in your revised (current) request does not, unfortunately, reduce the amount of time which
would be required to comply with your request. We also consider that, while question three has been re-phrased, it is materially the same.

Accordingly, we remain unable to respond to your request within the appropriate limit set out at section 12(1) of the FOI Act, for the same reasons as those set out in our earlier response. However, we hope that the following, additional information is helpful to you.

In our original response, we provided answers to the questions set out at parts one and four of your request. As such, we consider these to be resolved. The information you have requested at parts two and three of your request is not centrally collated. Therefore, each school/faculty/department (varying on a case-by-case basis) would need to examine their individual records in order to identify and locate any information which potentially falls within the scope of your enquiry. Because there is no central record of this information, there are no means by which searches could be targeted. As such, it is not possible for us to provide an estimate of how long this would take.

In the hope that it is helpful, we can advise that information regarding patents can be found online via the gov.uk website. From here, you can find information on worldwide patents, as well as patents held within the United Kingdom. This information may serve to resolve part three of your request. In relation to part two of your request, we may be able to provide further information if you were to substantially limit the scope of your request, e.g. by reducing the timeframe.

We hope this information is helpful. If you have any questions about this email, however, please do not hesitate to contact us on foi@leeds.ac.uk

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request a review of our decision, you can request an Internal Review. Requests for Internal Review should be made in writing using the following contact information:

Post: Mr D Wardle
      Deputy Secretary
      The University of Leeds
      Leeds
      LS2 9JT

Email: foi@leeds.ac.uk

Requests for Internal Review should be submitted within 40 working days of receiving the University’s response to your request. Further information about how the University manages Freedom of Information requests and about our complaints procedure is also available on our website (www.leeds.ac.uk).

If you are not content with the outcome of the internal review, you have the right to apply directly to the Information Commissioner for a decision. Generally, the ICO cannot make a decision unless you have exhausted the review/complaints procedure provided by the University. The Information Commissioner can be contacted
at: Information Commissioner’s Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF.

Kind regards

Chloe Wilkins
Freedom of Information Officer

Secretariat
University of Leeds