

National Kaohsiung University of Hospitality and Tourism Regulations on Safeguarding the Rights and Interests of Research Scholarship Recipients

Approved by the 384th Administrative Meeting on October 12, 2017

Article 1 Rationale

National Kaohsiung University of Hospitality and Tourism (NKUHT or “the University”) hereby establishes the Regulations on Safeguarding the Rights and Interests of Research Scholarship Recipients (“the Regulations”) in accordance with the Ministry of Education’s Guidelines for Safeguarding the Rights and Interests of Scholarship and Financial Aid Recipients in Institutions of Higher Education. The purpose of these regulations is to encourage students to engage in diverse learning, support them in pursuing their studies with peace of mind, promote their participation in research projects, enhance their acquisition of research-related knowledge and skills, and safeguard the rights and interests of research scholarship recipients at the University.

Article 2 Negotiation Procedures

A research scholarship recipient herein is defined as an NKUHT student who is a scholarship recipient participating in a research project or enrolled in a course related to their field of studies for the purpose of publishing their own thesis, technical reports, or completing their graduation requirements, and who assists in research tasks related to their field of studies under the guidance of faculty members to learn and participate in hands-on training of research practices, improve their research abilities, and develop research results. Such activities are not considered paid employment.

To safeguard the rights and interests within the scope of learning described in the preceding paragraph, the supervising or advising faculty member and the research scholarship recipient shall reach an agreement in accordance with the following procedures:

1. Consultation Procedure:

Before the implementation of the project, the faculty member and the research scholarship recipient participating in the project shall jointly discuss and reach a consensus regarding the basic rules and regulations involved in project execution.

2. Establishment of Basic Regulations:

The participating faculty member and the research scholarship recipient shall determine the fundamental rules governing their respective rights and obligations. These shall be incorporated into a written agreement and serve as the basis for project implementation.

3. Written Agreement:

Upon reaching consensus in accordance with the stipulated rules, the principal investigator and the research scholarship recipient shall sign a written agreement for record-keeping purposes.

Article 3 Ownership of Research Outcomes

When a research scholarship recipient participate in the execution of a project, the ownership of copyrights and related rights arising from research outcomes shall be handled according to the following principles:

1. Before the commencement of the research, the research scholarship recipient and the supervising professor shall reach an agreement regarding the ownership of copyrights and the procedures for exercising related rights, and shall sign a written agreement accordingly.
2. During the period of study, the research outcomes produced by research scholarship recipients through participation in research projects, including intellectual property rights such as patents, copyrights, trademarks, integrated circuit layout rights, trade secrets, computer software, know-how, and other technical materials, shall be handled in accordance with the “NKUHT Regulations Governing the Management of Research and Development Accomplishments.” In addition, research scholarship recipients retain the right to register their intellectual property with government authorities; nevertheless, where the supervising professor has provided substantial contributions to the creation of the research outcomes, the professor shall be deemed a co-creator.
3. The ownership and related rights of research outcomes generated by students employed by the University to participate in faculty research projects shall be handled in accordance with the “NKUHT Regulations Governing the Management of Research and Development Accomplishments.”

Article 4 Insurance

During the period in which research scholarship recipients engaged in research projects, their rights and protections are covered under the existing student group insurance. Depending on the nature of the project, additional commercial insurance may be purchased. Furthermore, for projects involving hazardous laboratory work, public liability insurance must be obtained to expand the scope and coverage of protection. The expenses for these insurance policies shall be covered by the funds of each project.

Article 5 Evaluation

The evaluation and rewards or penalties of research scholarship recipients shall be administered directly by the principal investigator. The evaluation results may serve as a reference for applications to the study plan in the following year.

Article 6 Dispute Resolution

Disputes involving research scholarship recipients shall be handled in accordance with Regulations of the University for governing Student Appeals.

Article 7 Matters relating to research scholarship recipients that are not provided for in these Directions shall be governed by other applicable laws and regulations.

Article 8 These Regulations shall be passed by the Administrative Meeting and shall take force upon approval by the President. The same procedure shall apply when these Regulations are amended.