

EDUCATION, SCIENCE AND TRAINING

**SENATE LEGISLATION COMMITTEE - QUESTIONS ON NOTICE
2003-2004 ADDITIONAL ESTIMATES HEARING**

Outcome: 3
Output Group: 3.3 –AEI

DEST Question No. E758_04

Senator Carr asked on 20 February 2004 (EWRE Hansard page 40)

Question:

Will Australian researchers who want to get access to US government grants or private research grants be covered by Australian IP laws or American IP Laws?

Answer:

Australian United States Free Trade Agreement (AEI)

Researchers are covered by the law of the country in which the research is being conducted regardless of which country is funding the research. Australian researchers are covered by US law if they apply for a patent in the US and by Australian law if they apply for a patent in Australia.