



“ONTARIO FIRST” MANDATE

In order to promote the commercialization and public availability of inventions made in Ontario by Ontario industry and, to ensure that Ontario businesses obtain sufficient opportunity to commercialize provincially-supported inventions, the host institution agrees that the following options to commercialize the arising intellectual property (IP) will be considered:

- An existing organization in Ontario with receptor capacity
- An expansion of an existing company in Ontario
- The formation of a new company in Ontario
- Joint ventures or strategic alliances with a company in Ontario
- Co-manufacturing involving a company in Ontario
- Cross-licensing or co-development with a company in Ontario; establishment of a new subsidiary in Ontario (R&D, manufacturing, sales, marketing, distribution)
- Development and/or production in Ontario by a foreign company

If reasonable efforts to grant licenses to potential licensees to commercialize and manufacture the arising IP substantially in Ontario are unsuccessful, then the host institution agrees that OICR’s commercialization agent or assignee will be responsible for documenting the rationale and circumstances that led to any proposed decision or step to pursue commercialization/exploitation by a non-Ontario company, including an account of the benefits to Ontario for review by an IP Commercialization Committee prior to finalizing the decision or step. The documentation will be forwarded to OICR.