22. **Incubator and Spin-off Activity**

This Section addresses so-called “Incubator” and similar spin-off companies that are initiated by CUNY faculty members, separate from CUNY-employed research and administration.

The use of CUNY’s laboratories and resources for any activity other than fundamental research could trigger export control requirements that CUNY would not otherwise be aware of or accept as part of its compliance risk. Hence, it is important that the directors and administrators of incubators or spin-off businesses and entities (who may in parallel hold teaching and research positions at CUNY) be aware that, per CUNY’s policy, all such proprietary activities must be performed separately from CUNY’s own and dedicated research laboratory space. This also includes proprietary consulting arrangements that faculty members may have.