

DASSAULT SYSTEMES

LICENSED PROGRAMS TERMS (LPT) FOR DELMIA Apriso Release 2021 and previous Releases

ADDITIONAL TERMS

These additional terms supplement the Licensed Programs Terms for DELMIA Apriso Release 2021 and previous Releases and are an integral part of such Licensed Programs Terms. Except as expressly supplemented by these additional terms, all terms and conditions of the Licensed Programs Terms for DELMIA Apriso Release 2021 and previous Releases shall remain in full force and effect.

The Licensed Programs Terms for DELMIA Apriso Release 2021 and previous Releases together with these additional terms ([LPT](#)) and the terms incorporated herein by reference (including terms referenced on a website) are an integral part of the license agreement between [DS](#) and [Licensee](#) (“[Agreement](#)”), which refers to this LPT. In the event of a discrepancy, inconsistency or contradiction between this LPT and the other terms of the Agreement, the provisions of this LPT shall prevail, but only with respect to the Licensed Programs to which this LPT applies. Licensee acknowledges that it has full knowledge of all the terms of this LPT and those incorporated herein by reference.

5. ADDITIONAL DEFINITIONS

The following definition supplements those of the GLOSSARY - Release 4 and of the Additional terms to GLOSSARY Release 4 and previous Releases, available at www.3ds.com/terms/glossary.

Affiliate's User means any (a) Affiliate's employee, or (b) employee of Affiliate's consultant(s) or subcontractor(s) (i) who accesses a Licensed Program, (ii) who works for the exclusive internal needs of Affiliate and (iii) whose usual workplace is located within Affiliate's premises. Subject to the terms and conditions of this Agreement, including without limitation, export-related obligations, Affiliate's employee may also work according to Teleworking conditions.

The following definitions supersede those of the GLOSSARY - Release 4 and of the Additional terms to GLOSSARY Release 4 and previous Releases, available at www.3ds.com/terms/glossary.

Machine means a device on which a Licensed Program is executed and which is either (1) (i) (a) belonging to Licensee (or under its sole control or supervision) or to an Affiliate (or under its sole control or supervision) and (b) located on Licensee's premises or Affiliate's premises (provided when applicable that Users, Affiliate's Users, Extended Enterprise Users and Affiliate's Extended Enterprise Users, as applicable, may occasionally use laptop computers outside Licensee's premises or Affiliate's premises) or (ii) authorized by Licensee or an Affiliate according to its own information technology charter or equivalent whereby third party devices (such as Users or Affiliate's Users own devices) are specifically authorized, or (2) operated by a third party service provider as specifically authorized in the Agreement solely for and on behalf of Licensee or Affiliate, as applicable.

Teleworking means any program authorized by and for the benefit of Licensee or an Affiliate to enable its employees to work outside its own premises, using information and communication technology. Any use of Licensed Programs while Teleworking is authorized if all of the following conditions are at all times met: (a) Licensee's or Affiliate's employees do so on Machine(s) connected to Licensee's or Affiliate's network (e.g. via Virtual Private Network), (b) Licensee or Affiliate is able to provide access to such Machine(s) during a compliance verification according to the Agreement, and (c) Licensee's or Affiliate's employees use the Licensed Programs for Licensee's or Affiliate's exclusive internal needs.