

DASSAULT SYSTEMES

THIRD PARTY TERMS (TPT) FOR

BIOVIA ScienceCloud Release 2023

ONLINE SERVICES

1. OPEN SOURCE COMPONENTS

The Online Services may include open source components. Whenever notices (such as acknowledgment, copies of licenses or attribution notice) are required by the original licensor, such notices are included in the Documentation and/or Program Directory (PDir) of the Online Services.

Moreover, some open source components may not be distributed and licensed under the terms of the Agreement but under the terms of their original licenses as set forth in the Documentation and/or Program Directory (PDir) of the Online Services themselves.

Source code for open source software components licensed under terms and conditions that mandate availability of such source code is available upon request. Except for components mentioned in the section EXCLUSIONS below, the warranty and indemnification provided by DS under the Agreement apply to all open source software components and shall be provided by DS and not by the original licensor, but only for the use of the Online Services that is in compliance with the terms of the Agreement, and in conjunction with the Online Services. The original licensors of said open source software components provide them on an "as is" basis and without any liability whatsoever to Customer.

2. ADDITIONAL THIRD PARTY TERMS

The following terms apply in addition to the Agreement:

Oracle:

The following terms apply in addition to the Agreement if Customer is granted licenses of Oracle software:

1. Use of the Commercial Features for any commercial or production purpose requires a separate license from Oracle. "Commercial Features" means those features identified Table 1-1 (Commercial Features in Java SE Product Editions) of the Java SE documentation accessible at <http://www.oracle.com/technetwork/java/javase/documentation/index.html>.
2. Customer shall have no right to distribute Oracle software.
3. Oracle is a third party beneficiary of the Agreement.

Sencha:

Customer is not authorized to use Sencha components in any other application other than the one with which it is distributed.

3. EXCLUSIONS

The warranty and indemnification provided by DS under the Agreement are not applicable to third party components listed hereunder:

NONE

The Support Services provided by DS under the Agreement are not applicable to third party components listed hereunder:

NONE