Licensing Terms of Use Documented Changes



Document Updated: E300 – Product Specific Terms of Use

Date of Update Implementation: December 20, 2024

<u>Overview:</u> The Product Specific Terms of Use (E300), have been updated to reflect changes due to updated Esri policies, and clarification language derived from Esri Product Management and customer requests.

<u>Sections(s) Impacted:</u> Impacted with contextual, clarification, grammar, or terms & Conditions changes, which will impact future version use.

<u>General Changes:</u> Most changes are grammatical changes or updates to wording to allow for better flow of what the statement is supposed to imply. Major changes described below.

PRODUCT SPECIFIC TERMS OF USE

Where: Developer Products

Change:

ArcGIS Location Platform (<u>5</u>; 16; 66; 78; 89; 90; 97; 103; 109)

Why: Adding new FN 5 to address Esri's navigational terms of use for this Product.

Where: Developer Products

Change:

- Developer APIs and SDKs
 - ArcGIS Runtime SDK for Android, iOS, Java, macOS, .NET, or Qt (16; 19; 105)
 - ArcGIS API for JavaScript (16; 63; 64)
 - ArcGIS Maps SDK for Unity, or Unreal Engine (16; 62; 64; 105)
 - ArcGIS Maps SDK for Java, Kotlin, .NET, Qt, or Swift (16;19; 105)
 - ArcGIS Maps SDK for JavaScript (16; 63; 64; 105)

Why: Removing FN 105 from these Products as FN 16 more accurately addresses the terms of use. Specifically, Customers can distribute and license Value-Added Applications to third parties as well as their end users.

Where: Developer Products

Change:

- ArcGIS Runtime Deployment License for Android, iOS, Java, Kotlin, macOS, .NET, Qt, or Swift
 - Lite (15; 62; 64)
 - Basic or Standard (1; <u>145;</u> 15; 18)
 - Advanced (<u>145;</u> 15; 18)

Why: Replacing FN 14 with FN 5 as FN 5 is more specific and aligns with Esri's navigational terms of use.

Where: Mobile

Change:

ArcGIS Navigator (145)

Why: Replacing FN 14 with FN 5 as FN 5 is more specific and aligns with Esri's navigational terms of use.

Where: Other

Change:

- ArcGIS StreetMap Premium (6)
 - ArcGIS StreetMap Premium Custom Roads
 - ArcGIS StreetMap Premium for Asset Management
 - ArcGIS StreetMap Premium for Runtime

Why: Adding Product to the list as new FN 6 specifically applies.

Where: Online Services

Change:

- ArcGIS Online subscriptions are available through multiple Selling Programs:
 - Commercial Retail, EAs; and Government Programs (5; 23; 66; 68; 69; 70; 77; 82; 96; 103; 106)
 - Education Programs (5, 23; 66; 68; 69; 70; 71; 82; 96; 103; 106) •
 - Non-profit Programs (5; 23; 66; 68; 69; 70; 71; 82; 96; 103; 106)
- Public Plan (5; 66; 68; 74; 75; 76; 80; 106)

Why: Adding new FN 5 to address Esri's navigational terms of use for these Products.

Where: Online Services

Change:

ArcGIS AEC Project Delivery Subscription (83)

Why: Removing this Product from this category and moving to a new category ("Selling Programs") as this Product is no longer limited to only Online Services.

Where: Selling Programs

Change:

Selling Programs

- ArcGIS Project Delivery Subscriptions Single Tenant (83)

Why: Creating a new category because many Esri selling programs bundle various Enterprise, Online, and other SaaS products together and Including selling programs only under Online Services does not support today's needs. Esri has updated the Product name and specified a subcategory for single tenancy to clarify FN 83 does not apply to multi-tenant programs.

Where: Footnotes

Change:

5. Real-time navigational guidance, synchronized multi-vehicle routing and synchronized route optimization is permitted, except as follows: (i) in-vehicle systems integration (e.g. vehicle sensors, driver assistance, autonomous vehicles); and (ii) Value-Added Applications/Customer Applications whose primary purpose is to target consumers for the primary purpose of providing real-time routing and/or navigation.

6. For StreetMap Premium North America 2024 Release 2, StreetMap Premium Europe 2024 Release 1, or their subsequent releases, real-time navigational guidance, synchronized multi-vehicle routing and synchronized route optimization is permitted, except as follows: (i) in-vehicle systems integration (e.g. vehicle sensors, driver assistance, autonomous vehicles); or (ii) Value-Added Applications/Customer Applications whose primary purpose is to target consumers for the primary purpose of providing real-time routing and/or navigation.

57-10. Reserved.

<u>Why: Used reserved FNs to create new FNs 5 and 6. FN 5 was added to address Esri's navigational</u> terms of use for applicable Products. FN 6 was added to address Esri's navigational terms of use specifically for StreetMap Premium North America 2024 Release 2, StreetMap Premium Europe 2024 Release 1 and their subsequent version releases.

Where: Footnotes

Change:

14. May be used for navigational purposes Reserved.

Why: Reserving FN 14 as FN 5 is more specific aligning with Esri's navigational terms of use.

Where: Footnotes

Change:

83. Customer must use a separate <u>AEC_ArcGIS</u> Project Delivery Subscription for each Customer client ("Client"). Customer may (i) use the <u>AEC_ArcGIS</u> Project Delivery Subscription (i) solely to collaborate on project work with its Client; and (ii) <u>sub-license the Named User License(s)</u> to Client and any third-parties ("Stakeholders"), identified by the Client as representing the Client in any project, provide Client with Named User access to the <u>AEC Project Delivery Subscription to enable Client to access the AEC Project Delivery Subscription</u> to collaborate on project work that Customer performs for <u>the sole benefit of the</u> Client. Client may not use the Named User License(s) for any other purpose. Customer is solely responsible for Client's compliance with these terms of use and will ensure that Client stops using the <u>AEC-ArcGIS</u> Project Delivery Subscription when the project ends.

Why: FN 83 was modified to (i) update the Product name; (ii) permit sublicensing; (iii) to clarify use of licenses are only during the project term; and (iv) to clarify use of licenses are for Client's sole benefit only.