Licensing Terms of Use Documented Changes

Document Updated: E300 – Product Specific Terms of Use

Date of Update Implementation: December 7, 2022

<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: Desktop Products

Change:

ArcGIS CityEngine (78)

Why: ArcGIS CityEngine does not include a Commercial App Deployment license.

Where: Developer Products

Change:

- ArcGIS Developer Subscription
 - All Plans (16; 24; 26; 66; 68; 78; 89; 91; 97; 103)
 - Active subscriptions with an effective start date prior to January 27, 2021 (79)
 - Active subscriptions with an effective start date after January 26, 2021 (88)
 - Builder, Professional, Premium, or Enterprise Plans (<u>24; 26; 77, 92</u>)

Why: Footnote 24 and Footnote 26 do not apply to the Essentials Plan, but do apply to the Builder, Professional, Premium, and Enterprise Plans. Footnote 78 applies to all ArcGIS Developer Subscription plans.

Where: Developer Products

Change:

ArcGIS Runtime SDK for Android, iOS, Java, macOS, .NET, <u>Qt</u>, or <u>WPFQt</u> (16; 19)

Why: ArcGIS Runtime SDK for WPF has been retired.

Where: Developer Products

<u>Change:</u>

ArcGIS API for JavaScript (16; <u>63;</u> 64)

Why: The previous Footnote 64 has been split into three separate Footnotes (62, 63, and 64). The new Footnote 63 applies to ArcGIS API for JavaScript.

Where: Developer Products

Change:

ArcGIS CityEngine SDK and Procedural Runtime (<u>16105</u>; 19)

Why: ArcGIS CityEngine SDK and Procedural Runtime may be used to create Value-Added Applications and distribute such Value-Added Applications to end users, but not to third parties.

Where: Developer Products

Change:

ArcGIS Maps SDK for Unity, or Unreal Engine (15; 62; 64)

Why: These are new Products.

Where: Developer Products

Change:

- ArcGIS Maps SDK for Java, Kotlin, .NET, Qt, or Swift (16;19)
 ArcGIS Maps SDK for JavaScript (16; 63; 64)
 - Why: These are Product name changes.

Where: Developer Products

Change:

ArcGIS Runtime Deployment License for Android, iOS, Java, Mac OS XKotlin, macOS, .NET, Qt, or WPFSwift
 Lite (15: 62: 64)

Why: New Products have been added to this list. The previous Footnote 64 has been split into three separate Footnotes (62, 63, and 64). The new Footnotes 62 and 64 apply to the Lite version of this Product.

Where: Footnote 16

Change:

 Customer may use the SDKs or APIs to create Value-Added Applications and distribute and license those Value-Added Applications to its end users or <u>3rd parties</u> to use anywhere not prohibited under applicable export regulations.

Why: This is a clarification that the granted right allows the Customer to distribute and license to third parties.

Where: Footnote 18

Change:

18. The When using a license string as the license enablement technology a Deployment License is required per Value-Added Application per computer for stand-alone applications user per device.

Why: This is a clarification to Footnote 18.

Where: Footnote 62, 63, and 64

Change:

6462. Value-Added Applications must be used in conjunction with other Esri Products.

<u>63. Value-Added Application</u> for web deployment must be used in conjunction with other Esri Products. <u>64.</u> Third-party technologies may also be used in conjunction with Value-Added Applications as long as the Value-Added Applications are always used in conjunction with other Esri Product(s).

Why: The previous Footnote 64 addressed multiple concepts. We have split this up into three separate Footnotes to address each concept individually.

Where: Footnote 77

Change:

- 77. Includes a Commercial App Deployment license.
 - A Commercial App Deployment license is required when:
 - Customer deploys revenue-generatingmay distribute Value-Added Applications to third parties for a fee that are not for use solely with an enabled through third parties ArcGIS Online or ArcGIS Enterprise license and have not yet migrated to use ArcGIS Platform location services Authentication.
 - A Commercial App Deployment license is not required when:

Customer deploys revenue-generating Value-Added Applications solely for use with an ArcGIS Online and/or ArcGIS Enterprise license. Such Value-Added Applications are not required to use ArcGIS Platform location services AuthenticationNamed User licenses.

Why: Footnote 77 was used to support a period of transition. It has now been adjusted to match a longterm concept.

Where: Footnote 79

Change:

- 79. Each subscription is limited to 1,000,000 geosearch transactions per month in conjunction with Customer's subscription. Transactions include both basemap data and geocode search transactions. One basemap data transaction is equivalent to eight 256x256 tile requests. One geocode search transaction is equivalent to one address or place. If the results are stored in any manner such as after batch geocoding, the stored results are not counted toward the transaction limit. However, storage does consume ArcGIS Online credits. For transactions greater the 1,000,000 per month, call Esri Sales or your local distributor for details.
- 79. Reserved.

Why: Footnote 79 is no longer necessary for ArcGIS Developer Subscription plans.

Where: Footnote 88

Change:

88. Subscription limits are determined as defined by the available Service Request Plans. 88. Reserved.

Why: Footnote 88 is no longer necessary.

Where: Footnote 89

Change:

89. Customer may distribute directly, or through its sales channels, revenue-generating Value-Added Applications, that access ArcGIS Platform location services through Authentication, to third parties. All revenue-generating Value-Added Applications are required to use Authentication when accessing ArcGIS Platform location services. Except as set forth in footnote 77 above, Customers who are in the process of migrating their revenue-generating Value-Added Applications to use ArcGIS Platform location services must have a Commercial App Deployment license until the migration to ArcGIS Platform location services is complete.

Why: Footnote 89 has been adjusted to remove references to the period of transition supported by previous Footnote 77.

Where: Footnote 105

Change:

105. Customer may use the SDKs or APIs to create Value-Added Applications and distribute and license those Value-Added Applications to its end users to use anywhere not prohibited under applicable export regulations.

Why: Footnote 105 is similar to Footnote 16 and has been created to distinguish Products that may be distributed to third parties from Products that may not be distributed to third parties.