

Terms and Conditions of Use for MERIS/MUMM data products

29 March 2005

The maps distributed through this website are only available for co-investigators of the MARSUPP project.

In accordance with an agreement between the European Space Agency (ESA) and MUMM in the framework of the MARSUPP project, the MUMM is allowed to share data from the MERIS instrument onboard the Envisat satellite to their co-investigators. Data can only be used as support for marine science under "Category-1 Project" conditions (the MUMM being the MARSUPP "Cat-1 Project Leader").

Applicants who are investigators of the MARSUPP project — considered by ESA, in this context, as the "Category-1 Project Leader's co-investigators" — are thus requested to provide the MUMM with a description of their purposes of use, including the project duration, and to abide by the following clauses, adapted or derived from the *Terms and Conditions for the Utilisation of ESA Data under Category 1* (http://earth.esa.int/tiger/dl_aoterms.pdf). In what follows, "user", "Category-1 Project Leader's co-investigator" and "project investigator" are synonyms.

Data

1. In the framework of the Envisat mission, ESA has adopted the ENVISAT data policy, which is understood and accepted by the Cat-1 Project Leader's co-investigators.
2. The project investigator shall use the MERIS data received exclusively in support of marine science.
3. The data supplied shall not be copied, transferred or otherwise be made available to third parties without the written consent of ESA.
4. MUMM shall process the MERIS data received from ESA and provide it in the format of maps. It cannot be taken as responsible for disruptions of data provision decided by ESA.
5. The user waives any claim against ESA in the event of any damage directly or indirectly arising from a malfunction or interruption in the transmission of MERIS data for any reason whatsoever.

Reporting

In order to enable the MUMM to comply with its commitment to report to ESA, the user shall submit a description of the usage of the data and a copy of all papers, publications and presentations using ESA-MUMM data products. These should be preferably provided in electronic form and sent to MUMM by e-mail (g.neukermans@mumm.ac.be).

Publication and participation in workshops

1. All papers, press releases, scientific publications and other publicity material resulting from work carried out using MERIS data shall clearly state that the European Space Agency's ENVISAT satellite has been used.
2. Any publication by the project investigator shall include a suitable acknowledgement of the services afforded by ESA and the MUMM.

3. A copy of any such publication will be provided to the MUMM, who will forward it to ESA. ESA shall at any time have a royalty free right of publication and dissemination of the above publications, unless the project investigator claims a character of commercial confidentiality of his/her own results and to the extent that such reproduction and dissemination do not conflict with the rights of third parties.

Intellectual property rights

ESA's title and copyright shall not prevent recognition of copyright in favour of the project investigator, which may arise as a result of the latter's own interpretation of MERIS processed data, inputs of data and knowledge from other sources in the final results of the project.

Please complete the following form and fax AND send a signed copy together with a short description of intended data usage to:

Fax: T.a.v Griet Neukermans
REMSEM/MUMM
0032 2 770 69 72

mail address: Griet Neukermans
REMSEM/MUMM
Gulledelle 100
1200 Brussel
BELGIUM

I,(Name, Surname) , declare to have read and approved the MARSUPP “Terms and Conditions of Use for MERIS/MUMM data products” and unconditionally accept that any activity related to the project be governed by them.

Date:.....

Signature:.....