



5.5 INTELLECTUAL PROPERTY AND USAGE RIGHTS

Using BIM and sharing models containing creations does not affect the ownership of the intellectual rights relating to them:

- the entitled parties retain their intellectual rights to the creation. Creations shall be transferred strictly in the context of implementing and exploiting the concrete project. No other rights may be derived from them. No property rights are transferred; usage rights alone are granted to the parties involved in the project
- creations are made available to the project partners and third parties on which the latter rely in order to plan for and accomplish the implementation and exploitation of the project. Usage rights are granted to each other in that context. The project partners undertake to treat these creations confidentially and this includes third parties on which they rely
- the client and project partners acquire the following intellectual rights to the creations received:
 - full usage rights for further exploiting or possibly updating the creations in the future, but only in the context of managing the project in question.

All project partners who make creations available shall guarantee themselves that they have also obtained the necessary consents from third parties (even from their own employees or suppliers) who have participated in a creation that is to be incorporated into the building information model (e.g. texts, drawings, library elements, etc.). Each project partner shall indemnify and hold the other project partners harmless against any claim in this connection.

All project partners shall subsequently grant the client the usage right to the final product.

The Beddeleem BIM models remain the property of Beddeleem nv at all times and may not, under any circumstances, be distributed to any parties other than those involved in the concrete project.