

# DKRZ Long Term Archive (LTA) – Depositor Agreement –

version v2.0; 13 December 2022

*How to cite:*

*DKRZ Long Term Archive (LTA) (2022, December 13), Depositor Agreement, Version v2.0, Long Term Archive (LTA) at the German Computing Center (Deutsches Klimarechenzentrum, DKRZ). <https://www.wdc-climate.de/docs/DKRZ-LTA-DepositorAgreement.pdf> (last accessed: YYYY-MM-DD).*

## **Parties**

- i. The organization or person authorized to transfer and deposit the digital dataset(s)
- ii. DKRZ Long Term Archive (LTA) of the German Computing Center (Deutsches Klimarechenzentrum, DKRZ), Hamburg, as research data archiving and publication infrastructure, hereafter referred as DKRZ LTA.

When you submit a digital data for deposition in the DKRZ LTA (World Data Center for Climate - WDCC and DOKU) you agree to the following terms and conditions unless otherwise agreed.

## **Ownership**

I confirm that I am either the sole rights holder or have received permission from all rights holders to deposit the dataset(s) in the DKRZ LTA. I agree that the DKRZ LTA may make the dataset(s) openly available to all DKRZ LTA users under the conditions agreed at the time of deposition.

By depositing the dataset(s) in the DKRZ LTA, I do not transfer any ownership. I retain the right to deposit the dataset(s) elsewhere in its present form or in a modified version. I understand that I retain all moral rights in the dataset(s) including the right to be acknowledged.

I warrant that the content of the deposited data:

- does not infringe any law,
- does not infringe the copyright of another person or institute,

Furthermore I declare that,

- if the deposited data contains material which is subject to the copyright of a third party, I have obtained the permission from the copyright holder or his representative(s) to include this material in the deposit.
- any third party material for which I have not obtained the necessary permission has been deleted from my data prior to deposit
- if the preparation of the data has been sponsored or subsidized by any institution or organization other than my employer, I have complied with all obligations to that institution or organization in respect of the deposit. I do not guarantee that the content of the dataset(s) is accurate, but that it was created with the best care according to the current state of science and technology.
- I indemnify the DKRZ LTA against any legal action arising from the content of my dataset(s).

## **Permissions Granted to the DKRZ LTA**

I agree that the DKRZ LTA

- may distribute copies of my data,
- may copy or rearrange my data to ensure its future preservation and accessibility,
- may keep multiple copies of my data for backup and security reasons,
- transfer the data deposited in the current repository infrastructure to another system should the DKRZ LTA be dissolved,
- may incorporate the metadata or documentation relating to my data into other data catalogs,
- reserves the right to remove my data from the archive wholly or in part, or to restrict or prevent access to content on a temporary or permanent basis if they are found to violate the legal rights of any person, organization or institution, or if they are subject to other substantiated complaints.
- reserves the right to remove my data from the archive wholly or in part when the agreed archiving period has expired.

The DKRZ LTA reserves the right to retain the metadata of the removed data and will continue to make them available with a note informing users that the removal of the original digital data was intentional.

## **Disclaimer**

The DKRZ LTA accepts no responsibility for mistakes, omissions or legal infringements within the deposited data(s). Whilst every care will be taken to preserve the deposited dataset(s), the DKRZ LTA is not liable for loss or damage while they are stored in the DKRZ LTA (or any repository to which they are subsequently migrated).

## **Applicable Law**

This agreement shall be governed by German law. The venue for all disputes arising under this Agreement shall be Hamburg, Germany.

## **Contact**

In case of any questions about this agreement, please contact the DKRZ LTA user support at [data@dkrz.de](mailto:data@dkrz.de).