

# Installation and use of the Simulia Academic Research Suite within the University of Manchester

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## Summary of the terms-and-conditions of the licence

### General

The University holds an academic licence for the Simulia Academic Research Suite [consisting of ABAQUS, Tosca, Isight and Fe-safe] plus a small number of seats for Parasolid geometry translator. For brevity, these will collectively be referred to as ABAQUS ARS in this document.

The information in this document was culled from the Dassault Systèmes Customer Licence and Online Services Agreement version 12.1.1, and the Offering Specific Terms documents for ABAQUS, Tosca, Isight and Fe-safe], plus additional clarifications from our account manager.

A small number of additional dispensations have been negotiated directly with Dassault Systèmes.

These terms apply to your use of ABAQUS ARS from <date to be determined>.

## Licence period and post-termination conditions

The licence is an annual subscription licence running from 1 December to 30 November each year. If the licence were not to be renewed, the program would stop working: there is no perpetual or continuing right to use the software.

## Number of seats and licence control mechanism

The licence has a finite number of concurrent interactive [e.g., for ABAQUS/CAE] and analysis seats. An unlimited number of clients may be installed, but they must obtain authorization to run from the licence server, which limits the number of interactive and analysis jobs which can be used concurrently to the number purchased.

Seats are shared between teaching, use on individuals' desktops and on high-performance facilities and at certain times of the year, priority is given to teaching classes, reducing the capacity for other purposes.

As there may not be enough seats to allow everyone in a class to use the programs concurrently, if you intend to teach using this software, you MUST work with IT Services to plan capacity. You may be asked to buy additional licences.

## Who may use ABAQUS ARS?

ABAQUS ARS may be used by

1. any individual who works for The University of Manchester and is dedicated to education or research, or;
2. any individual regularly enrolled as a *bona fide* student in the University of Manchester's academic programme.

Your usual place of work/study must be the University campus. Nobody else may use ABAQUS ARS.

## Where may ABAQUS ARS be installed?

ABAQUS ARS may be installed on computer equipment which is:

1. owned or under the sole control or supervision of the University and located on University premises in the UK only; or
2. personally owned by students in the UK only.

In certain circumstances, ABAQUS may be used off University premises and this is summarised below in the section entitled *Off-premises use of ABAQUS ARS*.

## For what may ABAQUS ARS be used?

ABAQUS ARS is licensed solely for internal business use and solely for purposes that are strictly related to

1. education, institutional, instruction and/or;
2. experimental, theoretical and/or digital research work, undertaken primarily to acquire new knowledge of the underlying foundations of phenomena and observable facts, up to proof of concept in a laboratory.

ABAQUS ARS may not be used, directly or indirectly, for any commercial purpose of the University or any third party.

Note especially that the software may not be used for any purpose which leads to it being commercially exploited by the employer of students on industrial placement or part-time courses.

A note about the phrase “internal business use”: Dassault Systèmes acknowledge that publication of results in an academic context is a part of item 2 above. However, you must be careful of situations where this may become commercial exploitation [for example, publications of books] or where the intellectual property may rest with a third party. If you have any concerns that your work may have a commercial component, then you must discuss this with IT Services in advance.

Commercial work will require you to buy a commercial licence.

## Prohibitions

Do NOT:

- (a) use the software in violation of any applicable export laws, including for proliferation of any nuclear, chemical or biological weapons or missile delivery systems;
- (b) provide, disclose or transmit any results of tests or benchmarks related to the software to any third party;
- (c) use the software to develop software applications for use by or distribution to any third party, whether in whole or part, whether as standalone products, add-ons, or as components;
- (d) rent, lease, sublicense, perform or offer any type of services to third parties including but not limited to, consulting, training, assistance, outsourcing, service bureau, customization or development;
- (e) correct errors, defects and other operating anomalies of the software;
- (f) reverse engineer, decompile, disassemble, adapt or otherwise translate all or part of the software.

The methodologies and techniques contained in or expressed within the software are proprietary information or trade secrets of Dassault Systèmes or its suppliers, and, whether or not marked as “confidential”, must be treated as confidential information and not disclosed.

## Off-premises use of ABAQUS ARS

This section details the circumstances under which ABAQUS may be used off University premises. No other off-premises use is permitted.

1. You may occasionally use ABAQUS ARS on a laptop outside the University’s premises but only in the UK, and provided you fall into the definition of a permitted user in the section above, and provided the laptop is owned or under the sole control or supervision of the University. You will need to use the VPN service to establish a network connection to the licence servers for the duration of your ABAQUS session. Note that it is University policy that all laptops are encrypted.
2. You may remotely access ABAQUS ARS on University facilities [for example, the Computational Shared Facility] from within the UK only, provided you fall into the definition of a permitted user in the section above.

3. If you are a *bona fide* student regularly enrolled in the University's academic programme, you may install the software on your personally-owned equipment but only for use in the UK and only for the permitted purposes described above. You will need to use the VPN service to establish a network connection to the licence servers for the duration of your ABAQUS session.
4. ABAQUS may be installed on University-owned hardware at the Diamond national synchrotron facility in Oxfordshire, where it may be used by University staff and students only.

### Third-party hosting

The licence agreement for ABAQUS ARS does have provision for third-party hosting in certain circumstances but imposes strict geographical limitation and contractual requirements. There are also Information Governance implications. The University's Standard Operating Procedure for the Acquisition, Development and Maintenance of IT systems and/or services MUST be followed if third-party hosting is required, in order to meet legal and contractual requirements.

### Copies

The ABAQUS ARS installation media is available via the University Electronic Software Delivery System (ESD). Do not give the installers you download from ESD to anyone else: they are for your use only. Only appropriately authorised support staff may make physical copies of the software or documentation in order to ensure that the correct copyright and other proprietary notices are preserved.

### Support calls

All support queries should be directed in the first instance to the IT Support Centre. You **must not** make support calls to Dassault Systèmes.

### Export Control, distance learning and overseas travel

ABAQUS ARS is not licensed for use outside the UK, nor for remote access to on-premises facilities from outside the UK. If travelling with University-owned equipment, note that you must not export or re-export, either directly or indirectly, ABAQUS ARS when such export or re-export requires an export license or other governmental approval without first obtaining such license or approval.

Ensure you have a control plan covering compliance with export legislation, including, if necessary, indirect export within the UK to persons who require an export licence or governmental approval. Contact Export Compliance Control on [ecc@manchester.ac.uk](mailto:ecc@manchester.ac.uk) for guidance.

Note that Strategic military and dual-use items (including software and other technologies) that require export authorization are published in the consolidated UK Strategic Export Control List at:

[https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/626629/controllist20170713.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/626629/controllist20170713.pdf)

and the UK Export Control Organization provides online checker tools here:

<https://www.ecochecker.trade.gov.uk/spirefox5live/fox/spire/>

## Side negotiations of additional products or services

Unless authorised to do so, under **no circumstances** should you become involved in any negotiation or sign any contract with a vendor which purports to modify or extend the terms-and-conditions of any University software licence. Nor should you accept or rely on any clarification of the terms-and-conditions of this or any site licence directly from the vendor. The University has strict procedures in place to ensure that the terms-and-conditions of contracts are checked and that the risk to the University from breaches of a licence are minimised to an acceptable level. The University, in order to minimise risk or due to insurance issues, may choose not to allow use of software in circumstances which the terms-and-conditions of the licence may otherwise allow.

## Document control

Document control box	
Guidelines title:	Installation and use of the Simulia Academic Research Suite within the University of Manchester
Date approved:	
Approving body:	
Version:	V0.2
Supersedes:	Guidelines for the installation and use of ABAQUS within the University of Manchester
Previous review dates:	N/A
Next review date:	Annually as part of the renewal of the subscription
Equality impact outcome	
Related Statutes, Ordinances, General Regulations	
Related Policies:	
Related Procedures:	
Related Guidance:	
Related information:	Other related information can be found here: <a href="http://www.applications.itservices.manchester.ac.uk">http://www.applications.itservices.manchester.ac.uk</a>
Guidelines owner:	
Lead contact:	