Embargo Agreement regarding thesis projects*
in the degree programme in Computational Science and Engineering (CSE)

Topic of the thesis project:

Name of the student:

Student ID number:

Address of the company: (hereinafter referred to as the 'Contracting Party')

Ulm University of Applied Sciences and Ulm University, represented by the chair of the Joint CSE Commission, as well as those appointed to supervise and assess the aforementioned thesis

1. (as First Reviewer),
2. (where applicable, as Second Reviewer),
3. (where applicable, as Third Reviewer),

hereinafter referred to as the 'Examination Officers' confirm that they have been made aware that the document designated as the 'Confidential Section' of the thesis, as well as the Contracting Party's confidential information contained therein, are subject to confidentiality for the following reason:

They undertake to treat as confidential all company- or business-internal information – in particular technical and commercial information, as well as intentions, experiences, findings, designs and documents – to which they gain access through their review of the 'Confidential Part' of the thesis, and not to disclose such information to third parties.

This confidentiality does not apply to information

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1. which was already known to the Examination Officers before this Embargo Agreement entered into force,
2. which the Examination Officers lawfully receive from third parties without being subject to a confidentiality obligation,
3. which is in the public domain or becomes public knowledge without breaching the obligations set out in this Embargo Agreement ,
4. which the Examination Officers have developed as part of their own independent work.

The topic of the 'General Part' of the thesis project as well as the abstract are not subject to confidentiality; otherwise, approval/acceptance of the thesis will not be possible.

If it becomes necessary, in the course of the examination procedure, to involve further examination officials authorised under the Higher Education Act (Gesetz über die Hochschulen in Baden-Württemberg (Landeshochschulgesetz - LHG)) or the examination regulations (e.g. members of the relevant examination board or the higher education institutions' management), these must also be included in this Embargo Agreement and their names must be disclosed to the Contracting Party.

Furthermore, the 'Confidential Part' of the thesis must not be made accessible to any other persons. Publication or reproduction of this 'Confidential Part' – even in part – is not permitted without the express authorisation of the Contracting Party. However, there is no requirement to lock the 'Confidential Part' away in a safe.

Claims for damages brought by the Contracting Party against Ulm University of Applied Sciences and Ulm University and the Examination Officers on the grounds of breaches of this Embargo Agreement t may only be asserted if the Contracting Party can prove that such breaches were caused by gross negligence or wilful misconduct on their part.

The law of the Federal Republic of Germany shall apply exclusively.

Any disputes arising in connection with this Embargo Agreement or concerning its validity shall be finally settled in accordance with the Rules of Arbitration of the International Chamber of Commerce by one or more arbitrators appointed in accordance with those Rules, to the exclusion of ordinary legal proceedings. The chair of the arbitral tribunal must be qualified to hold judicial office. The place of arbitration shall be Ulm. The language of the proceedings shall be German.

……, this …… Ulm, this ……

For the Contracting Party Chair of the Joint CSE Commission

Ulm, this …… Ulm, this …… Ulm, this …… Ulm,this ……

First Reviewer Second Reviewer If applicable, Third Reviewer Student

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