IBM License Agreement for Machine Code

IBM

Addendum for Cryptography

The terms of this IBM License Agreement for Machine Code Addendum for Cryptography ("Addendum") are in addition to the IBM License Agreement for Machine Code ("License Agreement") and together, such terms govern the use of Machine Code on Machines that include code that provides cryptography or cryptographic functions. Licensee accepts the terms of this Addendum by Licensee's initial use of a Machine that contains Machine Code and is configured with a a cryptography feature, whether Licensee obtains such Machine or cryptography feature from IBM or a third party. Capitalized terms not defined in this Addendum are defined in the License Agreement. In the event of a conflict between the terms of this Addendum and the terms of the License Agreement, the terms of the Addendum prevail.

Digital Certificate Certification

In addition to the restrictions and limitations set forth in the License Agreement, Licensee is not authorized to use a a cryptography feature's Machine Code as a commercial certificate authority in the issuance of digitally signed electronic certificates on a public key for the purpose of identifying the holder for use as credentials in a digital transaction, where the purpose of issuing such certificates is to secure transactions between the recipient of the certificate and another party that is independent of both the commercial certificate authority and the recipient. Instructions for obtaining the required license to use the cryptography feature for the foregoing purpose are available from IBM upon Licensee's request.

Visa Format Preserving Encryption

The Machine Code of a cryptography feature includes VISA Format Preserving Encryption ("VFPE") technology, which forms part of Visa U.S.A., Inc.'s Data Secure Platform ("DSP"). The use of this function requires a service agreement with Visa U.S.A., Inc. Licensee must maintain a valid, binding and enforceable service agreement with Visa when using DSP/VFPE. Please contact a Visa Account Manager or inquire at P2PE@visa.com for more information.

Transfer

In addition to Licensee's obligations set forth in the License Agreement, upon transfer of a cryptography feature's Machine Code to another party (in association with the transfer of the Machine, its cryptography feature, or both, to which the cryptography feature Machine Code is authorized), Licensee agrees to provide the other party with a copy of this Addendum and the License Agreement. IBM licenses the other party to use the cryptography feature's Machine Code when that party accepts the terms of this Addendum and the License Agreement, and when that party is the rightful possessor of the associated Machine.