

Software License Transfer (Policy 2.0)



Last Revised: January 1, 2005

Objective

Define the conditions under which HP will permit the transfer of software licenses for **VAX and Alpha systems** for the following license offerings:

- Traditional
- Operating System User
- ClusterWide
- Operating System Base (+ SMP Extensions)
- Personal Use
- Interactive User
- Concurrent Use

For license transfer within the customer site, for **Integrity servers**, see [Software License Trade-in and Transfer Policies for Migration to HP 9000 or Integrity Servers](#).

For license transfer outside the Corporate Group, for **Integrity servers**, see [HP Software License Transfer site](#).

Policy Statement

Transfer Types

Relicense: The transfer of licenses by HP from one legal entity to another legal entity. Each of these transfers requires that HP's Relicense Process be followed. Note the HP Relicense Process at the end of this Policy.

Redesignation: The transfer of licenses by the customer from one system to another system within the same legal entity. These transfers require neither notification to HP nor HP's approval. The license must be valid for the second system. See [Policy 4.0 "License Trade-in"](#) if a new license is required.

Permitted Transfers by Software Categories

Category 1: This category includes operating systems, device software, and diagnostics. See the Transferable Software List: Category 1 Products for a definitive list.

- HP permits the relicense of Category 1 Products only with the transfer of the system on which the software was originally licensed. The system must be operational and have a minimum configuration which is capable of executing the software that is being relicensed.
- SMP Extensions to the Operating System Base License (used when boards or processors are added to a given HP system model) may only be relicensed with the corresponding Operating System Base

License.

Category 2: This category includes middleware, compilers, tools, and applications (frequently referred to as "layered software"). These products are those that are NOT listed on the Transferable Software List of Category 1 or Category 3 Products.

- HP permits the redesignation of these products.
- HP permits the relicense of these products from one legal to another within a Corporate Group.

Category 3: This category includes the operating system Interactive User and Concurrent Use Licenses as well as VAXcluster and certain DECnet products. See the Transferable Software List: Category 3 Products for a definitive list.

- HP permits the redesignation of these products.
- HP permits the relicense of these products from one legal entity to another within a Corporate Group. The relicense may occur with or without the associated system.
- HP permits the relicense of these products to another legal entity outside the Corporate Group only with the transfer of the system on which the software was originally licensed. The system must be operational and have a minimum configuration which is capable of executing the software that is being relicensed.
- When the customer wishes to relicense the operating system Interactive User and Concurrent Use Licenses to another legal entity outside the Corporate Group, then these licenses must be relicensed with the Operating System Base License.
- When the customer wishes to relicense the operating system Interactive User and Concurrent Use Licenses to another legal entity within the same Corporate Group, then these licenses may be transferred either with or without the Operating System Base License.

For additional information regarding license transfers see [Policy 2.1 "Corporate Acquisition and Merger"](#), and [Policy 2.2 "Leasing and Licensing"](#).

No Transfer Allowed

HP does not permit the transfer of the following:

- Application Deployment License for OpenVMS*
- Application Deployment User License for OpenVMS*
- Campuswide Software License
- Field Test License.
- Software Loan License
- Source License

* When the Operating System Base License is relicensed, any corresponding Application Deployment User License is automatically terminated.

Third-party and PC-style Licenses

These licenses are only transferable in accordance with the license terms of each software product.

HP's Relicense Process

All license transfers are subject to the validation and verification procedures of HP in each country involved in any transfer. All relicenses may be subject to an administrative relicense fee which is charged to the new

licensee.

The Licensee initiates the request for a relicense by submitting the appropriate relicense application to the local HP office that is responsible for relicensing. Subsequent relicenses require the same process.

Proof of license documentation must be submitted with each relicense request (See [HP Policy: Proof of a Software License](#)).

HP's written approval of a relicense request is required before software may be passed to another party. When applicable, new License PAKs will be issued by HP to the new licensee.

If HP approves the relicense request, HP will grant the new license at the version which was permitted under the original license. If a newer version of software is desired, the new licensee must obtain the appropriate Update License.

- [U. S. Relicense Application Instructions](#)
- [U. S. Relicense Application Form](#)
- [EMEA Relicense Application Instructions](#)
- [EMEA National Relicense Application](#)
- [Canada Relicense Application Form and Instructions](#)
- [International Relicense Application](#)

In case the information contained in this policy conflicts with the agreed terms and conditions, the terms and conditions will govern. This policy may change at any time without notice.