



## ADDENDUM 3

APRIL 5, 2016

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# PORT AUTHORITY BUS TERMINAL

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International Design +  
Deliverability Competition



**The Competition Conditions are hereby amended as follows:**

1. In Section 2.17 (Copyright and Use), delete the existing language its entirety and replace with the following:

All materials submitted by the Competitor shall become the sole property of the Port Authority and will not be returned. By making its Phase 1 submission, the Competitor (i) grants to the Port Authority a worldwide, non-exclusive, irrevocable, transferable, sub-licensable, royalty-free, license to use, reproduce, distribute, display, create derivative works from and otherwise exploit the Competitor's submission in connection with the Bus Terminal Project; (ii) represents and warrants that its submission is original and does not violate or infringe any intellectual property or proprietary rights of a third party; and (iii) shall indemnify the Port Authority against and save it harmless from all loss and expense incurred in the defense, settlement or satisfaction of any claims in the nature of patent, copyright, or other proprietary rights (collectively "Intellectual Property") infringement arising out of the Port Authority's use of any Intellectual Property embodied in Competitor's submission to the Port Authority. Notwithstanding the foregoing, the Phase 2 Finalists will be required to assign their copyright and other intellectual property ownership interests in their submission to the Port Authority. The assignment form is included with the Registration Packet. Phase 2 Finalists will have certain rights to reuse their submission for other projects. Phase 2 Finalists (excluding a recipient of an Honorarium) will have the right to use the design elements as expressed in the Finalist's submission in other projects. A recipient of an Honorarium (the "Honorarium Recipient") will have the right to use one or more, but not a substantial number in any single project, individual design elements expressed in the Honorarium Recipient's submission in other projects so long as such design elements taken as whole do not duplicate or otherwise present a strikingly similar likeness of the Bus Terminal as expressed in the Honorarium Recipient's submission.

This addendum will form part of the Competition Conditions. Accordingly, the Competitor will be deemed to have acknowledged this addendum when submitting their Phase One or Phase Two Submissions, as the case may be.

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**THE PORT AUTHORITY** OF NY & NJ

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