

Terms of Use for MDA Situational Indication Linkages (MSIL)

1. Purpose of this system

This information system, MSIL, delivers instant access to geospatial information provided by government agencies and relevant organizations under the overall inter-ministerial coordination by the National Ocean Policy Secretariat. This system has been developed as a tool for the maritime security, maritime safety, natural disaster countermeasures, marine environment conservation and the promotion of marine industries.

2. Using the Content on this system

Information made available through this system (hereinafter referred to as “Content”) may be freely used, copied, publicly transmitted or translated on condition that the user complies with provisions 1) to 7) below. Commercial use of Content is also permitted when using only Content that the source provider allows for commercial use.

Use of Content constitutes agreement by the user with these terms of use for using the Content described herein (hereinafter referred to as “Terms of Use”).

1) Source citation

- a. The user must cite the source when using the Content. Sources should be cited in the following manner:

(Examples of source citation)

Source: MDA Situational Indication Linkages (<https://www.msil.go.jp/>)

Source: MDA Situational Indication Linkages (<https://www.msil.go.jp/>)

(accessed on year/month/day)

- b. If the user have cited object created by using this system and there are other trademarks or copyrights at the lower right of the used pictures, the user must cite those indications too.
- c. If the user have edited the Content for use, the user must include a statement expressing that the content has been edited, in addition to the abovementioned source citation. And the user must aware that the user should not announce to the public or use edited information as if the information in a format that may be misconstrued as having been created by the Government of Japan (or its ministries and/or agencies).

(Example of citation when using edited content)

Created by editing MDA Situational Indication Linkages (<https://www.msil.go.jp/>)

Created by Company XX based on MDA Situational Indication Linkages

(<https://www.msil.go.jp/>)

2) No infringement of third party rights

- a. In some cases, a third party (refers to a party other than the state. Hereinafter referred to as “Third

Party”) may hold copyrights or other rights to a part of the Content. For Content where a Third Party holds copyrights or other rights (e.g. portrait rights in a photograph, publicity rights etc.), it is the responsibility of the user to obtain consent for use from the Third Party unless there is explicit indication that the rights have already been cleared.

- b. If a Third Party holds rights to a part of the Content, said fact may be directly or indirectly stated or indicated through source citations, but in some cases the part of the Content to which the Third Party holds the rights may not be clear or may not be explicitly stated. It is the responsibility of the user to confirm the rights pertaining to use of the Content.
- c. The user must comply with the terms and conditions of the source provider for Content obtained through API (Application Programming Interface) links to external databases etc.
- d. Even if a Third Party holds copyrights to the Content, some use of the Content, such as quoting, may be allowed without the consent of the copyright holder, under the Copyright Act of Japan.

3) Content where use is restricted

- a. Use of some Content may be restricted. The cases listed below are particularly important to note.

Please refer to the relevant links below for details.

- Application when publishing publication similar to chart, aerial chart, waterway magazine or lighthouse table published by Japan Coast Guard based on Law for Hydrographic Activities

(<https://www.kaiho.mlit.go.jp/ope/apply/info.html>)

- Restriction when using Contents based on Meteorological Service Act

(<http://law.e-gov.go.jp/htmldata/S27/S27HO165.html>)

·License for forecasting services as prescribed in Article 17 (1) of the Meteorological Service Act for intended provision of meteorological services in Japan

·Restriction on warnings as prescribed in Article 23 of the Meteorological Service Act

- Application when copying and using basic survey result based on Survey Act

(<http://www.gsi.go.jp/LAW/2930-index.html>)

- Use of Contents of NEDO

(<https://www.nedo.go.jp/qinf/copyright.html>)

4) Content where the Terms of Use does not apply

The Terms of Use herein does not apply to the following Content.

Symbol mark, Logo, and Character Design which represent the organization or specific business.

5) Governing law and jurisdiction

- a. The Terms of Use shall be governed by and construed in accordance with the laws of Japan.
- b. In case of disputes relating to the use of the Content based on the Terms of Use, or the Terms of Use, the user agrees that the exclusive court of first instance shall be the district court with jurisdiction in the place where the organization that has published the disputed Content or Terms of Use is located.

6) Disclaimer

- a. The state and the source provider should not take any responsibilities for any action takes by the user involving the use of the Content (including use of information based on edited Content).
- b. The Content may be modified, moved or deleted without prior notice. Provision of information may be suspended, paused or canceled without prior notice.
- c. Not all Contents are created with the latest data. Although the data is confirmed, it does not guarantee the accuracy. It is the responsibility of the user to confirm accuracy of the data.

7) Other

- a. The Terms of Use does not limit those types of uses for which, under Copyright Act of Japan, license from the right holders are not required.
- b. The Terms of Use was established on November 28th, 2018. The Terms of Use is based on the Government of Japan Standard Terms of Use (Version 2.0). The Terms of Use may be modified in the future. If you are already using Content under previous version of the Government of Japan Standard Terms of Use, these terms and conditions will continue to apply.
- c. The Terms of Use are compatible with the Creative Commons Attribution License 4.0 (hereinafter referred to as the CC License). This means that Content based on the Terms of Use may be used under the CC License in lieu of the Terms of Use.
- d. This system is not a substitute for a waterway map magazine when navigating.
- e. This system is available free although the cost of communication expenses etc. to use this system is loaded on user.
- f. This system is operated by Japan Coast guard. The state manages the personal information in the operation of this system according to privacy policy of Japan Coast Guard (https://www.kaiho.mlit.go.jp/policy/privacy_poricy.html).