Introduction to the Risk Grid

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Background

Business Process – Contracts involving Free/Open Source Software

Precedent contract terms cannot cover all circumstances

Back to first principles

Contracts are intended to:

    Define obligations

    Allocate risk

    Set expectations

    [and define process]

But are bad at:

    Educating

The Risk Grid

Breaks down categories of risk which may appear in FLOSS-related contracts

Looks at each category from both the customer's and the supplier's perspective

Suggests possible wording in each case.

Thanks to Amanda Brock and Malcolm Bain, and other members of FTF-Legal for their ongoing input and suggestions.

The Risks

Copyright infringement

    Of supplier-created code

    Of third party code (FLOSS or proprietary)

    Licence conflicts

Patent infringement

Trade secrets

Trade marks

Quality

Shifting/ameliorating the risk

Process

Warranties/Indemnities

Out-sourcing

And now...

A quick tour!

Where from here

An evolving document – comments and suggestions please!

Freely available

Use to educate and inform.