

Terms and Conditions

Using the resources of the www.geoportal.gov.pl website signifies the acceptance of the following Terms and Conditions without limitations or restrictions.

Definitions

For the purposes of these Terms and Conditions, the following definitions shall apply:

- 1) **Terms and Conditions** – the following rules, terms and conditions for the use of www.geoportal.gov.pl resources;
- 2) **The Spatial Information Infrastructure Geoportal hereinafter referred to as „Geoportal”** – created and maintained by the Surveyor General of Poland as a central access point to services referred to in article 9, paragraph 1 of the Act of March 4 2010, on spatial information infrastructure, within a full range of thematic and territorial infrastructure available at www.geoportal.gov.pl;
- 3) **Spatial information infrastructure** – spatial data sets and spatial data services, technology, processes and procedures described with metadata. Includes spatial data sets relating to the Polish territory, or associated with it, in an electronic form;
- 4) **Spatial data** - any data with a direct or indirect reference to a specific location or geographical area;
- 5) **Spatial data services** – operations which may be performed, by invoking a computer application, on the spatial data contained in spatial data sets or on the related metadata;
- 6) **Spatial data sets** – an identifiable collection of spatial data;
- 7) **metadata of spatial information infrastructure** – information describing spatial data sets and spatial data services and making it possible to discover, inventory and use them;
- 8) **Administration body** – a government administration body, an agency of local government or another entity if it is established by the virtue of law or authorized by agreement to perform public tasks relating to the environment;
- 9) **Provider** – Surveyor General of Poland, who creates and maintains the Spatial information infrastructure Geoportal;
- 10) **User** – a natural person, legal person or an organizational unit without a legal personality, which uses the resources of the Geoportal;

I. General information

1. Access to the spatial data set services shall be governed by:
 - 1) Act of May 17 1989, Geodesic and Cartographic Law - article 40, paragraph 3c;
 - 2) Act of March 4 2010, on spatial information infrastructure;
 - 3) Act of February 17 2005, on the implementation of IT solutions to the entities performing public tasks - art. 15.

2. These Terms and Conditions determine the rules, terms and conditions for the use of www.geoportal.gov.pl resources:
 - 1) by Users,
 - 2) by other administration bodies.
3. The User is required to acquaint oneself with the contents of the Terms and Conditions, before using Geoportal. The confirmation of reading the Terms and Conditions constitutes the User's understanding and acceptance.
4. The User and other Administration bodies are obliged to use Geoportal in a manner consistent with the applicable law, social and moral standards and the provisions of these Terms and Conditions.

III. Types and scope of services

1. The spatial data services available through the Geoportal include:
 - 1) **discovery services** - making it possible to search for spatial data sets and services on the basis of the content of the corresponding metadata and to display the content of the metadata;
 - 2) **view services** - making it possible, as a minimum, to display, navigate, zoom in/out, pan, or overlay viewable spatial data sets and to display legend information and any relevant content of metadata.

IV. Conditions / rules for the use of data and services by the Users

1. Access to services referred to in Chapter III is available to the public free of charge.
2. Access to spatial data sets presented within the Geoportal in accordance with the Act of May 17 1989, Geodesic and Cartographic Law - article 40, paragraph 3c; (Journal of Laws of 2005 No. 240, item. 2027, as amended) is payable, subject to article 12 paragraph 1 and 2, article 14 paragraph 1, article 15 paragraph 2 and 3 of the Act of March 4 2010, on spatial information infrastructure (Journal of Laws No 76, item 489).
3. The User has the right to use Geoportal resources only for non-profit purposes and non-commercial use, solely for personal use as specified in the provisions of the copyright law.
4. The User has no right to reproduce, sell, share or otherwise market or distribute Geoportal content, in whole or in part, in particular, transmit or make available in computer systems and networks, or any other data communications systems.

V. Conditions / rules for the use of data and services by public administration bodies

1. Access to services referred to in Chapter III is available to the public free of charge.
2. Access to spatial data is free of charge to other administration bodies to the extent necessary to carry out their public duties.
3. Data may only be used by the administration body, to which the data was made available.
4. The method, scope and modalities for sharing data in a public register is described in the *Regulation of the Council of Ministers of September 27 2005 concerning the methods, scope and modalities of sharing data in a public register* (Journal of Laws, No 205, pos. 1692).

5. Data collected within the Geoportal is made available to public administration bodies upon request, the request form in an annex to the above mentioned Terms and Conditions. The electronic version of the request form for accessing data from the public register is available on the Public Information Bulletin on the web site of the ministry responsible for computerization.
6. The entity to which the data was made available, is required to protect them from unauthorized access or unauthorized modification of their content and from being used in ways contrary to the purpose for which they were obtained, and is responsible for the security and integrity of the data. Therefore, the entity is required to possess technical and organizational safeguards guaranteeing protection of shared data in the aforementioned aspects.

VI. The technical conditions of using data and services

1. For proper use of Geoportal resources, the following is required:
 - 1) an Internet connection;
 - 2) a device allowing access to the Internet, including a program to browse its resources (web browser), which accepts cookie files and Java Script;
 - 3) an e-mail account (if you use certain resources such as the forum).
2. When using the Geoportal resources the following is prohibited:
 - 1) the use of viruses, bots, worms or other computer codes, scripts or programs that interrupt, destroy or limit the operation of the Geoportal or its technical infrastructure, or otherwise allow the unauthorized use or access to the technical infrastructure of the system,
 - 2) use of computer codes, scripts or programs to automate the use of the services provided by the Geoportal.

VII. Copyrights

The contents of this website is protected by copyright, taking into account Article. 4 of the Act on Copyright and Related Rights, according to which: *"Are not a subject of copyright law: normative acts or their official projects, official documents, materials, signs and symbols; published patent specifications conservation; simple press releases."*

VIII. Additional information

For further clarification or information relating to the content of these Terms and Conditions, please contact the Main Centre of Geodetic and Cartographic Documentation located at Jana Olbrachta street 94B, 01-102, Warsaw, e-mail: codgik@codgik.gov.pl, phone: +48 22 532 25 81.

IX. Final provisions

1. These Terms and Conditions apply from the date of publication ie - 30.07.2010r.
2. These Terms and Conditions are made available free of charge in a form allowing for downloading, printing and consolidation.

3. In matters not governed by these Terms and Regulations, regulations shall be governed by applicable laws, in particular the Act of May 17 1989, Geodesic and Cartographic Law, the Act of March 4 2010, on spatial information infrastructure, the Act of February 17 2005, on the implementation of IT solutions to the entities performing public tasks, the Act of February 4 1994 on Copyright and Related Rights (Journal of Laws OJ 2006 No. 90, item 631, as amended) and the Civil Code.
4. The Provider is not responsible for the lack of access to the Geoportal for reasons beyond the Provider.
5. The Provider, for security reasons and for any other reasons beyond the Provider, has the right to temporarily suspend access to the Geoportal, for the time needed to remove these circumstances.
6. Subject to limitations imposed by mandatory provisions of law, the Provider is not responsible for any damages arising from the Geoportal, its use or in connection with the wrongful act, errors, defects, distortions, delays in data transmission, computer virus, line or system failure information or non observance of the Terms and Conditions by the Users.
7. These Regulations may be changed at any time and in any aspect. The changes take effect following its publication on the Geoportal website.
8. Geoportal, as an Internet site, may contain links to websites operated by third parties.
9. Links to other Internet resources are used at the User's own risk. The Provider assumes no responsibility for the accuracy, timeliness and completeness of data contained on the pages which may be accessed through the Geoportal.