

## 27.405-4 Other existing data.

(a) Except for existing works pursuant to [27.405-2](#) or *commercial computer software* pursuant to [27.405-3](#), no clause contained in this subpart is required to be included in-

(1) Contracts solely for the *acquisition* of books, periodicals, and other printed items in the exact form in which these items are to be obtained unless reproduction rights are to be acquired; or

(2) Other contracts that require only existing *data* (other than *limited rights data*) to be delivered and the *data* are available without disclosure prohibitions, unless reproduction rights to the *data* are to be obtained.

(b) If the reproduction rights to the *data* are to be obtained in any contract of the type described in paragraph (b)(1) (i) or (ii) of this section, the rights *shall* be specifically set forth in the contract. No clause contained in this subpart is required to be included in contracts substantially for on-line *data* base services in the same form as they are normally available to the general public.

**Parent topic:** [27.405 Other data rights provisions.](#)