

# EMERGING TECHNOLOGY ASSOCIATION

## SHARED DEFINITIONS

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### Identifying Defined Terms.

In this “Emerging Technology Association Shared Definitions”, words capitalized mid-sentence, or otherwise indicated, are defined terms. If you do not see a definition associated with the (capitalized or otherwise indicated) term when that term is first used, that means that the term is defined at a later point. At their point of definition, defined terms are formatted in “**Bold Initial Caps**”.

### Purpose of the “Shared Definitions”.

Emerging Technology Association is an independent association (in the German language, a “Verein”) established under the laws of Switzerland (“ETA”). The “Emerging Technology Association Shared Definitions” (the “**Shared Definitions**”, meaning the most recent version of this document available on the Website, as such document may be updated by ETA from time to time in its sole and absolute discretion) provides a consolidated reference for the definitions of certain terms which frequently appear in documents, materials and content published, provided or entered into by ETA (collectively, the “**ETA Documents**”).

The purpose of the Shared Definitions is: (i) to decrease the length and increase the readability of ETA Documents; (ii) to promote consistency of definition and usage in ETA Documents; and (iii) to simplify the process of updating ETA Documents.

### Shared Definitions in ETA Documents.

Note that the Shared Definitions are intended for use primarily in ETA’s legal agreements and other standardized ETA Documents which have some sort of legal effect (e.g., Website Policies). They are not intended for casual communication as that would create more, not less, complexity and work.

Thus, in order for an ETA Document to make use of the Shared Definitions, that ETA Document must explicitly incorporate the Shared Definitions by reference. For example, an ETA Document might provide:

“The Emerging Technology Association Shared Definitions (the “**Shared Definitions**”), available at <https://www.emergingte.ch/policies> (or such other Internet URL as ETA may determine from time to time), are hereby incorporated herein by this reference and made a part hereof. Any capitalized terms not defined herein shall have the meanings set forth in the Shared Definitions.”

Alternatively, an ETA Document may achieve the same effect by including the Shared Definitions in a list of documents, materials, or content incorporated by reference.

### Interpretation of Shared Definitions.

Any term defined in an ETA Document which incorporates the Shared Definitions by reference, which term is not defined in the Shared Definitions, shall, for the purposes of that ETA Document only, have the definition assigned to it in that ETA Document.

Any term defined in an ETA Document which incorporates the Shared Definitions by reference, which term is also defined in the Shared Definitions, shall have both definitions read in the aggregate to the extent there is no resultant discrepancy or conflict. To the extent there is a resultant discrepancy or conflict, the definition assigned to the term in the Shared Definitions shall control.

### Shared Definitions.

In addition to those terms defined above, the terms defined in this Shared Definitions, and their usage notes when applicable, are below. Note that all hyperlink references included in the Shared Definitions may be updated by ETA, in its sole and absolute discretion, at any time.

1. **“Articles”** means the Articles of Association of Emerging Technology Association (ETA) in both their German and English forms. Note that Article 1 of the Articles defines ETA as the “Association”, while in the Shared Definitions (and in nearly all other ETA Documents) the same entity, with no difference in meaning or reference, is defined as **“ETA”**.
2. **“Mission”** means ETA’s “Purpose” as set forth in Article 3 of the Articles, namely “... to support open source and transparent scientific research of emerging technologies for community building by way of submitting grants to developers and scientists in Switzerland and abroad. All research results must be published under an open source license and may be freely used by anyone. The Association pursues neither profit nor self-help purposes and does not strive for profit.” The Mission is primarily achieved by ETA effectuating the directives of the DevDAO.
3. **“DAO”** is a distributed autonomous organization.
4. **“DevDAO”** is a specific DAO which shares ETA’s Mission and, as a DAO, serves both as a model and a testbed with respect to the Mission. Although ETA complies with the DevDAO’s directives in connection with their mutual pursuit of the Mission, ETA and DevDAO remain legally and operationally independent, separate, and distinct.
5. **“MVPR”** means the DevDAO’s governance and voting mechanism. For a general description of the MVPR and how it operates, please see <https://devxdao.com> for additional details. Any Grant Recipient must operate its governance with respect to the Grant using an approved software implementation of the MVPR as a service, please see <https://devxdao.com>.
6. **“Program”** is the short-form term for the “Emerging Technology Association Grant Program” and means that certain program created and operated by ETA in furtherance of the Mission. The Program broadly consists of proposing, and identifying proposals for, projects which will serve the Mission, and then selectively and competitively awarding Grants to a diverse array of developers, scientists, and subject-matter experts around the globe in order that these projects might be gainfully pursued.
7. **“Grant”** means a grant, in token, fiat, or other form, awarded by ETA to a Program Associate, pursuant to an approved Grant Application and a mutually-executed Grant Agreement by and between a Grant Applicant and ETA.

8. **“Contributor”** means a party which makes a contribution (donation) of tokens, fiat, or other property to ETA (a **“Contribution”**) in support of the Program pursuant to a Contribution Agreement. A Contributor need not be a Program Associate.
9. **“Contribution Agreement”** means, as appropriate given the context, either: (i) that certain “Emerging Technology Association Contribution Agreement” (or any other agreement with a different title, but with similar effect to a Contribution Agreement, when such agreement is designated a Contribution Agreement by ETA) entered into by and between the contributing (donating) party being discussed, referenced or indicated, and ETA; or (ii) the most recent form of “Emerging Technology Association Program Contribution Agreement” found on the Website.
10. **“Program Application”** consists of two components, namely:
  - a. all materials, content, and information initially and subsequently submitted by a Program Applicant to ETA in connection with that Program Applicant completing the Program Application Form; and
  - b. a Program Associate Agreement, once it has been digitally signed by the Program Applicant and submitted by same to ETA.

*Usage Note.* There are several distinct application types and forms defined in the Shared Definitions and the reader should differentiate between them. By way of example, in most cases a Program Applicant will submit only a single Program Application at a single point in time as, upon acceptance, the Program Applicant will be and remain (subject to ETA approval) a Program Associate until and unless there is change of status. On the other hand, Program Associates may over the course of their association with the Program submit multiple Grant Applications at different points in time (one Grant Application for each separate Grant applied for).

11. **“Program Application Form”** means, as appropriate given the context, either: (i) that certain Program Application Form submitted by the party being discussed, referenced or indicated, to ETA; or (ii) the most recent form of Program Application Form found on the Website.
12. **“Program Applicant”** means any party which has submitted a Program Application to the ETA, but has not yet been designated as a Program Associate by ETA.

*Usage Note.* Being a Program Applicant precedes becoming a Program Associate and these two designations are distinct.

13. **“Program Associate”** means a party to a non-terminated Program Associate Agreement by and between that party and ETA and who has been, and remains, designated as a Program Associate by ETA.
14. **“Program Associate Agreement”** means, as appropriate given the context, either: (i) that certain “Emerging Technology Association Program Associate Agreement” entered into by and between the party being discussed, referenced or indicated, and ETA; or (ii) the most recent form of “Emerging Technology Association Program Associate Agreement” found on the Website.

15. **“Domain”** means the Internet URL [emergingte.ch](http://emergingte.ch), or such other Internet URL designated by ETA as ETA’s primary Internet URL.
16. **“Website”** means the content, material, and information available from time to time on or at the Domain, including its subdomains, and all webpages which constitute either, but excluding any content, material, or information externally hyperlinked to by any of the foregoing. The Website serves as a portal by which the general public, Program Applicants, and Program Associates interact with the Program.
17. **“Public Website”** means that portion of the Website which is accessible to the general public, without use of credentials and/or authentication, as applicable.
18. **“Private Website”** means that portion of the Website which is only accessible to Program Associates using credentials and/or authentication, as applicable.
19. **“Policies”** means any and all policies, documents, content, materials, and information designated by ETA as a **“Policy”** (which term is the singular of **“Policies”** and refers to an individual or specific Policy) and which are published by ETA directly or via hyperlink on the Public Website including, without limitation (with each of the following being hereby designated by ETA as a Policy):
  - a. (these) Shared Definitions;
  - b. (Website) [“Terms and Conditions”](#);
  - c. (Website) [“Privacy Policy”](#);
  - d. [“Emerging Technology Association Program Associate Code of Conduct”](#) (the **“CoC”**, which CoC provides Program Associate behavioral and ethical obligations with respect to ETA, to each other, to the Program, and to Contributors, and to other Program affiliates); and
  - e. [“Emerging Technology Association Grant Program Terms and Conditions”](#) (the **“Program Terms”**, which Program Terms provide for the governance, operations, and mechanics of the Program, including the Grant Application and Grant awarding processes).
20. **“Excluded Jurisdictions”** means Afghanistan, Burundi, Crimea, Cuba, Congo, Democratic People's Republic of Korea, Ethiopia, Guyana, Iraq, Iran, Libya, Myanmar, Sri Lanka, Sudan, Syria, Trinidad and Tobago, Vanuatu, and Yemen, and such other countries or locations as ETA shall determine from time to time.
21. **“Grant Applicant”** means any Program Associate who has submitted a Grant Application to the ETA, which Grant Application has not yet been approved or rejected by ETA.
22. **“Grant Application”** means all materials, content, and information initially and subsequently submitted by a Grant Applicant to ETA, including but not limited to a proposed Project Plan, in connection with that Grant Applicant completing the Grant Application Form. Note that submitting a Grant Application involves completing the Grant Application form located on the Private Website.
23. **“Grant Agreement”** means, as appropriate given the context, either: (i) that certain Grant Agreement entered into by and between the party being discussed, referenced or indicated, and ETA; or (ii) the most recent form of Grant Agreement found on the Website. Without limitation, all

Grant Agreements entered into by and between ETA and another party shall always incorporate by reference a Project Plan attached thereto.

*Usage Note.* Submitting a Grant Application and entering into a Grant Agreement are distinct and separate steps which take place at different times. Prior to a Grant Agreement being entered into, the ETA must approve the Grant Application, and the process leading up to this approval may involve, without limitation, collaborative revisions to the Grant Applicant's proposed Project Plan.

24. **"Grant Recipient"** means any Program Associate who is a party to a non-terminated Grant Agreement by and between that party and ETA.
25. **"Project Plan"** means that exhibit titled "Project Plan", attached to a Grant Agreement and incorporated therein by reference, which accurately and completely describes and sets forth, without limitation, the specific Grant project the Grant Agreement is in reference to, including pitch deck, documentation, milestones (included acceptance criteria), project specifications, deliverables, and the Grant payment(s), and related payment(s) schedule, to Grant Recipient, all in conformity with the ETA's procedures and requirements regarding Project Plans contained in the Policies, and in the form approved by ETA prior to execution of the Grant Agreement.
26. **"Member"** means, as described in the Articles, a party who is a "Board Association Member" and/or a "Delegate Associate Member" of ETA (some parties may be both). Being a Program Applicant, a Program Associate, or a Grant Recipient in no way implies that such party is, or is in any way entitled to be, a Member, or to receive any payment from ETA or the DevDAO. Participation in the Program is distinct and unrelated to being a Member.
27. [reserved]