

27.407 Rights to technical data in successful proposals.

The clause at [52.227-23](#), Rights to Proposal *Data* (Technical), allows the Government to acquire *unlimited rights* to *technical data* in successful proposals. Pursuant to the clause, the prospective contractor is afforded the opportunity to specifically identify pages containing *technical data* to be excluded from the grant of *unlimited rights*. This exclusion is not dispositive of the protective status of the *data*, but any excluded *technical data*, as well as any commercial and financial information contained in the proposal, will remain subject to the policies in [subpart 15.2](#) or [15.6](#) (or agency supplements) relating to proposal information (*e.g.*, will be used for evaluation purposes only). If there is a need to have access to any of the excluded *technical data* during contract performance, consideration *should* be given to acquiring the *data* with *limited rights*, if they so qualify, in accordance with [27.404-2\(c\)](#).

Parent topic: [Subpart 27.4 - Rights in Data and Copyrights](#)