

Microsoft Government Eligibility Definition (APAC)

Public sector organizations that fall into the categories or criteria as defined and described below are eligible to participate in the Microsoft volume licensing programs specifically designed for government (“eligible entities”). An “eligible entity” means any organization that does not operate for profit and that falls into one of the following categories:

Categories	
A. Supranational	All organizations/institutions that have a discernible regulatory or legislative role across many national governments.
B. National/Federal	All governmental organizations/institutions that are managed at the federal/national level, and have a remit for governing across a nation state or country. This will include parliamentary bodies and judicial bodies with powers of setting or deciding on the rule of law.
C. Regional/ State/ Provincial	An intermediate tier of Government that does not cover an entire country but has multiple areas of local government within their governing jurisdiction. This includes (1) all governmental organizations/institutions that are managed at the state/regional level and which are called variously: regions, departments, states, landers, counties, or provinces; and (2) all departments, parliamentary bodies, regulatory authorities and judicial bodies with powers of setting or deciding on the rule of law in that region, department, state, lander, county or province.
D. Local/ Municipal	The lowest level of Government and associated administration. This includes all governmental organizations/institutions that are managed at the city, town, district, regency municipality, village, township, commune and ward level, (e.g. recreation, refuse collection, fire service, control of local services, and implementation of some national services).
E. Healthcare	Any governmental organizations/institutions that provide health care services and coverage, set or decide on health care policy across a nation state or country, provide funding for health care services and coverage, or have a regulatory role in health care services and coverage.
F. Other Government Organizations	Any organization that is singularly accountable to, and ultimately controlled by, an internationally recognized Nation State Government. Any organization created by legislation to perform a public purpose as described in the relevant enabling legislation or the articles of association/objectives of that organization (e.g., statutory boards, municipal corporations, government research organizations).

If an organization fits into one of the categories above and operates for profit, the following additional criteria will be applied to determine whether an organization qualifies as an eligible entity:

1. Do the revenues/profits go solely to the government (or do they also go to private shareholders)?
2. Is the organization in question exempt from corporation tax?
3. Is the organization financed more than 50% by the government (i.e., does it derive less than 50% of its funding from commercial activities)?

If the answer to all of these questions is “yes,” then the organization qualifies as an eligible entity. If the answer to any of the questions above is “no,” then the organization does not qualify as an eligible entity. Generally, government owned corporations, state-owned enterprises and government owned

organizations (whether incorporated or not) undertaking commercial activities (e.g., telecommunications, banking, transportation etc.) do not qualify as an eligible entity.

If the Government of a country publishes a list of public sector organizations; those organizations must meet the criteria set forth in this definition to qualify as an eligible entity.

If an organization loses its status as an eligible government entity subsequent to signing a licensing agreement, the organization may continue to use copies for which organization is licensed, but the organization may not submit any new order for Licenses under the Microsoft Government License programs.

Microsoft offers government pricing to eligible public sector organizations (as defined and described above). Subject to such additional eligibility requirements as may be set forth in a particular volume licensing agreement, eligible organizations qualify to receive (1) price level D under the Enterprise, Enterprise Subscription, Select, or Select Plus volume licensing programs or (2) other discounts that may be available under other Microsoft volume licensing programs.

