Thirty-one surviving confidentiality clauses

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214 contracts · fictional document

> **Fictional document — demonstration example**
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> **Fictional document**, produced for demonstration. **No clause is sorted into "good" or "bad".** A ten-year clause can be excellent in one contract and absurd in another, depending on what the contract protects.

Situation	Contracts	Share
Clause with explicit survival	**31**	14%
Clause with no explicit survival	**68**	32%
No confidentiality clause	**115**	54%
Total	**214**	100%

The 31, by survival period

Period provided	Contracts
2 years	9
3 years	**11**

Period provided	Contracts
5 years	5
10 years	2
Without limitation of duration	**4**

> **The 4 "without limitation of duration" are flagged because their drafting differs from the other 27**, not because they would pose a problem. The agent does not say whether such a clause is valid or enforceable.

What is provided for each of the 31

Element	Provided?
The contract	**Yes**
The article	**Yes**
The exact text of the clause	**Yes**
The survival period provided	**Yes**
An appraisal of the clause	**No**

What the search cost

Indicator	Value
Contracts searched	**214**
Duration	**12 seconds**
What it saves	**Knowing the question has a quantified answer before putting it**

The gain is not reading 214 contracts: nobody would have done it. The gain is being able to put a question to an adviser that bears on 31 identified contracts rather than on a

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