

## **Rules, Terms and Conditions of Climate Diplomacy Week poll**

The Social Media poll is open to the general public residing in South Africa alone. Employees of the German Foreign Office or affiliated with any Institution of the Federal Republic of Germany, as well as their immediate families, are welcome to cast their prediction, but are not eligible for any of the prizes.

### **1. Administrator**

The Administrator of this poll is the German Embassy Pretoria (called “The Administrator” in the following), 201 Florence Ribeiro Avenue, Groenkloof, Pretoria, South Africa.

### **2. How To Enter**

Any individual, older than 18 years of age, residing in South Africa, can participate in the poll on Climate Diplomacy Week on the German Embassy’s Facebook page and will be entered into a draw, if he/she provides his/her email address through the relevant option. The poll has to be completed on the administrator’s Facebook page by clicking the relevant options. One poll entry per Facebook profile only. Administrator reserves the right at its sole discretion to disqualify any individual that tampers or attempts to tamper with the entry process; violates the official rules; or acts in an unsportsmanlike or disruptive manner, or with intent to annoy, abuse, threaten or harass any other person. By entering, entrant accepts and agrees to be bound by these official rules.

### **3. Prizes**

Via random draw, five entrants will win a prize. Administrator reserves the right to any final decision with regard to contest rules and rule changes, and to the prizes awarded to the winners. Prizes may not be endorsed, transferred, substituted or redeemed for cash, except at the Administrator’s sole discretion. Specifics of the prizes are subject to change in Administrator’s sole discretion. Administrator reserves the right to substitute a prize of equal or greater value if the awarded prize is unavailable for any reason.

### **4. Winner Selection**

Each entrant must comply with all terms and conditions set forth in these Rules, and winning is contingent upon fulfilling all requirements. A winner will be selected from all eligible entries received via the poll. Decisions are final and binding in all matters related to the selection. Selection of the winner will be conducted after the duration of the poll, which will run from 24 to 28 September. The Administrator assumes no responsibility/liability for damages, losses or injury resulting from acceptance or use of the prize. In the event that the winner is unable to comply with the terms and conditions set forth in these Official Rules, the administrator reserves the right to deem such individual ineligible and to select a new winner from among the remaining entries.

### **5. Notification Winners**

Winners will be notified via the e-mail address entered after completing the poll. However if there is no response within a week of notification, the entry will be considered invalid and another name will be drawn. Winners residing in Durban, Cape Town and Pretoria will be provided with a physical address by the Administrator as to where they will be able to collect their prize. If prize is not collected within four weeks of the arranged pick-up date, the winner’s rights to the prize will be forfeited.

### **6. General Rules**

The Administrator is not responsible for technical, hardware or software malfunctions, telephone failures of any kind, lost or unavailable network connections, or failed, incorrect, inaccurate, incomplete, garbled or delayed electronic communications whether caused by the sender or by any of the equipment or programming associated with or utilized in this poll which may limit the ability to participate or by any human error which may occur in the processing of the entries in this contest. The Administrator reserves the right to cancel the poll if it becomes technically corrupted, and award prizes from eligible entries received prior to cancellation. By entering, entrants agree that all issues and questions concerning the construction, validity, interpretation and enforceability of these official rules, entrant's rights and obligations, or the rights and obligations of the Administrator in connection with the contest, shall be governed by, and construed in accordance with, the laws of South Africa, without giving effect to any choice of law or conflict of law rules. The Administrator does not submit to the jurisdiction of a South African court, and does not waive its sovereign immunity by entering into this Agreement or submitting to a dispute resolution mechanism.

**CAUTION: ANY ATTEMPT BY A CONTESTANT TO DELIBERATELY DAMAGE ANY WEB SITE OR UNDERMINE THE LEGITIMATE OPERATION OF THE CONTEST IS A VIOLATION OF CRIMINAL AND CIVIL LAWS AND, SHOULD SUCH AN ATTEMPT BE MADE, THE ADMINSTRATOR RESERVES THE RIGHT TO SEEK DAMAGES FROM ANY SUCH CONTESTANT TO THE FULLEST EXTENT PERMITTED BY LAW.**

## **7. Privacy Notice**

The personal data provided by the entrants will only be used for the notification of a possible win. (Legal Basis: Article 6 I lit. b. DS-GVO (Data Protection Act of the General Data Protection Regulation (GDPR)). Winners will be asked for their full name, address, e-mail account and telephone number. By submitting a contribution, entrant agrees to correctly and completely state the data inquired once receiving communication about a win. After the social media poll has closed, the personal data will be deleted. The Administrator values the privacy of entrants and will use entrant data only for the purposes described above. In particular, Administrator will not pass on the data to third parties. Pursuant to Article 4 (7) of Article 13 of the GDPR, the responsibility for processing your personal data lies within the German Foreign Office with its missions abroad, in your case the Embassy of the Federal Republic Pretoria, 201 Florence Ribeiro Avenue, Groenkloof, 0184 Pretoria, 012-427 8900, [info@pret.diplo.de](mailto:info@pret.diplo.de). Contact details of the Data Protection Commissioner are: Embassy of the Federal Republic Pretoria, 201 Florence Ribeiro Avenue, Groenkloof, 0184 Pretoria, 012-427 8900, [info@pret.diplo.de](mailto:info@pret.diplo.de). As a data subject you have the following rights: Right of access (Article 15 GDPR), Right to rectification (Article 16 GDPR), Right to erasure (Article 17 GDPR), Right to restriction of processing (Article 18 GDPR), Right to data portability (Article 20 GDPR), Right to object (Article 21 GDPR). You also have the right to complain to a data protection supervisory authority about our processing of your personal data.

## **8. Winners**

The names and pictures of the prize winners will be published on the administrator's Facebook page, as well as the website and social media accounts of the German Embassy Pretoria. During the hand-over, the winner agrees to have a picture taken with him/her and the prize.

**9. Any recourse to courts of law excluded.** The Administrator reserves the right to remove any entrant from the competition not complying with these terms without prior notice.

