

## **SPOT Trace Facebook Promotion Terms & Conditions**

1. Information on how to enter and prize details form part of these terms and conditions. By entering this promotion you are deemed to have accepted these terms and conditions.
2. This promotion is being run by Pivotel Satellite Pty Limited (ABN **81 099 917 398**) of 75 Nerang Street, Southport, QLD 4215 (“**we**”, “**us**” or “**our**”).
3. The promotion starts at 10am AEST on 7<sup>th</sup> March 2018. Entries close and must be received by 3pm AEST on 4<sup>th</sup> April 2018. (“**promotion period**”).

### **Who Can Enter?**

4. Entry is open to all Australian residents 18 years and over.
5. Employees or contractors of the promoter and other companies associated with the promotion and their immediate families are not eligible to enter.
6. You may be required to sign a release and indemnity form in favour of Pivotel if you are a winner and return the form to us prior to accepting the prize. If a winner is under the age of 18 years of age, a parent or guardian must complete and sign this release and indemnity form.

### **How To Enter**

7. To enter, you must, during the promotion period:
  - a. “like” the Pivotel Satellite Facebook page
  - b. write a comment in the “comments” section of our Facebook promotion post telling us why you want a SPOT Trace.
8. One entry permitted per Facebook account.
9. By entering this promotion you:
  - a. grant us (and our related bodies corporate, agents, licensees and assigns) a royalty free, worldwide, perpetual, transferable and irrevocable license to use, modify, adapt, publish and sublicense your entry anytime, anywhere and by any means without compensation; and
  - b. to the extent permitted by law, consent to us (and our related bodies corporate, agents, licensees and assigns) infringing your moral rights in your entry for an indefinite period of me and waive all moral rights in your entry that arise outside Australia.
10. Entries that are incomplete, incorrect or illegible will be deemed invalid.

### **Prizes & Judging**

11. This is a game of skill only. There is no element of chance in determining the winners.
12. The prize includes:
  - a. An SPOT Trace device valued at \$199.
  - b. An annual subscription to the SPOT Trace Basic Tracking Service valued at USD\$175.99.
13. The total value of the prize pool is valued up to AUD\$199 + USD\$175.99.
14. Judging of all eligible entries will take place on 4<sup>th</sup> April 2018 at 75 Nerang Street, Southport QLD 4215. Our decision is final and no correspondence will be entered into.
15. The prize will be awarded to the eligible entrant judged to have the most compelling entry.
16. The winner will be announced on 4<sup>th</sup> April 2018 by Facebook private message.
17. If a prize remains unclaimed by 5pm AEST on 19<sup>th</sup> April 2018, or a winner is disqualified in accordance with these terms and conditions, the prize will be forfeited and distributed at our discretion.

### **Prize Conditions**

18. As this prize includes a telecommunications service registered under your name, you must be 18 years of age or older to claim this prize.
19. You are only eligible to win one prize. We reserve the right to withdraw a prize if there are no eligible entrants to receive that prize.
20. By accepting a prize, you agree to participate in and co-operate as required with all reasonable marketing activities relating to the prize including but not limited to being interviewed and photographed. We reserve the right to use your comments, image and name for advertising and publicity purposes in any media in perpetuity without compensation.
21. A prize, or any unused portion of a prize, cannot be transferred, exchanged or redeemed for cash.

### **General**

22. We reserve the right, at any time, and in our sole discretion to (a) request entrants to provide proof of identity and/or proof of valid entry (b) disqualify any entrant who we have reason to believe has breached any of these conditions or engaged in any unlawful or other improper conduct or any conduct calculated to jeopardise the fair and proper conduct of the promotion.
23. Entries are accepted at the time of receipt by us. We will not be held liable for any entries not received for any reason during the promotion period.
24. We are not liable for any prize that may be lost, stolen, forged, damaged or tampered with in any way after it leaves our possession.
25. We are not responsible for any variation in the value of a prize.
26. If we are unable to provide a winner with a prize (or part of a prize), we may supply an alternative prize (or that part of the prize) in our absolute discretion.
27. If for any reason, we are not able to conduct the promotion as planned, including due to tampering, unauthorised intervention, fraud, any technical difficulties or any other causes beyond our control, which corrupt or affect the administration, security, fairness, integrity or proper conduct of this promotion, we reserve the right in our sole discretion to take any action that may be available.
28. We exclude all warranties in relation to the quality, suitability or merchantability of a prize, except those that cannot be excluded by law. To the fullest extent permitted by law, any liability of the Promoter or its employees or agents for breach of any rights a consumer may have which are unable to be excluded under Australian Law, is limited to the payment of the costs of having the prize supplied again.
29. To the extent permitted by law, we are not liable for any loss (including indirect and consequential loss) or damage or personal injury suffered or sustained in connection with the promotion including the supply of goods or services by any person to the prize winners, and where applicable to any persons accompanying the prize winners. We accept no responsibility for any tax liabilities that may arise from winning the prize.
30. This promotion is in no way sponsored, endorsed or administered by, or associated with Facebook. We release Facebook from each entrant in to the promotion.

### **Privacy**

31. By entering this promotion, you agree that we may use the personal information we collect from you:
  - a. to conduct this promotion, including determining and notifying the winner and disclosing that information to prize suppliers; and
  - b. for future marketing purposes in any media, including contacting you after this promotion ends, on the terms set out in our Privacy Statement available at [http://www.pivotel.com.au/privacy\\_policy.php](http://www.pivotel.com.au/privacy_policy.php) or by calling 1300 882 448. If you would like to access or correct the personal information that we hold about you, you can contact us by phoning 1300 882 448.