

## REGULATIONS

### of the II edition of the #activetrucker contest

#### I. General provisions

1. These Regulations (hereinafter referred to as: Regulations) define the rules of the "#activetrucker" Contest, which is organized by the Truckers Life Foundation with its registered office in Wysoka, having an address: ul. Brzozowa 2/9, 52-200 Wrocław, registered in the register of associations, other social and professional organisations, foundations and independent public health care institutions and the register of entrepreneurs of the National Court Register kept by the District Court for Wrocław-Fabryczna in Wrocław, 6th Commercial Division of the National Court Register under the number 0000456520, tax ID no. (NIP): 8961533368, REGON: 022107086.
2. The essence of the Contest is to encourage professional truck drivers to lead a healthy lifestyle and improve their health, physical condition and appearance, with the support of specialists such as a psycho-dietitian and a personal trainer.
3. The rules of the Contest are defined in these Regulations and the announcement of the Contest published by the Organizer at [www.facebook.com/truckerslife.eu](http://www.facebook.com/truckerslife.eu) and [www.activetrucker.eu](http://www.activetrucker.eu).

#### II. Definitions

Terms used in the Regulations shall mean:

1. **Organizer** –Truckers Life Foundation with its registered office in Wysoka, having an address: ul. Brzozowa 2/9, 52-200 Wrocław, registered in the register of associations, other social and professional organisations, foundations and independent public health care institutions and the register of entrepreneurs of the National Court Register kept by the District Court for Wrocław-Fabryczna in Wrocław, 6th Commercial Division of the National Court Register under the number 0000456520, tax ID no. (NIP): 8961533368, REGON: 022107086.
2. **Participant** – a professional truck driver taking part in the Contest, [who has an active account on the portal \[www.facebook.com\]\(http://www.facebook.com\)](#) and [www.instagram.com](http://www.instagram.com) and active functionalities on that portal allowing for tagging the materials published by him with active hashtag formulas ("#").
3. **Contest** - a contest called "#activetrucker", which is organized by the Organizer and whose rules are specified in the Regulations and the announcement of the Contest published by the Organizer at [www.facebook.com/truckerslife.eu](http://www.facebook.com/truckerslife.eu) and [www.activetrucker.eu](http://www.activetrucker.eu).
4. **Contest material** - entries, photos and videos published by the Participant on his/her profile at [www.facebook.com](http://www.facebook.com) and [www.instagram.com](http://www.instagram.com), by means of which the Participant shows a healthy and active lifestyle, which is tagged by a hashtag formula in the form of: #activetrucker.

5. **Commission** - a team consisting of a representative of the Organizer, who examines the results of the Participants achieved after the end of the Contest and selects the Participant who received the greatest number of likes under the Contest Material on [www.facebook.com](http://www.facebook.com) and [www.instagram.com](http://www.instagram.com).
6. **Closest family members** - the closest family members are understood as the wife, husband, daughter, son, parents, sister, brother, first-degree affinities in a straight line (father-in-law).

### III. **Conditions of participation in the Contest**

1. Only Participants defined in points II.2 and III.4 of the Regulations may take part in the Contest. The absolute condition for participation and receiving the prize is to have an active profile on the portal [www.facebook.com](http://www.facebook.com) and/or [www.instagram.com](http://www.instagram.com), where the Participant's data is truthful, as well as familiarizing oneself with these Regulations.
2. Any number of Participants may take part in the Contest. The Participants declare their willingness to enter the Contest by publishing the Contest Material on their profile on [www.instagram.com](http://www.instagram.com) and/or [www.facebook.com](http://www.facebook.com) portals.
3. Participant of the Contest may be an adult natural person having full legal capacity, except for persons mentioned in section 4.
4. Participants of the Contest cannot be:
  - a) employees or co-workers of the Organizer, as well as the closest members of their families,
  - b) employees of companies belonging to the Trans.eu Group S.A. capital group,
  - c) persons who in any way took part in the preparation and conduct of the Contest, including those who are to participate in the awarding of prizes.
5. In order to take part in the Contest it is necessary to:
  - a) have an active, non-reserved account on Facebook ([www.facebook.com](http://www.facebook.com)) and/or Instagram ([www.instagram.com](http://www.instagram.com)) and active functionalities on that portal allowing you to tag the materials published on it with active hashtag formulas ("#"),

- b) go to [www.facebook.com/truckerslife.eu](http://www.facebook.com/truckerslife.eu) and [www.activetrucker.eu](http://www.activetrucker.eu) and read the Contest Regulations,
  - c) Publish on your profile at [www.facebook.com](http://www.facebook.com) or [www.instagram.com](http://www.instagram.com) the Contest Material;
6. Upon publication of the Contest Material, the user becomes a Contest Participant, and further declares that:
- a) is a person of legal age with legal capacity and is not a person indicated in point III.4 of these Regulations,
  - b) has read and accepted the provisions of these Regulations in their entirety,
  - c) consents to the processing by the Organizer of their personal data contained in their profile on the portal [www.facebook.com](http://www.facebook.com) and/or [www.instagram.com](http://www.instagram.com) for the purposes of the Contest. The Controller of personal data collected during the Contest is - within the meaning of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data and repealing Directive 95/46/EC (general regulation on data protection; hereinafter referred to as "GDPR") - the Organizer. In particular, the Contest Participant agrees to the publication of his name and surname, as well as his image (recorded in a photo or video created by the Participant) in materials related to the Contest on the Organizer's profile on Facebook and on the Organizer's website. ([www.activetrucker.eu](http://www.activetrucker.eu)). The participant has the right of access to his or her personal data, as well as the right to rectify them and the right to limit their processing;
  - d) declares that the Contest Material complies with these Regulations, does not infringe the rights of third parties and is free from any claims from third parties.

#### **IV. Goal and organization of the Contest**

1. The Contest is organized through social networking sites at [www.facebook.com](http://www.facebook.com) and [www.instagram.com](http://www.instagram.com), and the announcement of the Contest takes place on the Organizer's website at [www.facebook.com/truckerslife.eu](http://www.facebook.com/truckerslife.eu) and on the official website belonging to the Organizer ([www.activetrucker.eu](http://www.activetrucker.eu)).
2. Participation in the competition is free of charge and voluntary.
3. The aim of the competition is to connect the community of active drivers and motivate them to a healthy lifestyle. Two winners will be selected from among all Participants. Participant whose Contest Material will collect the largest number of likes ("likes") under the material tagged with hashtag formula [#activetrucker on www.facebook.com portal](https://www.facebook.com/portal), as well as the Participant who wins the biggest

number of likes under the material tagged with hashtag #activetrucker formula on the www.instagram.com portal will receive the main prize.

4. Each Participant may publish an unlimited number of Contest Materials on a daily basis, but the number of likes obtained under different Contest Materials on one profile does not add up.
5. It is forbidden to publish the Contest Materials infringing in any way the applicable law and good manners, religious feelings and legally protected interests of third parties.
6. The Organizer is not responsible for illegal publishing of the Contest Materials.
7. The Contest Participant authorizes the Organizer free of charge to use his Contest Materials (in a manner unlimited in time and territory), in particular within the framework of promotional activities undertaken by the Organizer, in all fields of exploitation listed in art. 50 of the Copyright and Related Rights Act of 4 February 1994 (Journal of Laws of 2006, No. 90, item 631, as amended). At the same time, the Participant agrees to use his personal image in the same manner, recorded in a photo or video, which he submitted to the contest. The Participant assures that he has obtained the consent to use the Contest Materials in the Contest from all its co-authors and holds the copyright to the entire work created in this way.
8. Winners of the Competition will be selected in two stages:
  - a) in the first stage, the Commission will examine the Participants' results obtained during the Contest on the portals www.facebook.com and www.instagram.com.
  - b) in the second and final stage, the Commission awards the winners of the Contest, i.e. the person who receives the largest number of likes under the Contest Material at www.facebook.com and the person who receives the largest number of likes under the Contest Material at www.instagram.com.
12. The results of the Contest and information about the winners will be published by the Organizer at <https://www.facebook.com/truckerslife.eu/> and on the website [www.activetrucker.eu](http://www.activetrucker.eu), to which each Participant agrees by registering for the Contest.
13. One of the Organizer's employees shall be appointed to supervise the proper course of the Contest and to decide on its outcome.
14. If two or more Participants receive the same number of likes, the Organizer of the Contest will select the winner by drawing lots.

15. If it is not possible to select a winner of the competition, the Organizer reserves the right not to award the prize.
16. The results will be announced in 2018. The verdict concerning the results of the Contest is the final verdict.
17. No reimbursement of costs or other expenses incurred by the Contest Participants shall be due to their participation in the Contest.
18. The Contest begins on the day of publication of the announcement that the Contest starts on [www.facebook.com](http://www.facebook.com) (19.11.2018) and [www.activetrucker.eu](http://www.activetrucker.eu), and ends on 03.12.2018 at 00:00 a.m. The Organizer reserves the right to extend the duration of the Contest without giving the reason for this change.
19. The Competition is subject to the regulations applicable in the Republic of Poland.
20. The Organizer is not responsible for any disruptions in the course of the Contest related to technical problems, including interruptions in the Internet supply.
21. Facebook.com only provides the infrastructure that makes it possible to organize the Contest. Instagram and Facebook do not sponsor, endorse, conduct, are not affiliated with or participate in the Contest, and thus are not responsible for any actions of the Organizer and the consequences resulting from conducting the Contest on the website. By entering the Contest, you represent that you are indemnifying Instagram and Facebook for any damages suffered by you in connection with your participation in the Contest. Facebook and Instagram are registered trademarks of Facebook Inc. and Instagram LLC, respectively.
22. Only the Contest Materials published during the Contest will be taken into account. Entries, photos and videos published and tagged with the "#activetrucker" hashtag before the beginning of the Contest will not be treated as Contest Materials.

## **V. Prizes**

1. For participation in the Competition, the Organizer provides for the presentation of material prizes.
2. Among all Participants, the person who receives the largest number of likes under the Contest Material on [www.facebook.com](http://www.facebook.com) and the person who receives the largest number of likes under the Contest Material on [www.instagram.com](http://www.instagram.com), will receive the main prize.

3. The prize is a mobile gas cooker and a tourist chair funded by edostawcze.pl and an #activetrucker T-shirt. The prizes will be sent by the Organizer of the Contest to the address indicated by the Winner. If the Winner does not collect the delivery, the prize is forfeited.
4. If, in accordance with the provisions of law, the value of the prize results in the tax obligation, the Organizer of the Contest will award the Participant with an additional cash prize equivalent to the lump-sum income tax on this prize. The aforementioned cash prize will not be paid to the winner of the Contest, but will be paid by the Organizer of the Contest as a lump-sum tax on the total value of the prize referred to in the Act of 26 July 1991 on Personal Income Tax (Journal of Laws of 2012, item 361). The Organizer of the Contest is solely responsible for collecting and paying the due tax.
5. In the case described in point V.4. above, the Participant is obliged to provide data enabling the submission of a PIT-8AR declaration in order to pay the tax due by the Organizer of the Contest. Providing data to the Organizer of the Contest is a condition for receiving the prize.
6. After announcing the results of the Contest, the Organizer will contact the winner of the Contest in order to collect the prize, and he will confirm his willingness to collect the prize in a return message addressed to the Organizer, at the same time setting the date of receipt of the prize.
7. If the winner of the prize is a person who does not meet the conditions specified in these Regulations, such person loses the right to the prize. The Organizer shall be entitled to award his prize to the Participant who took the next place in the Contest or to cancel the prize.
8. There is no cash equivalent for winning the prize.
9. The Organizer shall not be liable for the inability to contact the Participant and to set the date of collection of the prize or other reasons preventing or delaying the collection of the prize.
10. The Organizer undertakes to cover the tax on all equipment and items that the Participants will receive as part of the Contest, as well as tax on dietary and training consultations and for a photo session.

## **VI. Exclusion from the Contest**

1. The Organizer has the right to exclude from participation in the Contest at any time during the Contest, and after its completion also to refuse to give the prize to the Participant, in relation to whom he has made a reasonable suspicion of acting contrary to these Regulations. Information on the subject of the removed Participants will be provided only upon their specific request to the e-mail address [info@truckerslife.eu](mailto:info@truckerslife.eu).
2. In case when the Participant has taken actions aimed at bypassing security measures, falsification of results, falsification of data, the Organizer may exclude the Participant from the Contest without prior notice. Complaints will be dealt with in accordance with the rules set out in point VII of the Regulations.
3. The Organizer has the right to exclude a Participant from participation in the Contest in a situation when the Participant does not comply with the rules and conditions of the Contest provided for in these Regulations and in the Agreement. Complaints will be dealt with in accordance with the rules set out in point VII of the Regulations.

## **VII. Claims and complaints**

1. Any claims and complaints related to the Contest will be accepted by the Organizer by e-mail to the following address: [info@truckerslife.eu](mailto:info@truckerslife.eu) and in writing to the Organizer's address: Wysoka, ul. Brzozowa 2/9, 52-200 Wrocław.
2. Complaints will be considered by the Organizer within 14 days from the date of their receipt. The Organizer shall apply the provisions of these Regulations when considering complaints. The applicant will be notified of the Organizer's decision by e-mail to the e-mail address provided by the applicant.
3. The Organizer's decision regarding the complaint is binding and final.

## **VIII. Personal data**

1. The Controller of personal data is the Organizer.
2. Participants' personal data may be used in order to carry out the Contest (on the basis of Article 6(1)(b) of the GDPR), to fulfil obligations provided for by law (Article 6(1)(c) of the GDPR).
3. Personal data will not be transferred to a third country, unless such an obligation arises from the agreement concluded with the Participant, and the transfer of data will comply with the provisions of law.
4. Participants' personal data will be processed for the duration of the Contest and for the period in which it is possible to assert claims.
5. If the processing is based on consent, the data will be used until the consent is revoked. For a period of 5 years from the date of withdrawal of consent to the processing of data

The Controller may store data to a limited extent to prove the processing of such data in accordance with GDPR, unless the Controller, on other legal grounds, is obliged to process your data for a longer period of time.

6. Participants shall have the right of access to their data and the right to rectification, erasure, processing restrictions, the right to data portability, the right to object, the right to withdraw consent at any time. In order to submit an appropriate request, the User should contact the Controller by sending an e-mail to the following address [e-mail info@truckerslife.eu](mailto:info@truckerslife.eu)
7. If it is found that the processing of personal data violates the provisions of the GDPR, the Participants have the right to lodge a complaint to the supervisory body.
8. Providing personal data by the Participants is voluntary, but necessary in order to conduct the Contest.

#### **IX. Final provisions**

1. The Organizer reserves the right to change these Regulations at any time without giving any reason, at the same time providing information about the change to the Participants in the manner adopted for the announcement of the Regulations.
2. In matters not regulated by these Regulations, the relevant provisions of the Polish Civil Code shall apply. Any disputes that may arise in connection with the execution of the Contest will be settled by the court with territorial jurisdiction over the Participant's place of residence.
3. The Contest conducted on the basis of these Regulations is not a game of chance, lottery, mutual betting or promotional lottery, the outcome of which depends on the case within the meaning of art. 2 of the Act of 29 July 1992 on games and mutual betting (Journal of Laws of 2004, No. 4, item 27, as amended). 10.4. These Regulations are available on the Organizer's website  
– [www.truckerslife.eu](http://www.truckerslife.eu) and [www.activetrucker.eu](http://www.activetrucker.eu)