

**"What has been your best athletic performance so far? Leave us a comment and win the Fitness PLUS test package"**

**I. The contest is organised by:**

The Contest Organiser: Unilabs Slovensko, s. r. o., Záborského 2, 036 01 Martin, a company registered in the Commercial Register of District Court Žilina, Section: Sro, Insert No. 63112/L (hereinafter referred to as the "**Organiser**"). The organiser launches a contest called "**What has been your best athletic performance so far? Leave us a comment and win the Fitness PLUS test package**" (hereinafter referred to as the "**Contest**"). The Contest Rules are the only binding set of regulations for this contest (the "**Contest Rules**"). The Contest aims to support and promote the Organiser's services to implement them in the relevant market.

**2. Contest Duration and Venue**

The public can participate in the contest from October 21, 2022, to October 25, 2022 (both dates inclusive, i.e., until 23:59 on October 25, 2022), as specified in Article III of these Contest Rules.

It is an online contest available on the Organiser's Instagram profile:

A. <https://www.instagram.com/lab.online/>

The Organiser hereby declares that Facebook does not sponsor, promote, or participate in this contest in any way, and does not assume any liability towards the participants of the contest and its winners. The contest rules will be available on the Organiser's website [www.lab.online](http://www.lab.online) throughout the duration of the contest and within 30 days after it ends.

**3. Prerequisites to participate and compete in the contest**

Only a natural person older than 18 years old with full legal capacity, who provides the Organiser with his/her data in accordance with these Contest Rules (hereinafter referred to as the "**Applicant**" or "**Participant**"), will be allowed to participate in the Contest.

According to Article II. of these Content Rules, the Applicant shall submit the answer to the quiz question posted by the Organiser on the Instagram profile Lab.online. Each Participant may participate in the contest only once by answering the quiz question under the Organiser's contest post. If a Participant submits the same or similar comment multiple times, it will only be considered for the prize draw once. It is left to the sole discretion of the Organiser to determine whether a Participant's comments are identical or similar in content.

Should a Participant's comment be deleted, her/his participation in the contest is cancelled.

Those who do not meet the conditions for participating in the contest, and/or whose conduct breaches the Contest Rules, are not eligible for the contest. If it turns out a non-eligible person became a Participant and/or winner of the contest, despite the aforesaid (e.g., after providing false information), he/she may be excluded (eliminated) from the contest and is not entitled to a prize that will be forfeited to the Organiser without any compensation. The Organiser reserves the right to exclude a Participant from the Contest, especially in the case of suspected participation in the Contest based on fraudulent behaviour, conduct contradictory to the Contest Rules, or good manners (regardless of the author of the conduct, be it the Participant or another person). This decision, adopted by the organiser, is final and cannot be appealed to.

In the event that the eligibility rules of the contest are complied with and all conditions set out in these Content Rules are fulfilled, the Participants are eligible to win the prize. The Organiser will notify who is the winner (only 1) by commenting on the post regarding the contest after it is over.

#### **IV. Winners and Prize Draw**

Each Participant will be included in the contest prize draw. One (1) winner will be drawn out of all Participants duly participating in the contest. The prize draw is a random selection taking place on October 26, 2022 (hereinafter referred to as the "*prize draw*"). The Contest Organiser is in charge of the prize draw.

The prize to be won in the contest is: 1x Fitness PLUS test package worth € 57.10

Three (3) proxy prize winners will be randomly selected during the prize draw in case the winning prize cannot be handed over to a winner (either for reasons on the side of the winner – e.g., the winner rejects the prize, the winner could not be found, or for reasons on Organiser's side – e.g., the winner was eliminated from the contest for not complying with the conditions of this contest, or because the winner's conduct breached the contest rules). Proxy prize winners will be selected (drawn) in a fixed order (first, second, and third proxy winner), and this order will be respected (from the first to the third proxy) should they replace the winner to whom the prize has not been handed over.

#### **V. Notification of the prize and awarding of prizes**

Each winner will be notified about the prize won in the contest without undue delay, no later than 14 days after the prize draw, by a private Instagram message sent by the Organiser. The notification of the awarded prize sent to the winner of the contest includes the request to confirm the winner's interest in receiving the prize and, if necessary, to provide personal data necessary to hand over and take over the prize (email address, phone number, or address), and to agree upon specific details of awarding the prize and its use. The winner must confirm his/her interest in receiving the prize via a private message or e-mail sent and delivered to the Organiser's e-mail address included in the aforesaid notification, no later than three (3) calendar days from the date of notification pursuant to the first sentence of this point. In the event the winner does not confirm his/her interest in the contest prize within three (3) calendar days from the date he/she was notified by the Organiser pursuant to the first sentence of this point of the Contest Rules, via private message or e-mail, or he/she does not provide the data necessary for awarding the prize and negotiating the specific terms of such award, receipt, or use, which were requested by the Organiser, the winner's right to any contest prize shall fully expire without any compensation, and the winner will be replaced by a proxy winner who becomes the winner.

The prize will be awarded to the winner and used under the conditions separately agreed upon by the Customer and the winner. The Winner is not entitled to submit to the Organiser any claim except for the prize.

In the event that the prize is not awarded to the winner under the agreed terms and conditions, the winner's right to obtain and receive the prize shall expire in its entirety without any right to compensation. Likewise, if the winner cannot be contacted to agree upon awarding the prize (e.g., he/she does not answer phone calls), after the winner provided the contact details by answering the notification about the prize, within 1 calendar day counted from the first attempt to get in touch, the winner's right to receive the prize shall expire in its entirety and without any right to compensation.

The awarding of the contest prize might be conditioned upon the proof of compliance with the conditions set out in the Contest Rules; by presenting an identity document for review (e.g., an ID card) to verify the identity of the winner; and by signing the acceptance protocol and/or other document regulating the awarding and use of the prize, as prepared and provided by the Contest Organiser.

The taxes on the prize are regulated by the provisions of the applicable law in the Slovak Republic, namely Act 595/2003 Coll. on Income Tax, as amended. Wins or awards (except as

set out in Act 595/2003 Coll.) are exempted from income tax if a prize/award does not exceed EUR 350. The winner is responsible for paying the taxes.

## **VI. Specific Provisions**

There is no legal entitlement to win the contest. Neither participation, nor winning the contest can be enforced by a court proceeding. Alternative monetary reimbursement or other non-financial compensation cannot be claimed.

Participants shall not be entitled to any reimbursement under and/or in connection with this Contest other than rights expressly dictated by these Contest Rules, and such reimbursement is preconditioned by the fulfilment of all the conditions provided therefor in these Contest Rules. The winner shall not be entitled to claim any further reimbursement apart from the prize explicitly stated in these Contest Rules.

The Organiser reserves the right to change or modify the Contest Rules at any time throughout the Contest, as well as the right to extend, shorten, postpone, suspend, or completely cancel the Contest, even without giving any reason and without granting any compensation. Should the Contest Rules change, such changes will be made by an amendment to the Contest Rules and will be published on the Customer's website [www.unilabs.sk](http://www.unilabs.sk). The changes enter into force by their publication according to the previous sentence, unless a later effective date is explicitly indicated.

The Organiser is not responsible for any technical problems related to the contest, especially problems with the Facebook page, problems on the side of carriers, telephone operators or other entities. The Organiser shall not be liable for any possible damage caused by or related to winning the Contest. The Organiser reserves the right to replace the prizes according to these Contest Rules with other prizes similar in nature and value and to change the terms and conditions of the awarding of the prize. Winners do not have the right to request to have the prize replaced.

Should there be any discrepancy between the Contest Rules or parts thereof included in the marketing or other materials, and the wording of these complete Contest Rules, the wording herein shall prevail.

By taking part in the contest, and in accordance with Act 18/2018 Coll. on the Personal Data Protection, as amended (hereinafter referred to as the "**Personal Data Protection Act**"), the Participant grants the Organiser the consent to process his/her personal data to the extent they were provided by the Participant (especially the name, surname, permanent residence (city), e-mail address, telephone number) to the Organiser as the personal data controller under the Personal Data Protection Act, in order to ensure the organisation and evaluation of the contest, to verify the validity of the participation in the contest, to inform about the course and results of the contest (e.g., when the winner is announced), and possible awarding of the contest prize, and to regulate the binding legal relationship between the participant and the Organiser. The Participant grants his/her consent to provide his/her personal data for the purpose referred to above until the results of the Contest are announced or the prize is awarded, but not later than 1 month from the end of the Contest. The consent to the personal data processing under the Contest Rules granted by the Participant is voluntary and shall not condition the provision of other services by the Organiser (e.g., sale of other services). Subject to the legally imposed requirements, the data subject has (i) the right to access his or her personal data; (ii) the right to correct inaccurate personal data; (iii) the right to restrict the processing of personal data; (iv) the right to object to the processing of personal data for direct marketing purposes; (v) the right to delete personal data, in particular, if they are no longer necessary for the purposes for which they were collected or otherwise processed; or if the data subject has withdrawn consent for personal data processing; or if the legal basis for data processing ceased to exist; or if the personal data were processed unlawfully; and (vi) the right to data transfer.

The Organiser - Unilabs Slovensko, s. r. o. will process Participants' personal data for the purposes related to a contest announced pursuant to 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 the Act on the protection of personal data and on amendments to certain laws. Detailed information on the processing and protection of personal data is published on Organiser's website: <https://www.unilabs.sk/ochrana-udajov> (hereinafter referred to as the "**Privacy Policy**"). The Participant declares to have read the Privacy Policy,

including the information and recommendations about his/her rights on the Organiser's website: <https://www.unilabs.sk/ochrana-udajov>.

The Participant has the right to access his/her personal data and correct them and to withdraw his/her consent in writing - the request should be sent to the correspondence address of the Organiser, which is the Data Controller. The Participant has the right to request the Organiser remedy the defect if the Participant believes the Organiser is processing personal data contrary to the law or other generally binding legal regulations in force in the Slovak Republic. Withdrawal of consent does not affect the lawfulness of data processing based on such consent before it was withdrawn. The personal data of the Participants will be deleted within 1 month after the contest ends and prizes are awarded, unless special legal regulations dictate the obligation to keep such data longer.

## **VII. Final Provisions**

Complete and effective Contest Rules are available at [www.unilabs.sk](http://www.unilabs.sk) throughout the Contest.

By participating in the Contest, the Participant fully and unconditionally consents to the Contest Rules and undertakes to fully comply with them. At the same time, each Participant confirms that they have been informed that Facebook has not undertaken any obligations towards the Participants, and that no obligations arise for Facebook based on their participation in the contest.

Should there be any dispute related to the contest, the Organiser reserves the right to adopt the final decisions at its sole discretion.

The prize cannot be paid in cash. Any claim to the prize by judicial means is out of the question. The contest shall not be perceived as a legally enforceable promise. The Organiser of the contest shall not be held liable for any defects in prizes.

Bratislava, on October 12, 2022