

# / T&Cs „Advent Calendar Competition“

Terms and Conditions for competitions and raffles organized by Factory Berlin / Last updated: November 2020

## I. SCOPE OF APPLICATION

Factory Works GmbH, Rheinsberger Str. 76/77, 10115 Berlin (“**Factory Berlin**”, @factoryberlin on Instagram) is hosting a daily Instagram Advent Calendar Competition. The Competition is in no way sponsored, endorsed or administered by, or associated with Instagram. Participants are providing information to Factory Berlin and not any other third party. Any questions may be addressed to Factory Berlin ([legal@factoryberlin.com](mailto:legal@factoryberlin.com)).

The entry into the competition will be deemed as acceptance of these conditions of participation. These T&Cs apply in addition to the information in the respective, daily Instagram Post.

## II. CONDITIONS OF PARTICIPATION

1. The competition is only open to Berlin residents. Prizes must be picked up at one of the Factory Berlin Campuses.
2. Participants must be 18 years or older. The competition is not open to employees of Factory Berlin, with the exception of the days on which the winner is chosen entirely at random.
3. The winning prizes for the competition will be selected items from the Factory Berlin Startup Gift Guide, which can be downloaded [here](#) (with the exception of products from the following Startups: Emeka, Carbon Mobile, Luxiders Magazine, 9/10 Magazine, Playful Magazine, WunderTree, Unicaps), as well as Merchandise products from Factory Berlin. The specific prize for each day will be stated in the respective Instagram post on each day of the Advent Calendar. Factory Berlin reserves the right to substitute any prize with another of equivalent value without giving notice.
4. To participate, the participant needs to follow @factoryberlin, as well as the account of the respective startup. In addition, there are different ways to complete the entry to the competition:
  - a) The participant needs to take part in a quiz. To enter the draw the participant is required to submit correct answers. Factory Berlin Staff reserves the right to decide about the correct answer (either first correct answer wins, or winners are selected randomly);
  - b) The participant has to make a comment on the respective Instagram post to enter the draw (winners are selected randomly);
  - c) The participant has to share the respective post on their Instagram profile (Story or Feed) to enter the draw (winners are selected randomly);
  - d) The participant has to complete an activity that will be described in the respective daily post (for example: post a photo, a reel, a story...). In this case, the winner will be chosen either randomly or selected by Factory Staff.Details can be found each day in the respective Instagram post. Incorrectly completed entries will be disqualified from the selection process.
5. The competition starts each day at 8am (beginning December 1<sup>st</sup>, 2020, running until December 25, 2020) and participants can take part until 07:59am the following day. Later entries to the competition will not be accepted.
6. The winner will be notified in each case on the following day at 8pm. The winner will be announced publicly on Factory Berlin’s Instagram Channel, as well as via private message. If a winner cannot be contacted within three (3) days after the announcement or does not claim the prize within seven (7) days after the collection date agreed with them, Factory Berlin reserves the right to withdraw the prize from the winner and pick a replacement winner at random. Important: Since the prizes come from small startups, the distribution of the prizes may in exceptional cases take until February 2021.
7. As far as participants’ personal data is collected, processed or used in the context of the promotion and competition, this happens exclusively for the purpose of running the promotion and contacting the winner. Factory Berlin will not use this data to contact the participants for any other purposes and will not pass this data onto third parties. The data may be reused by Factory Berlin for its own purposes to the extent permitted by law. The participant acknowledges and agrees that they may be identifiable by commenting publicly / sharing the page / sharing the app with the hashtag publicly (e.g. by the account name or profile picture).
8. Factory Berlin reserves the right to make any changes to this promotion including the competition itself or to end it at any time.
9. The competition and these conditions of participation will be governed by German law and any dispute will be subject to the exclusive jurisdiction of the courts of Germany. There is no recourse to legal action.