

# COMPETITION REGULATIONS

## § I. GENERAL PROVISIONS

1. These regulations (hereinafter referred to as the "**Regulations**") define the general conditions of participation in the competition called ["Winter Competition"], hereinafter referred to as the "**Competition**".

2. The Organiser of the Competition is:

Fundacja British Council seated in Warsaw, registered in District Court for the Capital City of Warsaw in Warsaw, XII Commercial Division of the National Court Register under KRS number 0000449621, NIP (Tax Identity No.): 7010369489, REGON: 146529782.

phone number 22 695 59 00, phone number (for contact): 22 695 59 00, e-mail: [info@britishcouncil.pl](mailto:info@britishcouncil.pl),  
URL address [www.britishcouncil.pl](http://www.britishcouncil.pl),

hereinafter referred to as

**"Organiser"**.

3. The founder of the prizes in the Competition is the Organiser.

4. The duration of the Competition is from 1.12.2023 to 28.02.2024.

5. By joining the competition, participants accept the rules contained in the Regulations.

6. Participation in the competition is voluntary and free of charge.

7. The competition is organized on the territory of the Republic of Poland.

8. The Competition is open to natural persons and minors below the age of 18, hereinafter referred to as "**Participants**". Minors, as persons who do not have full legal capacity, may take part in the Competition provided that they obtain the consent of their legal guardian or statutory representative to participate in the Competition.

9. Participants must be current students of the Fundacja British Council.

10. The Organiser's employees and their immediate family members cannot participate in the Competition. Members of the immediate family are understood as ascendants, descendants, siblings, spouses, spouses of siblings, collateral relatives and persons adopted.

11. The competition will be announced in particular on the Organiser's website at <https://www.britishcouncil.pl/en/winter-competition>.

## § II. SUBJECT OF THE COMPETITION

1. The subject of the competition task is to create, using any artistic technique, an original work presenting what aspect of winter the participant likes most or what this season they associated it with, and deliver it to the seats of the Organiser in Warsaw, Krakow or Wroclaw, or send a photo showing the competition entry work (hereinafter referred to as the "**Work**") with a minimum

resolution of 300 dpi in JPG, JPEG, PNG format to the Organiser via e-mail sent to [konkurs@britishcouncil.org](mailto:konkurs@britishcouncil.org) with the message subject "Winter Competition".

2. After the deadline for submitting competition works, the competition committee appointed by the Organiser ("Competition Committee") will evaluate all submitted Photos and select from all Participants: One Main Prize Winner and Winners of additional awards.

3. The competition results will be announced by March 8, 2024 and published on the website [www.britishcouncil.pl](http://www.britishcouncil.pl).

4. The criterion for selecting the winners by the Competition Committee and the basis for awarding the Main Prizes to the winners by the Competition Committee is the originality, creativity and artistic value of the works submitted to the Competition.

### **§ III. RULES OF PARTICIPATION IN THE COMPETITION**

1. Only competition entries delivered to the seats of the Organiser in Warsaw, Krakow or Wroclaw, or sent by e-mail to the following address [konkurs@britishcouncil.org](mailto:konkurs@britishcouncil.org) , which include a completed "Competition Application" constituting an annex to the Regulations, will be accepted for the Competition.

2. Works that do not meet the conditions specified in the Regulations will not be taken into account in the evaluation process.

3. By delivering any Work in person or by e-mail to the Organisers in the manner specified in section 1 above Participant:

1. declares that they are the creator of the Work within the meaning of the Act on Copyright and Related Rights of February 4, 1994, and that they are entitled to all copyrights and related rights to this Work, or even though he is not the creator of the Work – they are entitled to granting licenses and permits referred to in the Regulations,

2. consents to the publication of the Competition Works on the website [www.britishcouncil.pl](http://www.britishcouncil.pl), if they are declared one of the winners of the Competition,

3. undertakes to grant the Organisers a free, unlimited in time and territorial license to use the submitted Work in the following fields of exploitation: (i) in the field of recording and reproducing the Work - producing copies of the work using a specific technique, including printing, reprographic, magnetic recording and digital technology, in particular for use in promotional materials; (ii) in the scope of trade in the original or copies on which the work was recorded - lending or renting the original or copies; (iii) in the scope of publishing the work in a manner other than that specified above - making the work publicly available in such a way that everyone can have access to it in a place and at a time of their choosing, in particular via the Internet (in particular publishing the work on the Organiser's fan pages on Facebook and websites selected by the Organiser). By granting the license, the Participant consents to the Organiser exercising derivative copyrights to the work.

4. declares that they have all the necessary and irrevocable consents of the persons whose image was used to create the Work, including consent to the publication of their image, in particular to the use by the Organiser in the scope referred to above;

5. undertakes to satisfy all claims of the Organiser due to legal defects of the submitted Work. In particular, this applies to claims by third parties for infringement of their personal rights, personal copyrights, property rights and related rights. In the event that such claims are satisfied by any Organiser or they are awarded by the Organiser, the Participant undertakes to reimburse the Organiser the amount corresponding to these claims and all related costs and expenses, including the costs of legal (litigation) representation. The Participant also undertakes to join, at their own expense and at the request of the Organiser or a competent authority, any court, arbitration or other proceedings pending with their participation and arising from the circumstances related to sending the work and using it in accordance with the Regulations by the Organiser.

6. The entry to the Competition should meet the requirements specified in the Regulations, and in particular include the name and surname, correspondence address, telephone number, e-mail address of the Participant and the consent of the parent/legal guardian to participate in the competition.

5. Competition entries that do not meet the requirements set out in the Regulations, in particular those not submitted on time, incomplete or illegible, are invalid and will be excluded from the Competition. The Competition will not include entries containing content considered vulgar or offensive or violating the personal rights or rights of third parties. The Organiser have the right to remove Works that present content generally considered vulgar or offensive or violating the personal rights or rights of third parties.

6. It is unacceptable to submit works to the Competition that:

1. violate the rights of third parties, in particular copyright and related rights,
2. contain content that is unlawful or in breach of decency, in particular offensive, vulgar, pornographic content that promotes violence, racial or religious hatred,
3. contain advertising messages,
4. are spam or unsolicited commercial information,
5. contain corrupt files or viruses,
6. contain links to other websites, in particular websites containing the content referred to above.

#### **§ IV. COMPETITION COMMITTEE**

1. The tasks of the Competition Committee include ensuring the proper conduct of the Competition, and in particular:

1. selecting the winners of the entire Competition and ensuring the awarding of prizes,
2. ensuring the compliance of the selection of winners, including the winner of prizes in the Competition, and the awarding of prizes in accordance with the Regulations and the principles of full reliability of the activities carried out,
3. proper marking and protection of Participants' data,
4. signing a protocol containing a description of the activities of awarding prizes in the Competition,,

5. participation in any complaint proceedings,
6. making decisions on matters in which doubts arise regarding the Competition, including those regarding the interpretation of the provisions of the Regulations.

## **§ V. PRIZES**

1. Three (3) prizes will be awarded in the Competition.
2. The prizes in the Competition are:
  1. Main Prize for taking first place in the Competition is 15% discount on any holiday course for children and teenagers, taking place at 1 of the 3 offices of the British Council Foundation in Warsaw, Krakow or Wroclaw, and a gift card for use in the Empik store chain worth PLN 150 gross. The decision to choose a holiday course must be made by the Main Prize Winner by June 10, 2024 and communicated to the Organizer. If a decision is not made within the specified period, the Main Prize in the form of a discount on the holiday course will be forfeited.
  2. Prizes for taking from 2<sup>nd</sup> to 15<sup>th</sup> place in the Competition are insulated bottles, each worth 55 PLN.
  3. The Prize Winners will be notified by the Organiser of their winnings by phone or e-mail to the address provided in the competition application within 3 business days of the end of the Competition, to which each Participant agrees.
  4. The awards will be distributed at the Organiser's offices in either Warsaw, Krakow or Wroclaw, in accordance with the location of the branch where a given winner studies.
  5. Prizes will be available for collection at the Organiser's offices within 14 days of the official publication of the results of the Competition i.e. until 23.03.2024.
  6. If the Participant fails to provide, in the manner specified in § III point 1 of the Regulations, his/her personal data indicated in § III point 5 of the Regulations, necessary to send the prize and settle tax, or in the event of failure to consent (including withdrawal of the declaration of consent) to the processing by the Organiser of the Participant's personal data in the scope specified above, the Competition winners lose the right to receive the prize in the Competition.
  7. The Organisers do not provide for the transfer of the right to the prize to another Participant if the prize is not collected by the Winner or in the case provided for in points. 5 and 6 above.
  8. The Winners are not entitled to exchange the prize for a cash equivalent.

## **§ VI. TAX COLLECTION**

1. Winnings obtained in the Competition with a value exceeding 2,000 PLN are subject to taxation in accordance with the Personal Income Tax Act of July 26, 1991.
2. Payment of income tax on prizes will be charged to the competition winners in accordance with the relevant provisions of law. The Organiser of the prizes, in accordance with the Personal Income

Tax Act before issuing the prizes to the competition winners, calculates, collects tax from them and pays it to the appropriate Tax Office.

## § VII. PERSONAL DATA PROTECTION

1. The Participant authorizes the Organiser to process his/her personal data to the extent and in the manner necessary for the proper implementation of the Competition, in accordance with - Regulation of the European Parliament and of the EU 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. data and repealing Directive 95/46/EC (hereinafter: "GDPR") and other generally applicable legal provisions in order to conduct the competition, award, distribute or pay prizes provided for in the competition and to promote the competition.

2. The administrator of participants' personal data is the Fundacja British Council, seated in Warsaw, registered in District Court for the Capital City of Warsaw in Warsaw, XII Commercial Division of the National Court Register under KRS number 0000449621, NIP (Tax Identity No.): 7010369489, REGON: 146529782.

3. Participants' personal data will be processed for the purposes of:

Purpose of personal data processing	Legal basis for processing
In order to participate in the Winter competition organised by the Fundacja British Council, the person of whom you are the statutory representative	where applicable - based on your consent to the processing of personal data for the purpose specified when granting it <b>legal basis:</b> art. 6 section 1 letter a GDPR  in order to perform and on the basis of the contract to which you are a party <b>legal basis:</b> art. 6 section 1 letter a GDPR
In order to fulfil the legal obligations imposed on the personal data administrator in connection with the participation in the project of the person whose statutory representative you are, resulting from legal provisions for tax and accounting purposes	fulfilment of legal obligations imposed on administrator <b>legal basis:</b> art. 6 section 1 letter a GDPR
For internal administrative purposes of the Fundacja British Council in connection with the participation in the project of the person whose statutory representative you are, related to the organization of workshops and training	implementation of legally justified interests personal data administrator <b>legal basis:</b> art. 6 section 1 letter a GDPR

In order to possibly determine, pursue or defend against claims in connection with the conduct of dispute proceedings, as well as proceedings before public authorities and other proceedings	implementation of the legitimate interests of the personal data administrator <b>legal basis:</b> art. 6 section 1 letter a GDPR
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1) Participants' personal data may be transferred to:

- other subsidiaries of the Fundacja British Council
- competition partners
- entrepreneurs providing accounting, legal, insurance, IT, consulting, archiving and destruction of documents and other services to the Fundacja British Council.

4. The Administrator will process the Participants' personal data in the following scope: name and surname, Participant's e-mail address, contact telephone number, correspondence address, and PESEL number.

5. Participants' personal data will be processed for the period necessary to achieve the purposes indicated in point 3.

2) The Administrator ensures that all persons whose personal data are processed have appropriate rights under the GDPR. Therefore, you have:

3. the right to request the deletion of personal data (the so-called "right to be forgotten") - if:

- a) the data are no longer necessary for the purposes for which they were collected or otherwise processed,
- b) the data subject has objected to the processing of data,
- c) the data subject has withdrawn consent on which the processing is based and there is no other legal basis for the processing,
- d) the data is processed illegally,
- e) the data must be deleted in order to fulfil the obligation arising from legal provisions;

4. the right to request restriction of the processing of personal data - if:

- a) the accuracy of the personal data is contested by the data subject,
- b) the data processing is unlawful and the data subject objects to the deletion of the data and requests their restriction instead,
- c) the controller no longer needs the data for its purposes, but the data subject needs them to establish, defend or pursue claims,
- d) the data subject has objected to the processing of data - until it is determined whether the legally justified grounds on the part of the controller override the grounds for objection;

5. the right to withdraw consent to the processing of personal data. To the extent that you have consented to the processing of personal data, you have the right to withdraw it. Withdrawal of consent does not affect the lawfulness of data processing carried out on the basis of consent before its withdrawal.

6. You can contact the Data Administrator via the e-mail address [rodo@britishcouncil.pl](mailto:rodo@britishcouncil.pl) or in writing to the address of the administrator's registered office with the note "Data protection".

7. Providing personal data is voluntary, but necessary to conduct the competition.

## **§ VIII. COMPLAINTS AND FINAL PROVISIONS**

1. Complaints regarding the announced results of the Competition may be submitted by post to the Fundacja British Council address with the note "Winter Competition".
2. Complaints regarding prizes in the Competition may be submitted by post to the address of the Fundacja British Council address with the note "Winter Competition".
3. The Organiser is not responsible for:
  1. untruthfulness of data and statements submitted by Participants;
  2. failing to deliver the prizes due to the Competition winners providing incorrect personal data.

4. The Regulations are valid from their announcement on the Organiser's website: [www.britishcouncil.pl](http://www.britishcouncil.pl) until the end of the Competition, provided that their provisions - to the appropriate extent - will be applied to carry out any complaint proceedings and until the limitation period for any claims arising from the competition.

## Annex No. 1 to the Regulations

### Application form for the Fundacja British Council's Competition, "Winter Competition"

NAME AND SURNAME OF THE AUTHOR AND AGE OF THE AUTHOR	..... ..... ..... .....
TITLE OF THE WORK	..... ..... ..... .....
NAME AND SURNAME OF PARENT/LEGAL GUARDIAN	..... ..... ..... .....
PHONE, EMAIL ADDRESS AND RESIDENTIAL ADDRESS OF THE PARENT/LEGAL GUARDIAN OF THE AUTHOR OF THE WORK	..... ..... ..... .....

As the author of the work/parent/legal guardian of the author of the work, I declare that:

- 1) I consent to my participation / participation of my child / ward in the competition organized by the Fundacja British Council, in particular to submit his/her work in the aforementioned competition;
- 2) I have read the Competition Regulations and agree to their provisions and accept the described competition rules;
- 3) I confirm that the author of the work meets all the conditions that entitle him to participate in the competition, I give the necessary consents, in particular those indicated below; I also declare that the submitted photographic work is new and original, i.e. my own work, with full copyright to the work indicated in the application by the author of the work.
- 4) the submitted work does not violate the rights of third parties or applicable law. I also declare that I accept full legal responsibility in the event of not having the authority to submit my work to the competition and violating the copyrights and/or personal rights of third parties.
- 5) I have read the information clause contained in the Regulations.
- 6) I am aware that providing the data is voluntary and that I have been informed about the right to access the provided data and the possibility of correcting it;
- 7) I consent to the name and surname of the child - author of the work being made public in all information about the competition and its results as well as publications and printed materials in connection with the organization of the competition, including publications in electronic media, on websites, in the media social media, at exhibitions, etc.;
- 8) I consent to the processing of personal data of the child - the author of the work included in the application - by the Competition Organiser, in the scope of maintaining competition documentation and implementing the competition. Expressing consent is voluntary, but lack of consent will prevent



participation in the Competition. This consent is not limited in time or territory and is provided free of charge;

9) I consent to the Organiser using the submitted work of the child - the author of the work, as well as its publication, in particular for competition purposes;

10) upon submitting the competition work to the Competition Organiser, the participant grants a free license, without time or territorial limits, to use the submitted work in the following fields of exploitation: (i) in the field of recording and reproducing the work - producing copies of the work using a specific technique, including printing techniques , reprographic, magnetic recording and digital technology, in particular for use in promotional materials; (ii) in the scope of trade of the original or copies on which the work was recorded - lending or renting the original or copies; (iii) in the scope of publishing the work in a manner other than that specified above - making the work publicly available in such a way that everyone can have access to it in a place and at a time of their choosing, in particular via the Internet (in particular publishing the work on the Organiser's fan pages on Facebook and websites selected by the Organiser). By granting the license, the Participant consents to the Organiser exercising derivative copyrights to the work.

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Date, place and legible signature of the parent or legal guardian of the author of the work