

# Legal Bases of participation

## D.O. Cava Contest - International Cava Day 2023

### 1. ORGANIZING COMPANY AND PURPOSE OF THE PROMOTION.

The organizer of the promotion is the Consejo Regulador de la Denominación de Origen Protegida Cava (hereinafter, "D.O. Cava"), with registered office at Avenida Tarragona number 24, Vilafranca del Penedès, Barcelona (Spain), with NIF: Q0871003J. The D.O. Cava guarantees to be in possession of the prizes described in these terms and conditions and declares its commitment to deliver them to the winner.

The purpose of the action is to promote the International Cava Day and, consequently, the sparkling wine under the Denominación de Origen Protegida Cava. The promotion will be carried out through the official profiles of the D.O. Cava on Twitter, Facebook, LinkedIn and Instagram, as well as on the website of the D.O. Cava ([www.cava.wine](http://www.cava.wine)).

### 2. PARTICIPATION AND TERRITORIAL SCOPE

Full acceptance of these terms and conditions is a prerequisite for participation in the contest.

Dates:

The sweepstakes will begin at 12:00 noon on Thursday, June 29, 2023 and will end at 23:59 noon on Monday, July 10, 2023.

Participation in the sweepstakes:

- Any natural person, over 18 years of age, may participate in this promotion.
- Promotion limited to one prize per winner.
- Promotion valid nationally and internationally.

### 3. MECHANICS OF THE PROMOTION

To participate, the following requirements are necessary:

- Follow the D.O. Cava on Instagram (@cava.do).
- Share the design of the bottle cap within the period established in point 2 of this document, through one of the two channels provided by the D.O. Cava:
  - Post the photograph of the design on Instagram with the Hashtag #CavaDesignContest.
  - Publish the design on the Easypromos platform enabled within the D.O. Cava website: <https://www.cava.wine/en/discover/cava-design-contest/upload-cava-design-contest/>

- The proposed design must meet the following requirements:
  - The design submitted must involve creative work. The proposal must contemplate an artistic work either by means of graphic or plastic design, photographs will not be considered.
  - You can choose the colors and fonts used in the design.
  - The design may be submitted in png, jpg and pdf format.
  - Subsequently, the winning proposal will be asked to add the D.O. Cava logo and the star of the traditional method in a minimum size of 2mm high. It must also be adapted to vector format.
  - A template in round format will be available on the D.O. Cava website so that the participant can see the effect of the design in Cava cap format.
  - The winning design will be included in a limited edition of bottles of Guarda Superior Gran Reserva of the Cava Regulatory Board.
  - Each participant will be able to participate with only 1 design.

The winner will be chosen among the participants who have fulfilled ALL the requirements determined in the promotion and by a panel composed of members of the D.O. Cava and Maria Diamantes (@mariadiamantes), designer and illustrator.

#### SELECTION CRITERIA FOR THE WINNING PROPOSAL

- Originality.
- Connection with the product to which the design refers and link with Cava.
- Space and composition of the elements on the cap.

#### **4. AWARD**

There will be a total of 1 winner for which the prize is as follows:

- The winner's design will be printed on the caps of a limited edition of the Cava Regulatory Board's Superior Guard Cava.
- Mention of his/her name and design in the different social platforms of the Cava D.O. Cava.
- The winner will receive an exclusive set of 6 bottles of Cava with their original design.

\*This prize will not be redeemable for its monetary value.

Prize delivery:

The winner will be notified through public communication on Instagram and D.O. Cava social networks. Likewise, the D.O. Cava will contact the winner via direct message on Instagram to request his/her contact details (name, surname, email, telephone, address).

The winner will have a maximum of 3 calendar days to reply to the promotion organizer's message. The D.O. Cava will proceed to send a total of two reminder messages if no response is received during this same period of time. If no response is received from the winner, the prize will go directly to the first alternate, and so on until the winner is exempt.

The participant is responsible for reviewing the contact information he/she provided to participate in the contest, as well as for reviewing the messages sent to his/her Instagram account.

In the event that the winning user is restricted from receiving private or public messages and does not contact D.O. Cava once the winner is announced in the profile, the prize will go directly to the first alternate, and so on.

After verifying the winner's data, we will proceed to coordinate the prize with him/her.

If the winning entry does not meet the requirements described in these rules, it will be considered void, and therefore, the prize will go to the chosen substitute.

The prize is personal and non-transferable.

D.O. Cava reserves the right to change the prizes in case it is not possible, for reasons beyond its control, to deliver them. In this case, D.O. Cava undertakes to ensure that the prize has the same or better characteristics than the announced prize.

## **5. LIABILITY OF THE ORGANIZER.**

D.O. Cava is not responsible for any liability for damages of any kind that may be due to the temporary lack of availability or continuity of the telecommunications networks.

D.O. Cava reserves the right to modify or add subsequent annexes to its mechanics and prizes, as long as they are justified or do not harm the participants, and they are duly communicated to them.

D.O. Cava will not be responsible for any delays, losses or deterioration in the shipments that may occur due to causes not attributable to it. The organizer will also not be liable for cases of force majeure or those beyond its control that may prevent the winner from enjoying all or part of the prize.

D.O. Cava will be exempt from any liability in the event of any of the aforementioned cases.

In the event that this promotion cannot be carried out due to technical errors or any other reason beyond the control of the promoter of the contest, and which affects the normal development of the promotion, D.O. Cava reserves the right to cancel, modify and/or suspend the promotion.

## **6. EXCLUSION AS PARTICIPANTS.**

The following are not eligible to participate in the sweepstakes and therefore be winners of the prizes:

- a) Minors under 18 years of age.
- b) Employees of the Regulatory Board of the Protected Designation of Origin Cava or any of its affiliated companies.

c) Employees of the companies, advertising agencies or promotion agencies involved in the promotion.

D.O. Cava reserves the right to request the personal accreditation of the participants.

If the winner who opts for the prize does not comply with the requirements set forth in these rules, or the information provided to participate is not valid or does not provide the necessary information requested, which may include a copy of his/her identification document, he/she will not be eligible for the prizes included in this promotion.

## **7. RESPONSIBILITY OF SOCIAL NETWORKS**

Pursuant to the provisions of the promotion policies in effect for the social networks that will be used to promote the contest, it should be noted that:

a) They do not sponsor, endorse or administer this promotion in any way, nor are they associated with it.

b) They are exonerated from any responsibility on the part of each contestant or participant.

c) The information provided by participants within the framework of this promotion will be exclusively managed by D.O. Cava (not by Instagram, Twitter, Facebook or LinkedIn), in accordance with the provisions of sections IX (image rights) and X (protection of personal data) below.

## **8. DETECTION OF FRAUDULENT PARTICIPATION.**

D.O. Cava reserves the right to exclude from this promotion those users who it suspects or detects that they have participated in any fraudulent manner, and may request any type of documentation to confirm or eliminate any type of suspicion. Failure to provide the requested documentation will result in the immediate elimination of the participant.

D.O. Cava reserves the right to justifiably eliminate any participant who defrauds, alters or disables the proper functioning and the normal and regulatory course of the contest. To this end it will check, to the best of its understanding, that the Instagram profiles are real profiles.

D.O. Cava reserves the right to exclude from the promotion those participants who use illegal practices to get profiles to join its chain such as spam, creation of fake profiles, fraudulent advertising, payment for participating and any other that is considered to alter the proper functioning of the promotion and good faith in the participation.

## **9. IMAGE RIGHTS. INTELLECTUAL PROPERTY RIGHTS.**

Participants expressly authorize D.O. Cava to reproduce, use and disseminate their images, as well as their names and surnames in any advertising and/or promotional activity related to this promotion, in any media, including the Internet, without such activities conferring any right to remuneration or benefit whatsoever, except for the delivery of the prize won in accordance with these rules.

\*The winning artist will be mentioned in the different channels of the DO.

In the same way, the winners undertake to transfer their intellectual property rights of the works to D.O. Cava to publish their name, photographs, videos or any audiovisual material generated at the time of publication of the winners, collection and enjoyment of the prize in the aforementioned media.

Otherwise, it is understood that they renounce the prize.

## **10. PROTECTION OF PERSONAL DATA.**

The company responsible for the processing of your data is D.O. Cava, which takes the protection of your privacy and personal data very seriously. Therefore, your personal information is kept securely and treated with the utmost care.

In accordance with the provisions of the applicable regulations on data protection, and specifically 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, each participant, by accepting these Legal Bases consents that the personal data provided for participation in this contest will be incorporated into a file owned by D. O. Cava in order to process the participation in the contest and to communicate the prize in case of winning.

We inform you that your personal contact details will be used for the following purposes:

- To communicate to the participant the prize in case of being a winner.

Participants guarantee that the personal data provided are truthful and are responsible for informing D.O. Cava of any change in them.

D.O. Cava reserves the right to exclude from this promotion any participant who has provided false information.

D.O. Cava cannot be held responsible for any illicit theft, modification or loss of data.

Participants have the right to (I) access their personal data, as well as to (II) request the rectification of inaccurate data or, where appropriate, request its deletion, (III) request the limitation of the processing of their data, (IV) oppose the processing of their data and (V) request its portability.

Participants may exercise all these rights at the following email address [consejo@cava.wine](mailto:consejo@cava.wine) indicating the reason for their request.

Without prejudice to any other administrative or judicial remedy, the participant shall have the right to lodge a complaint with a Supervisory Authority, in particular in the Member State in which he/she has his/her habitual residence, place of work or place of the alleged infringement, in case he/she considers that the processing of his/her personal data is not lawful, as well as in case he/she is not satisfied with the exercise of his/her rights.

The Control Authority to which the complaint has been submitted will inform the complainant about the course and outcome of the complaint.

**11. APPLICABLE JURISDICTION.**

The participants and the organizing company accept that any controversies that may arise in the interpretation or execution of these rules shall be subject to the jurisdiction of the Courts and Tribunals of Barcelona for their resolution.