

## **Conditions of participation including data protection information for prize draw „ZIERER give-aways (cap, polo, mints)“ on Facebook**

**These conditions of participation including data protection information apply to the prize draw „ZIERER give-aways (cap, polo, mints)“.**

### **1. Organizer**

Organizer of the prize draw is ZIERER Karussell- und Spezialmaschinenbau GmbH & Co. KG, Josef-Wallner-Str. 5, 94469 Deggendorf, Germany („ZIERER“ or „we“). Facebook is not associated with the prize draw and does not support or organize the prize draw. By participating in the prize draw all participants shall indemnify Facebook from any claims or liability in connection with the prize draw.

### **2. Participants**

Persons older than 16 years of age at the time of participation are entitled to participate. Participants may have to prove their eligibility to participate in the prize draw. If participants do not prove their eligibility within the deadline set by ZIERER, ZIERER reserves the right to exclude participants from the prize draw.

### **3. Prize**

The prize is a surprise package consisting of different ZIERER give-aways (cap, polo, mints). In the unlikely event that a prize is not available, ZIERER reserves the right to replace it by an equivalent prize at its own discretion.

### **4. How does the participation take place?**

To participate in the prize draw, the participant has to like the corresponding post from ZIERER regarding the prize draw "ZIERER give-away (cap, polo, mints)" until 30th September 2020, 11.59 pm, comment the post with #winZIERERcap #winZIERERpolo and follow the Facebook account of ZIERER. The participation in the prize draw is free of charge. The participation is independent of the purchase of products or services of ZIERER against payment.

### **5. Determination and notification of prize**

The winner will be drawn at random and will soon be published below the post. The winner has to provide the necessary information immediately, at the latest however within 14 days, after announcement of the winners by means of a private direct message to ZIERER. This information consists of the winner's name, date of birth and address for delivery purposes. If the winner doesn't respond within 14-day period, the prize will be forfeited without compensation.

### **6. Transmission of prize**

After receipt of the information provided by winner to ZIERER according to Point 5. the prize will be sent by post to the address indicated by winner. In case of undeliverable prize ZIERER is not obligated to make further investigations. The entitlement of the prize will then forfeit. The risk of deterioration and accidental loss shall pass to the winner upon dispatch.

### **7. Exclusion of participants of prize draw**

ZIERER reserves the right to exclude participants, who violate against these conditions of participation or try to gain an advantage by manipulation, from participation in the prize draw

without giving reason. In such a case, the prize can also be subsequently withdrawn and reclaimed. A participant may be excluded in particular if the participant (i) is not eligible to participate, (ii) has provided incomplete or untruthful information during participation, (iii) has used unauthorised aids or otherwise obtained inadmissible advantages through technical or other manipulations (e.g. manipulation of prize draw), (iv) has committed fraudulent acts in connection with participation, (v) has violated applicable law with his participation or (vi) has attracted attention through other unfair or irregular conduct. The same applies to any attempt to commit above-mentioned acts.

### **8. No transmission of prize**

If the prize cannot be transmitted to the winner (e.g. because the claim of the prize is forfeited due to the conditions of participation or the winner does not accept the prize), it is left to ZIERER's own discretion to decide what to do with the prize (e.g. whether the prize will be awarded according to these conditions of participation the prize will be transferred to the participants, who did not win or whether the prize will not be awarded and e.g. used for another prize draw).

### **9. Premature termination of prize draw**

ZIERER can interrupt, abort or prematurely terminate the prize draw at any time without prior notice, if interruptions, manipulations or similar occur which impair the administration, security, fairness or integrity of the prize draw process. No claims of the participants can be derived from interruption, abort or premature termination. An appropriate message about the interruption, abort or premature termination of the prize draw will be published on Facebook.

### **10. Data protection**

Controller for the purposes of the General Data Protection Regulation (GDPR) Art. 4 No. 7 is:  
ZIERER Karussell- und Spezialmaschinenbau GmbH & Co. KG  
Josef-Wallner-Str. 5  
94469 Deggendorf  
Phone: +49(0)991 9106-0  
www.zierer.com  
e-mail: info@zierer.com  
Data Protection Officer of the controller is:  
Mr. Tobias Damasko (aigner business | solutions GmbH)  
Goldener Steig 42  
94116 Hutthurm  
Phone: +49(0) 8505 91927-20  
Fax: +49(0) 8505 91927-69  
e-mail: tobias.damasko@aigner-business-solutions.com  
www.aigner-business-solutions.com

**Extent and purpose of data processing:** We process the following personal data to carry out the prize draw and to send the prize: name, address, date of birth. The personal data of the participants will be collected, processed and used exclusively for the purpose of carrying out this prize draw in compliance with the legal data protection regulations and will not be used for other purposes. We process the personal data to determine, among other things, whether you are eligible to participate. If you don't provide us the above-mentioned data, it will not be possible to participate in the prize draw or to transfer the prize.

In the case of a prize, that is sent by post, we will also use your full name and postal address. Your address data is exclusively used for sending the prize. If you don't provide us with the above data, it will not be possible to send the prize by post.

**Legal basis of the processing:** The processing serves exclusively the purpose of the prize draw. The legal basis for the processing of personal data is

Art. 6 para. 1 letter b) GDPR.

**Recipient of the personal data:** We pass on your personal data for processing to the respective internal department as well as to external service providers (delivery service providers) and contact processors (e.g. hosting service provider) in accordance with the required purposes (to carry out the prize draw). Your data will also be processed by Facebook due to the use of the platform. Reference is made to the Facebook data protection information, which can be viewed under the following link:  
<https://de-de.facebook.com/policy.php>

**Storage period:** After the winner has provided his data for sending the prize, your data processed within the scope of the prize draw, is deleted within 30 days.

**Your data subject rights:** Each affected person has the right of access acc. to Art. 15 GDPR, the right to rectification acc. to Art. 16 GDPR, the right to erasure acc. to Art. 17 GDPR, the right to restriction of processing acc. to Art. 18 GDPR, the right to data portability acc. to Art. 20 GDPR as well as the right to object acc. to Art. 21 GDPR. In addition, there is a right of appeal to the data protection supervisory authority (Art. 77 GDPR in connection with § 19 of the German Federal Data Protection Act (BDSG)).

The supervisory authority responsible for us is the:  
Bavarian State Office for Data Protection Supervision (BayLDA)  
Promenade 18  
91522 Ansbach  
Germany  
Phone: +49 (0) 981 180093-0  
Fax: +49 (0) 981 180093-800  
e-mail: [poststelle@lda.bayern.de](mailto:poststelle@lda.bayern.de)

#### **11. Transfer, cash payment, legal action**

A cash payment of the prize is not possible. Possible claims to the prize are not transferable. Legal action is excluded.

#### **12. Governing law**

The prize draw is exclusively subject to the law of the Federal Republic of Germany.

#### **13. Invalidity of individual clauses**

If any clause of these conditions is invalid, the validity of the remaining clauses shall remain unaffected.

#### **14. Consumer arbitration**

We hereby inform you that ZIERER does not participate in dispute resolution procedures of customer arbitration board and is not obliged to do so.

#### **15. Contact**

If you have any questions about these conditions of participation, you can contact us in writing at:  
ZIERER Karussell- und Spezialmaschinenbau GmbH & Co. KG  
Josef-Wallner-Str. 5  
94469 Deggendorf  
Germany  
or by  
e-mail to: [info@zierer.com](mailto:info@zierer.com)

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