

Arts Rising Festival Visual Arts - Photography - Scavenger Hunt Contest Official Rules

- No purchase necessary to enter or win a prize in this Contest
- This Contest is in no way sponsored, endorsed or administered by, or associated with, Instagram or any other social media used throughout the contest
- Contest void where prohibited by law

By submitting a photograph or photographs into the Penticton Arts Council ("PAC") Arts Rising Festival Visual Arts - Photography - Scavenger Hunt Contest (the "Contest"), all Entrants agree to be bound by these Official Rules ("Official Rules").

WHO:

- The Contest is open to Canadian residents (excluding residents of Quebec) who are at least 13 years of any age, are not professional photographers and who have an Instagram account in good standing as of the date of entry into the Contest and through the time of prize award (the "Entrants"). If Entrant is under the age of 18, they must be able to present to PAC written permission from their primary parent or guardian on PAC's Photo Contest Declaration of Eligibility, Liability and Publicity Release.
- Board Members and Staff of PAC are eligible to enter the Contest, but will not be eligible to win any prizes.
- Participation in the Contest constitutes Entrant's full and unconditional agreement to abide by these Official Rules, which are final and binding in all matters related to the Contest.

WHAT / HOW:

- Entrants must follow Arts Rising @artsrising (<http://instagram.com/artsrising>) on their Instagram account before creating an Entry Post to enter the Contest.
- To enter, Entrants must take a photograph during the Contest Period of any number of scavenger hunt items ("Submission") which will be posted on <https://www.artsrising.ca> and <https://www.facebook.com/ArtsRisingFest/> on or before September 21, 2017 ("Scavenger Hunt Items"). After creating his/her Submission, each eligible individual can enter the Contest during the Contest Period by logging into his/her account on Instagram and uploading his/her Submission, tagging @artsrising and providing the following required language in the caption: #ArtsRising #ArtsRisingPhotoContest ("Entry Post").
- All Submissions and Entry Posts must be made between 1:00 pm (PST) on September 21, 2017 and 12:00 pm noon (PST) on September 24, 2017 (the "Contest Period"). All Submissions must be taken at Arts Rising Festival Penticton or at specific locations that are named in the Scavenger Hunt Item list.
- Entrants are responsible for paying all admission fees or donation amounts, and ensuring they meet entry requirements, including but not limited to age restriction, that may be required in order to gain access to Scavenger Hunt Items that are located at Arts Rising Festival Penticton events or its affiliated locations during the Contest Period.
- Entrant's Instagram profile settings must not be set on private for his/her Entry Post to be eligible for the Contest. It is each Entrant's responsibility to timely set his/her account settings so that PAC and the judging panel is able to view his/her Entry Post. PAC is not responsible for misspellings, typographical errors, or other issues that may affect an Entry Post from being located using a search to find eligible entries. PAC, at its sole discretion, may accept or disqualify an Entry Post that is incomplete, incorrect, is accompanied by a technically incorrect required unique hashtag term, or contains content in addition to the required content. Entrant's Entry Post must remain active on his/her Instagram account through winner selection and prize award for the Contest to be eligible. Winner selection will take place between noon and 4 pm (PST) on September 24, 2017 and prize awards are scheduled to take place between 5:00 pm and 6:00 pm (PST) on September 24, 2017. There is no limit on the number of entries per person except that a person can enter a maximum of one (1) photograph per each Scavenger Hunt Item and no Entry Post may be submitted more than once over the course of the entire Contest Period, as determined in PAC's and the Judging Panel's sole discretion.
- Only Entry Posts that are posted, identified and recorded on Instagram's servers during the Contest Period and available during the winner selection and prize awards will be considered. Other proof of submitting an entry (such as a printed or copied screen showing a purported Entry Post on entrant's account feed on the Instagram) does not constitute actual receipt of the entry for purposes of this Contest. Each Entrant must be the rightful owner of the Instagram account utilized for entry. Instagram's database clock will be the official timekeeper for this Contest. Each Entrant should review

all information entered for accuracy purposes and make all corrections necessary to inaccurate data before submitting his/her entry. Entries will not be acknowledged. Entries or participation that is generated by a macro, bot, or other automated means will not be accepted and will be void.

- The content of an entered photograph must be acceptable for all viewing audiences. Penticton Arts Council (“PAC”) will automatically disqualify any Entrant that submits a photograph that contains any obscene or indecent content that PAC, in its sole discretion, finds vulgar, offensive or inappropriate for public viewing, or that presents PAC or Arts Rising Festival in a negative light.

WHEN:

- The Contest opens at 1:00 pm (PST) on September 21, 2017 and closes at 12:00 pm noon (PST) on September 24, 2017. All Entry Posts must be posted on the Entrant’s Instagram account by 12:00 pm noon (PST) on September 24, 2017.
- The winning entries will be announced and winners notified by no later than 10:00 p.m. PST on September 24, 2017. Winners will be notified on Instagram by way of comment from @artsrising on the winning Entry.

CONTEST PRIZES, CHANCES OF WINNING:

- Limit ONE (1) prize per person (“Prize”).
- The chances of winning a Prize will depend on the total number of eligible photographs received and the evaluation of the photographs in their digital form on Instagram by the judging panel.
- All Entry Posts to the Contest will be reviewed by the panel of judges for eligibility.
- Contest winners will be selected by a panel of judges.
- First prize will be judged based on the following judging criteria: composition, content/originality, technical quality and visual impact. First prize is valued at \$50.
- Runner-up prize will be judged based on the highest number of eligible Scavenger Hunt Item Entry Posts made by an Entrant. A maximum of one (1) photograph for each Scavenger Hunt Item is allowed per Entrant. Runner-up prize is valued at \$35. In the event of a tie in the number of eligible Scavenger Hunt Item Entry Posts made by multiple Entrants, the judges will by majority vote, select the best Entry Post made by each tied Entrant, and will judge the selected Entry Posts based on the following judging criteria: composition, content/originality, technical quality and visual impact.
- Contest winners must claim their Prize from Penticton Arts Council, located at 220 Manor Park Ave, Penticton, BC V2A 2R1 within one (1) calendar year from the date of announcement, failing which winner agrees to forfeit their right to the Prize. Prizes are not transferable, and no prize substitutions, cash or equivalents are permitted. All monetary amounts are indicated in Canadian dollars. The winning Entrants will be solely responsible for bearing any income or other taxes, fees, or other costs relating to any Prize.
- PAC reserves the right to substitute a prize of equal or lesser value for any of the Contest Prizes.

CONTEST WINNERS:

Contest winners will be notified and confirmed as follows:

- The winners will be determined in the sole and absolute discretion of PAC and the selected panel of judges. Winners will be selected by a panel of judges between noon and 5:00 pm (PST) on September 24, 2017. All decisions by PAC and the judging panel are final.
- PAC reserves the right to contact entrants for verification purposes and administration of the Contest.
- PAC will attempt to notify the potential winners on September 24, 2017 via the direct message feature on Instagram and/or commenting on the potentially winning Entry Post, in PAC’s sole discretion. Such notification will contain instructions for the next steps in the winner verification process. If Entrant is not a follower of @artsrising or other handle used for any such direct message notification, Entrant must accept any such notification from PAC. If Entrant cannot receive direct messages from PAC (either as a follower or someone who accepts a direct message), Entrant may not be able to receive winner notifications in this Contest. Winner will be required to respond to winner notification within fourteen (14) days of notification, or any prize won may be forfeited (in PAC’s sole discretion).
- Each potential winner will be required to complete, sign, and return a presented declaration of eligibility and liability/publicity release within the time specified by PAC, or the Prize will be forfeited in its entirety. If a notified potential winner is not eligible, forfeits Prize, or declines Prize, an alternate winner may be selected.
- Publicity Release: Entrants further grant to PAC the right to use and publish their Instagram account name, their proper names and likenesses online and in print in any other media in connection with the Contest. Acceptance of a Prize constitutes permission for PAC to use winners’ names and likenesses for advertising and promotional purposes without additional compensation unless prohibited by law.

- Unclaimed Prizes/Second Chance Drawing: If a Prize is not claimed for any reason, it will be awarded to an alternate winner by PAC. All remaining eligible entries after the original prize selection will be considered for selection as an alternate winner. The alternate winners will be notified as soon as possible after their selection. Odds of winning a prize as an alternate winner depend on the number of eligible entries received.

ADDITIONAL TERMS:

With regard to any photograph submitted to the Contest, the owner of the photograph's copyright retains all copyright. By submitting a photograph to the Contest, you hereby grant to PAC a perpetual, irrevocable, royalty-free, worldwide, non-exclusive license to use, copy, adapt, transmit, communicate, publicly display and perform, distribute and create compilations and derivative works or merchandise, and otherwise use your photograph, or any portion thereof (including without limitation any names, likenesses, or personas shown in the photograph), in connection with the Contest and for any other purpose (including without limitation for entertainment, advertising, marketing, promotional and/or publicity purposes), and to incorporate your photograph into other works in any manner, form, media or technology now known or later developed. You agree that it is your sole responsibility to obtain all permissions and releases necessary for the grant of the rights contained in this paragraph. You will not be entitled to compensation for any use by PAC, or its agents, licensees or assignees, of your photograph.

In the event copyright of any photograph submitted by an eligible Entrant belongs to a person under 18 years of age, permission to enter the photo in the Contest, reprint, publish or otherwise reproduce the images, as described above, must be obtained, in writing from the child's parent or guardian prior to entry of the photograph in the Contest by way of the Photo Contest Declaration of Eligibility, Liability and Publicity Release.

By entering the Contest, Entrant releases, indemnifies and holds PAC and its respective officers, directors, agents, and employees harmless from any and all responsibility or liability arising out of or relating to: (i) any personal injury, death, property (including computer) damage, or other loss or claim of any kind arising from or in connection with any violation of these Official Rules, the Contest, or any entered photograph; (ii) any entry or other materials that have been tampered with, that are misdirected, incomplete, incorrect, non-conforming, corrupt, lost, late, or ineligible; (iii) computer, telephone, cable, satellite, network, hardware, software, or other technical malfunctions or failures; Internet or website inaccessibility or delays; printing or typographical errors in any Contest materials; or any other technical or human errors occurring in connection with the Contest; and (iv) any third party claim which, taking the claimant's allegation to be true, would show the Entrant to be in breach of any of its warranties set out herein.

By entering the Contest, Entrant agrees to accept and abide by the Official Rules of this Contest and agrees that any dispute with regard to the conduct of this Contest, rule interpretation, or award of prize, shall be resolved by PAC, whose decision shall be binding and final.

This Contest is governed by the laws of the Province of British Columbia, and all entrants consent to the exclusive jurisdiction and venue of the Courts of the Province of British Columbia for any disputes arising out of this Contest. All federal, provincial, and local laws and regulations apply. By participating, Entrant agrees to release and hold harmless PAC and its respective officers, directors, agents, and employees from any injury, loss or damage to person, including death or property damage due in whole or in part, directly or indirectly to the acceptance, use, or misuse of a prize, participation in any Contest-related activity, or participation in the Contest. PAC and its respective officers, directors, agents, and employees are not responsible for any typographical or other error in the printing of this offer, administration of the Contest or in the announcement of prizes, including such error as may give an erroneous indication that a prize has been won. In the event PAC is prevented from continuing with this Contest, or the integrity and/or feasibility of the Contest is undermined by any event including but not limited to fire, flood, epidemic, earthquake, explosion, labour dispute or strike, act of God or public enemy, satellite or equipment failure, riot or civil disturbance, war (declared or undeclared), terrorist threat or activity, or any federal, provincial, or local government law, order or regulation, order of any court or jurisdiction, or other cause not reasonably within PAC's control (each a "Force Majeure" event), PAC shall have the right, in its sole discretion, to abbreviate, modify, suspend, cancel, or terminate the Contest without notice or further obligation. If PAC, in its discretion, elects to abbreviate the Contest as a result of a Force Majeure event, PAC reserves the right, but shall have no obligation, to select the winner(s) from among all valid and eligible entries received up to the time of such Force Majeure event.

Personal information collected from Entrants by PAC will be used by PAC and Felts Photo & Printing Services and their affiliates to administer the Contest and in connection with the publication and display of winning photographs.