

## **Terms and Conditions – Mitsubishi Electric “Win a LX French Door Designer Series Fridge” Competition**

The Competition is promoted by Mitsubishi Electric/BDT (exclusive distributor of Mitsubishi Electric products in NZ), and affiliated companies.

A participant in this competition is referred to as ‘entrant’ or ‘you’.

This Competition is in no way sponsored, endorsed or administered by, or associated with, Facebook.

### **Entry and Eligibility**

The Competition is open to persons 13 years old or over who reside in New Zealand.

Entry into the competition starts Friday 1<sup>st</sup> December 2017 at 10:00am NZST and will close Monday 18<sup>th</sup> December at 11:00pm NZST.

Employees or immediate families of Mitsubishi Electric/BDT or affiliated companies are not eligible to enter the competition or receive any prize.

You may only enter the competition through the official Mitsubishi Electric website: [www.mitsubishi-electric.co.nz](http://www.mitsubishi-electric.co.nz). Entry into the competition is automatic upon submission of a correct and fully completed online entry form. You can receive an added entry if you ‘Like’ the Mitsubishi Electric in NZ Facebook page between 10.00am on Friday 1<sup>st</sup> December 2017 and 11.00pm Monday 18<sup>th</sup> December 2017. You can ‘Like’ the page at the following URL: <https://www.facebook.com/MitsubishiElectricNZ/>.

No purchase of products or services is necessary to enter the Competition.

Mitsubishi Electric/BDT and affiliated companies have absolute discretion to accept or reject any entry.

Should an entrant upload an image/submission that is deemed inappropriate they will be automatically removed from this competition. Additional to this, this ‘entrant’ will be subject to being banned/blocked from the Mitsubishi Electric in NZ page.

Mitsubishi Electric reserves the right to deem whether an image/submission is inappropriate.

The Competition will run as advertised on the Mitsubishi Electric website and the end date can be changed or updated at the discretion of Mitsubishi Electric/BDT or affiliated companies.

By submitting an entry each person consents to the company who is promoting the application using the entrant’s name and entry for the purposes of promotion, marketing and publicity in any and all media, worldwide, for an unlimited period, without notice to the entrant and without payment of any fee or compensation of any kind.

We reserve the right to reject any entry, which is in our opinion, attempting to defraud the Competition.

We accept no liability for late, lost, delayed or misdirected entries that are not received for any reason, or any phone, line, network and/or any server technical failure involved in any communication related to the Competition.

Entries are deemed to be received at the time of receipt in the Competition database.

### **Selection of the Prize Winner**

The Mitsubishi Electric “Win a LX French Door Designer Series Fridge” Competition is a game of chance. The winner will be drawn by Tuesday 19<sup>th</sup> December.

We reserve the right to select an alternate grand prize winner if we decide at our sole discretion that the grand prize winner or his/her entry does not comply with these terms and conditions.

The grand prize winner will be contacted by email or phone within the week following the closing of the competition to notify the grand prize winner. The grand prize winner will be required to call the Promoter on the number provided, or reply by email, in order for them to claim their prize.

If we are unable to make satisfactory contact with the Prize Winner for any reason within five days of the Prize Winner being announced, we reserve the right to re-allocate and re-announce the Prize.

### **Grand Prize**

There is one prize of a LX French Door Designer Series Refrigerator from Mitsubishi Electric, up to the RRP value of \$4,499.99 available to be won. The winner will have the choice of colour Black or Silver.

The prize package also includes free freight to the value of \$100.

Subject to any changes under “General Conditions” below, the ‘Prize’ will be as outlined in the competition promotion.

The Prize Winner is responsible for all costs and expenses associated with prize acceptance and use not specified herein as being provided, including, but not limited to gratuities, incidentals, and all other expenses not specifically mentioned above. Any unused portion of the Prize is forfeited.

It is the Grand Prize Winner’s responsibility to notify any change in email address or phone number by notice in writing to: [marketing@bdt.co.nz](mailto:marketing@bdt.co.nz). We will not be liable for any failure to receive the prize.

The prize cannot be exchanged for cash. We reserve the right to provide an alternative prize at our absolute discretion if for any reasons outside of our reasonable control the prize is unable to be supplied.

To the fullest extent permitted by law, all express and implied representations and warranties in relation to the Prize are excluded. In particular, Mitsubishi Electric/BDT and affiliated companies give no warranty with respect to the quality of the Prize or its suitability or fitness for any purpose.

### **Intellectual Property**

Entrants acknowledge that all intellectual property rights in the Competition belong to Mitsubishi Electric/BDT and affiliated companies.

Each entrant warrants that their entry complies with the terms and conditions of this Competition, and does not infringe any third party intellectual property rights or any New Zealand law and that the entrant has all necessary right, title and interest to give the license referred to in clause 25.

### **Publicity**

By entering the Promotion, you consent to the Promotion Sponsor's and its designees use of your name, city of residence, photograph, voice, statement and image for any publicity and advertising purposes, in any and all media, now or hereafter devised, worldwide in perpetuity, without additional notification, permission or compensation, except where prohibited by law.

As a condition of winning, the LX French Door Designer Series Fridge may be professionally photographed for promotional purposes by Mitsubishi Electric NZ/BDT. Photography will be taken on a mutually agreed upon date/time that suits both parties within 3 months of delivery of the refrigerator. These images will be the property of Mitsubishi Electric NZ/BDT and may be used for the purposes of promotion, marketing and publicity in any and all media, worldwide, for an unlimited period, without notice and without additional payment of any fee or compensation of any kind.

### **Governing Law**

This Competition and these terms and conditions shall be governed by New Zealand law and the courts of New Zealand shall have exclusive jurisdiction to hear and determine all issues and disputes that may arise in relation to this Competition or these terms and conditions. Entrants submit to the jurisdiction of the New Zealand courts and agree that the New Zealand courts are a convenient forum in which to resolve any issue or dispute arising out of or in relation to this Competition.

## **General Conditions**

We reserve the right to alter, amend or supplement these terms and conditions from time to time at our absolute discretion. You agree that you will be bound by such changes and that you shall not hold us liable for any losses resulting from any such changes.

We alone will be the arbiters of any question of interpretation of these terms and conditions and any aspect of the Competition or its content. Our decision as to any matter arising out of or in connection with this Competition shall be final and conclusive.

In the event of any breach of these terms and conditions we reserve the right to refuse entry to the Competition and/or disqualify the entrant in question from any further participation in the Competition, and/or disqualify any entry and our decision is final.

If for any reason this Competition is not capable of running as planned, we reserve the right in our sole discretion to discontinue, modify or suspend the Competition.

To the fullest extent permitted by law, neither Mitsubishi Electric/BDT nor its third party service providers engaged for the purposes of this Competition, will be liable to any person for any liability, loss, expenses or damage howsoever arising whether in contract, tort, negligence or otherwise, in connection with the Competition and/or use or any use or non-use of the Prize, even if the party had advised of the possibility of such damages in advance, and all such liability is expressly excluded.

By entering this Competition, you agree to indemnify and hold harmless Mitsubishi Electric/BDT, and their officers, agents, servants and employees from any and all claims, demands, actions, losses, liabilities and suits arising out of or attributable to your participation in the Competition, including (without limitation) any claim or allegation that your entry infringes a third party's intellectual property rights or constitutes an unlawful disclosure or misuse or misappropriation of another party's confidential information. Any questions, comments or complaints regarding the Competition should be directed to The Promoter at [marketing@bdt.co.nz](mailto:marketing@bdt.co.nz).