

Team Power Smart Summer Unplugged Photo Contest 2022
OFFICIAL CONTEST TERMS AND CONDITIONS
NO PURCHASE REQUIRED

- 1) Contest Period:** British Columbia Hydro and Power Authority (“**BC Hydro**”) Team Power Smart Summer Unplugged Photo Contest (the “**Contest**”) begins on August 1, 2022 at 12:00 a.m. Pacific Time (“**PT**”) and ends on August 31, 2022 at 11:59pm PT (the “**Contest Period**”).
- 2) Eligibility.** No purchase is required or necessary. This Contest is open to Team Power Smart Members who are residents of British Columbia as of August 1, 2022 or become Team Power Smart Members during the Contest Period and prior to entering, have reached the age of nineteen (19) years at the time of participation in the Contest and otherwise comply with these official terms and conditions (the “**Contest Rules**”). Employees of BC Hydro, its affiliates, its advertising and promotional agencies and members of the Judging Panel (as defined below), and family members living with employees of BC Hydro, its advertising or promotional agencies and members of the Judging Panel are not eligible to participate in the Contest.
- 3) How to Enter.** During the Contest Period, visit [bchydro.com/summerunpluggedcontest](https://www.bchydro.com/summerunpluggedcontest). (the “**Contest Entry Page**”), the Team Power Smart Members must complete the registration form provided on the Contest Entry Page, submit one (1) original photograph taken by the member (the “**Photograph**”) for consideration, and agree to the Contest Rules. By taking the foregoing steps, a Team Power Smart Member is deemed to be participating in the Contest as an entrant (the “**Contest Entrant**”).

Photograph submitted must be based on the following theme:

Summer unplugged: Show us your favourite way to spend the summer in British Columbia away from an electronic device. Whether you like to be outdoors enjoying nature or staying closer to home, show us what you enjoy doing. Examples include but are not limited to gardening, playing board games, reading a book, swimming in a lake, hiking in nature, walking your pet, etc.

The Contest Entrant’s completed registration form, together with the Photograph, is collectively referred to in these Contest Rules as an “**Entry**” or “**Entries**”. To become a Team Power Smart member, visit <https://www.bchydro.com/powersmart/residential/team-power-smart.html> and follow the directions.

All qualifying Entries satisfying all of the requirements in the Contest Rules will be eligible for the Prize (as defined below) in accordance with Rule 6.

Limit of one Entry per Team Power Smart account. Entries must be received during the Contest Period. The Photograph must be submitted electronically as JPEG files via the Contest Entry Page. Digital files must be at least 1600 pixels wide for a horizontal image and no larger than 2MB (2,000KB).

See additional Photograph requirements below. Photographs must have been taken on or after

August 1, 2022 to be eligible. Entries must be submitted during the Contest Period. All Entries become the property of BC Hydro. All eligible Entries will be posted for public viewing on bchydro.com/summerunpluggedcontest subject to BC Hydro confirming their eligibility in accordance with these Contest Rules in its discretion.

- 4) Entry Photograph Requirements.** The Photographs must feature a summer activity in British Columbia in line with the description of the theme in Rule 3. To protect personal privacy interests, Entries which contain or reference third party personal information, and **Photographs featuring distinguishable features of a person will not be eligible** for Contest Entry and will not be used by BC Hydro. Silhouetted figures, or shots of people at angles that do not clearly show an identifiable face, as determined solely by BC Hydro in its discretion, may be accepted. Photographs not in line with the theme of as described in Rule 3 or deemed to be inappropriate or non-compliant with these Contest Rules for any reason at BC Hydro's sole discretion will not be posted for public viewing and will not be eligible for consideration in the Contest. Photographs that have been digitally edited with software, cropped, enhanced, colour and sharpness adjusted may be accepted. BC Hydro will make the final determination, in its sole and exclusive discretion, as to whether any submitted Photograph is eligible.

Submitted photographs in each Entry must also:

- be original and in good taste; and
- be in keeping with BC Hydro's public goodwill and image and may not be offensive, inappropriate or indecent, as determined by BC Hydro in its sole discretion. Photographs containing any profanity or lewd references will be disqualified at the sole discretion and judgement of BC Hydro. Without limiting the generality of the foregoing, any obscene, offensive, sexual or otherwise inappropriate Photographs including without limitation those referencing or depicting violence, nudity, or explicit activity, or which are not in the spirit of the Contest or do not meet BC Hydro's standards for any reason, as solely determined by BC Hydro, will be deemed ineligible and Entries will be disqualified if they include any of the following: Crude, obscene, offensive, vulgar, sexually-inappropriate or offensive language and/or symbols; Derogatory characterizations of any ethnic, racial, sexual or religious groups; Content that endorses, condones or discusses any illegal, inappropriate or risky activity, behaviour or conduct; Personal information of individuals, including without limitation, names and addresses (physical or e-mail); Conduct or other activities in violation of these Rules; Commercial messages, comparisons or solicitations for products or services; Any identifiable third party products and/or trade-marks; URLs or links to any websites; and any other content that is or could be considered inappropriate, unsuitable or offensive, all as determined by BC Hydro and/or the Judging Panel in their sole discretion.

For criteria upon which submitted Photographs will be judged, please see Rule 6.

- 5) Prize:** The highest scoring three (3) Contest Entrants selected by the Judging Panel.

First prize: 1 prize to be won

The winner will choose one from the following options:

1 (one) Apple watch series 7 (value \$530), Or

1 (one) Garmin Venu 2S GPS Smartwatch (value \$480)

Runner Up prizes: 2 prizes to be won

1 Ultimate Ears MEGABOOM 3 Waterproof Bluetooth Wireless Speaker each (value \$250)

(individually, or collectively as the context so requires, the “Prize”).

The Prize is non-transferable, non-exchangeable, non-refundable and not convertible to cash. BC Hydro reserves the right to substitute a prize of equivalent retail value if any component of any prize cannot be awarded as described. There is a LIMIT of one (1) Prize that may be awarded to any one (1) household.

- 6) **Winner Selection:** On September 6, 2022 a panel of judges appointed by BC Hydro (the “**Judging Panel**”) will select, in its sole discretion, the top three (3) Photographs from eligible Entries based on the following criteria: originality, composition and technical quality (color, lighting and focus). Chances of winning will depend on the total number and quality of eligible Photographs received. The top three (3) Photographs selected by the Judging Panel will each be the winner of the Prize, subject to full compliance with these Contest Rules and any additional terms that BC Hydro may impose including without limitation, skill testing questions. No correspondence will be entered into except with the successful Contest Entrants selected by the Judging Panel, who will be notified by email on or around September 9, 2022. Prior to being declared a winner, the selected Contest Entrant will be required to provide his/her/their MyHydro account email address to verify that the Contest Entrant is a Team Power Smart Member and must sign a standard Declaration, Release and Waiver of Liability form, confirming compliance with these Contest Rules and acceptance of Prize as offered, releasing BC Hydro from any and all liability relating to the Contest and the use of the Prize and consenting to the use of the Contest Entrants’ name, and the Photograph, in any advertising, promotion and marketing by BC Hydro, in any medium or form of distribution (electronic or otherwise), whether inside or outside Canada, without compensation, for the purpose of the Contest. At least three (3) attempts over ten (10) business days will be made to contact the successful Contest Entrant by email. If the successful Contest Entrant cannot be contacted in this manner in order for BC Hydro to proceed with the foregoing requirements, the Contest Entrant will be disqualified, and the next eligible successful Contest Entrant will be declared.
- 7) **Consent:** By entering the Contest, all Contest Entrants agree and consent and give a royalty-free, irrevocable right and license to BC Hydro to use of their names and the Photograph in any advertising, promotion and marketing by BC Hydro, in any medium or form of distribution (electronic or otherwise), whether inside or outside Canada, without compensation, for the purpose of the Contest. Contest Entrants further agree that their Entry, including their name, email address and the Photograph, may be stored and processed on servers located outside of Canada for the purpose of this Contest in furtherance to BC Hydro’s mandate under the **Hydro and Power Authority Act** and the **Clean Energy Act**. If the Contest Entrant has any questions about how BC Hydro collects, uses or discloses his/her/their personal information the Contest Entrant may contact connectwithus@BCHydro.com. Once submitted, Entries cannot be modified, deleted or cancelled by the Contest Entrant.

In addition, by submitting their Entries for the Contest, in the event they are eligible winners of any of the Prize, the Contest Entrants consent to BC Hydro sending them emails for purposes of notifying them of the results of the Contest, verifying their Team Power Smart account information, and for signing any instruments BC Hydro may require prior to awarding the Prize. The Contest Entrants understand that they can unsubscribe from BC Hydro at any time. The Contest Entrants can contact BC Hydro at 333 Dunsmuir Street, Vancouver, BC or at connectwithus@bchydro.com.

- 8) Warranties:** By entering, the Contest Entrant represents and warrants to BC Hydro that:
- a. the Contest Entrant's Entry is an original work by the Contest Entrant;
 - b. No other person or entity other than the Contest Entrant has any right, title or interest in any part of his/her/their Entry;
 - c. The Contest Entrant's Entry, the use thereof by BC Hydro, or the exercise by BC Hydro of any of the rights granted by the Contest Entrant under these Contest Rules does not and will not infringe or violate any rights of any third party or entity, including, without limitation patent, copyright, trademark, trade secret, defamation, privacy, publicity, false light, misappropriation, intentional or negligent infliction of emotional distress, confidentiality, or any contractual or other rights;
 - d. the Contest Entrant has all the rights, licenses, permissions and consents necessary to submit his/her/their Entry and to grant all of the rights and consents that the Contest Entrant has granted to BC Hydro hereunder including granting to BC Hydro a royal-free and irrevocable license to use the Contest Entrant's Photograph in any manner BC Hydro sees fit; the Contest Entrant has obtained written permission when photographing any subject matter on private property not owned or controlled by the Contest Entrant, where such permission is required with due inquiry;
- 9) Disqualification.** BC Hydro reserves the immediate right to disqualify any Contest Entrant or Entry which it deems in its sole discretion: (i) is not in compliance with these Contest Rules, (ii) tampers with the entry process, the Contest, or the website; or (iii) is acting in an uncooperative, unsportsmanlike, disruptive, abusive, or threatening manner in the sole discretion of BC Hydro.
- 10) Decisions Final.** Decisions by BC Hydro and the Judging Panel in respect of all aspects of this Contest, including but not limited to eligibility of Entries, are final. BC Hydro and its employees, consultants, contractors, advertising and promotional agencies, and the Judging Panel will be free from any liability occurring as a result of any Prize being awarded or the use of the Prize by the successful Contest Entrant.
- 11) Limitation of Liability.** By entering this Contest, all Contest Entrants agree to release, discharge, and hold harmless BC Hydro, its affiliates, and their respective partners, affiliates, advertising/promotional agencies, and their respective employees, officers, directors, shareholders, agents, contractors, representatives, including the Judging Panel and assigns (collectively, the "**Released Parties**") from any claims, losses and damages arising out of their

participation in this Contest and the acceptance, possession, use, or misuse of the any Prize awarded hereunder. The Released Parties assume responsibility whatsoever for delayed, failed, partial or garbled computer or fax transmissions; technical failures of any kind, including, but not limited to lost, interrupted or unavailable network server, Internet Service Provider (ISP), website or other connections, availability or accessibility or miscommunications or failed computer, satellite, telephone, fax or cable transmissions, lines or technical failures or difficulties; the incorrect or inaccurate capture or failure to capture information whether caused by site users, tampering, hacking, or by any equipment or programming associated with or utilized in the Contest or other information; the failure to capture any such information; errors of any kind whether human, mechanical, electronic, network or otherwise arising out of or relating to the Contest; theft, loss, destruction or damage to entries, in whole or in part; or other factors beyond their reasonable control, it being understood such all of the foregoing obligation to release, discharge and to hold the Released Parties harmless shall survive expiration of the Contest Period. The Released Parties are not responsible for injury or damage to the Contest Entrants' or to any other person's computer related to or resulting from participating in the Contest or downloading materials to or from or use of the web site. Contest Entrants who tamper with or abuse any aspect of the Contest or website, as solely determined by BC Hydro will be disqualified. CAUTION: ANY ATTEMPT BY ANY PERSON TO DELIBERATELY DAMAGE ANY WEB SITE OR UNDERMINE THE LEGITIMATE OPERATION OF THE CONTEST IS A VIOLATION OF APPLICABLE CRIMINAL AND CIVIL LAW. SHOULD SUCH AN ATTEMPT BE MADE, BC HYDRO RESERVES THE RIGHT TO SEEK DAMAGES FROM ANY SUCH PERSON TO THE FULLEST EXTENT OF THE LAW.

- 12) Right to Modify or Terminate.** BC Hydro reserves the right to withdraw, modify or terminate or any part of this Contest or these Contest Rules by publishing a notice on www.BC Hydro.com website, if for any reason the Contest is not capable of running as planned, including without limitation, technical failure or corruption, computer virus, tampering, unauthorized intervention, fraud or any other cause beyond the control BC Hydro which in the opinion of BC Hydro affects the administration, security, fairness, integrity or proper conduct of this Contest.
- 13) Conditions.** By entering this Contest, the Contest Entrants agree to be bound by these Contest Rules as well as any applicable terms and conditions associated with the Contest including without limitation the terms and conditions of the Contest Entry Page. This Contest is subject to all federal, provincial, and municipal laws and regulations. The sole jurisdiction to resolve any disputes concerning this Contest is the Province of British Columbia.
- 14) Privacy.** BC Hydro will use all personal information submitted with the Entry solely for the purpose of administering the Contest and for BC Hydro's marketing and promotional purposes as contemplated by these Contest Rules. For the purposes of the above, "personal information" includes the first name, last name, likeness and email address of the Contest Entrant. Personal information will be accessible from outside Canada if posted to the internet.. BC Hydro is collecting this personal information and running the Contest in accordance with section 26(c) of the *Freedom of Information and Protection and Privacy Act*. If the Contest Entrants have any questions about how BC Hydro collects, uses or discloses their personal information they may contact connectwithus@BC Hydro.com.