

## NORTH RHINE-WESTPHALIA - TERMS & CONDITIONS (LONG)

### 1. THE PROMOTER

1.1 The prize draw is operated by **Bravonext SA** (“lastminute.com” and/or “Promoter”) at Vicolo de’ Calvi 2 - 6830 Chiasso (Switzerland).

### 2. THE PRIZE

2.1 The prize consists of: £1,000 travel voucher to be used towards any Flights, Hotels or Flight+Hotels bookings to Germany on [www.lastminute.com](http://www.lastminute.com). The Prize will be won by one winner only.

2.2 The Prize excludes all additional costs not included in the Prize description, including but not limited to insurance, personal expenses such as food, drink, spa treatments, visas etc.

2.3 The Prize is non-transferable, non-negotiable, and non-refundable, and no cash alternative will be offered.

2.4 In the event of unforeseen circumstances, lastminute.com reserves the right to offer an alternative prize of equal value without notice.

2.5 The Prize must be redeemed by 25th August 2020.

2.6 The Prize can be used repeatedly until the credit depletion and credit expiration date.

2.7 The Prize is only valid for payments settled through lastminute.com website: hotel stays which include an upon arrival payment are excluded from this promotion.

### 3. ENTRY REQUIREMENTS

3.1 The Prize Draw runs between 9th May 2019 h 00:01 until 10th August 2019 h 23:59 (the “Prize Draw Period”). No entries received before or after these times will be accepted.

3.2 To enter the Prize Draw, participants must register their details via the “Submit” button contained on this landing page: <https://www.lastminute.com/sites/north-rhine-westphalia-competition> and add their consent to participate in the Prize Draw.

3.3 By entering the prize draw, entrants will be deemed to have accepted and agreed to be bound by these terms and conditions.

3.4 By entering the Prize Draw, the winner agrees to lastminute.com publishing full name and email address and to participate in any reasonable publicity that lastminute.com may require in connection with the Prize Draw, including on [www.lastminute.com](http://www.lastminute.com) and on social media channels.

3.5 The Prize may not be used in conjunction with any other offer.

### 4. ELIGIBILITY REQUIREMENTS

4.1 The prize draw is open to residents of the United Kingdom (excluding Northern Ireland) aged 18 years and over.

4.2 The prize draw is not open to employees of lastminute.com.

4.3 Entry to the Prize Draw is limited to one entry per person.

4.4 lastminute.com reserves the right to require entrants to prove their eligibility, disqualify ineligible entries, and to award the Prize to another entrant should a winning entrant be found to be ineligible.

### 5. AWARDING AND CLAIMING THE PRIZE

5.1 The winner will be selected at random by lastminute.com and will be notified by email by 24th August 2019.

5.2 The winner is required to claim the Prize by contacting lastminute.com in accordance with the instructions given in the email notification they receive from lastminute.com.

5.3 In the event that the winner fails to claim the Prize in accordance with these terms and conditions within 14 days, lastminute.com reserves the right to award the Prize to another entrant.

5.4 It is the winner's responsibility to redeem the Prize by 30th September 2019.

## **6. LIABILITY**

6.1 No responsibility can be accepted by the Promoter for any incomplete or illegible entries or any entries not received or corrupted during transmission, for whatever reason.

6.2 The Promoter shall have no liability for system failures on the Promoter's website or any third party websites.

6.3 The Promoter and its associated agencies and companies accept no liability for any loss, expense or damage which is suffered or sustained, whether arising from any Winner negligence, in connection with the promotion and/or Prize.

6.4 The Promoter shall be responsible for the administration of the Prize Draw and the fulfilment of the Prize.

6.5 It is the Winner's responsibility to redeem his/her Prize in accordance with any instructions given to them by the Promoter and partners.

## **7. DATA PROTECTION**

### **7.1 WHO IS THE CONTROLLER OF ENTRANTS' PERSONAL DATA?**

BravoNext, S.A., a Swiss company belonging to the Im group, listed in the Ticino business register under no. CHE - 115.704.228 and with registered office at Vicolo de' Calvi 2 - 6830 Chiasso, Switzerland, which is responsible for the processing of Users' and/or Customers' personal data under this Privacy Policy (hereinafter, referred to as the "**Data Controller**"). Furthermore, lastminute.com informs Entrants that, for compliance with the General Data Protection Regulation (EU) 2016/679 ("**GDPR**") purposes only (Art. 27 GDPR), it has designated as its EU representative Viaggiare SRL, an Italian company belonging to the Im group, listed in the Italian Chamber of Commerce - Milano under VAT identification no. IT04403760962 and with registered office at Via Melzo 12, 20129 Milan, Italy.

lastminute.com, being an entity located in Switzerland, are subject to Swiss law regarding the protection of personal data. For that reason, lastminute.com undertakes to comply with the obligations imposed by the GDPR and the Swiss Federal Act on Data Protection of 19 June 1992 (FADP) too. In the same vein, lastminute.com informs Entrants that the Decision of the Commission of 26 July 2000 in accordance with Directive 95/46/CE of the European Parliament and the Council relating to the adequate level of protection for personal data in Switzerland declared that, in Switzerland, the laws guarantee an adequate level of protection in accordance with Directive 95/46/CE.

### **7.2 WHAT CATEGORIES OF ENTRANTS' DATA DOES LASTMINUTE.COM COLLECT AND USE?**

When Entrants visit the website and use lastminute.com Comparison Service (Entrants as a "User") or then purchase lastminute.com services (Entrants as a "Customer") lastminute.com collects the categories of personal data as follows:

#### **7.2.1 Personal data provided by Entrants**

The personal data that Entrants share with lastminute.com, including the information included in Entrants' comments, reviews or messages during the interview.

The provision of Entrants' personal data, where requested, is necessary for participation in the Prize Draw to comply with lastminute.com legal obligations except when lastminute.com relies on consent as legitimate basis for processing and or lastminute.com legitimate interest. Without it, lastminute.com may not be able to provide Entrants with all the requested services.

It is important that all the personal data Entrants give lastminute.com is correct and accurate. This includes, by way of example only, ensuring that lastminute.com has got Entrants' correct contact (including email) details at all times.

### 7.3 WHY DOES LASTMINUTE.COM COLLECT ENTRANTS' DATA?

In general terms, lastminute.com uses Entrants' personal data to allow Entrants to join the Prize Draw. More specifically:

Why?	On which legal basis?
A. To create and maintain the contractual relationship established for the provision of the product and/or service requested (joining the Prize Draw) by Entrants in all its phases and by way of any possible integration and modification or to take steps at Entrants' request in relation to the contract prior to entering into contractual relationship.	To fulfil a contract, or take steps linked to a contract (i.e. to join the Prize Draw)
D. To carry out aggregative statistical analyses on anonymised groups or to analyse identifiable individuals behaviour so that lastminute.com can see how lastminute.com website, products and services are being used and how lastminute.com business is performing.	To pursue lastminute.com legitimate interest (i.e. improving lastminute.com Website, its features and lastminute.com products and services)

### 7.4 WHO SEES, RECEIVES AND USES ENTRANTS' DATA AND WHERE?

#### 7.4.1 Categories of recipients of Entrants' data

lastminute.com shares Entrants' personal data, for the purposes described in this Privacy Policy, to the following categories of recipients:

- Our authorised employees and/or collaborators that assist and advise lastminute.com on Administration, Products, Legal Affairs, Customer Care Team, and information systems, as well as those in charge of maintaining lastminute.com network and hardware/software equipment;
- Our third-party service providers (including other entities of the lastminute.com group), which process Entrants' personal data on lastminute.com behalf and under lastminute.com instructions for the purposes described hereinabove acting as data processors, such as those providing lastminute.com with IT and hosting services call centre and customer support, analytics and administration services etc.
- Competent authorities when lastminute.com is required to do so by the current law.
- Competent authorities and Law and enforcement third parties when this is necessary so that lastminute.com can enforce lastminute.com terms of use and protect and defend lastminute.com rights or property or the rights or property of any third party.
- Third parties that receive the data (e.g. business consultants, professionals for delivering due diligence services or assess value and capabilities of the business) when it is necessary in connection with any sale of lastminute.com business or its assets (in which case Entrants' details will be disclosed to lastminute.com advisers and any prospective purchaser's advisers and will be passed to the new owners.

The complete list of parties to which Entrants' personal data may be disclosed is available at lastminute.com registered office and may be requested by writing to [privacy.en@lastminute.com](mailto:privacy.en@lastminute.com).

#### 7.4.2 International transfer of Entrants' data

Entrants' personal data is processed in at the Data Controller's registered office, on the lastminute.com servers, and at the offices of other entities to which data may be provided in order to provide the services requested of the Data Controller.

Given the fact that lastminute.com are an international travel company, lastminute.com also transfer Entrants' personal data to:

- non-European Economic Area (EEA) countries offering an adequate level of data protection such as Switzerland in accordance with the "Adequacy decisions" of the EU Commission that recognises some countries as providing adequate protection;
- non-European Economic Area countries where data protection laws may be less protective than the legislation in the EEA. This happens when:
  - lastminute.com discloses Entrants' data to autonomous data controllers such as airlines, hotels, car hire companies, tour operators etc. that might process Entrants' data outside the EEA in order to provide Entrants with the requested services.
  - lastminute.com discloses Entrants' data to lastminute.com service providers who act as data processors on lastminute.com behalf that might be located in a country outside the EEA, including the US, Morocco, Albania, UK, India and Tunisia. When such a transfer happens, lastminute.com ensures that it takes place in accordance with this Privacy Policy and is regulated by standard contractual clauses approved by the European Commission as ensuring adequate protection for data subjects. lastminute.com providers, acting as a data processor, may be engaged in, among other things, the fulfilment of Entrants' service request, the processing of Entrants' payment details, the provision of advertising and marketing services on lastminute.com behalf and the provision of support services through electronic communications or call centre.

Should Entrants want to obtain further details about the safeguards put in place, Entrants can contact lastminute.com by writing to [privacy.en@lastminute.com](mailto:privacy.en@lastminute.com).

#### 7.5 HOW LONG DOES LASTMINUTE.COM RETAIN ENTRANTS' DATA?

lastminute.com retains Entrants' personal data for as long as is required to achieve the purposes and fulfil the activities as set out in this Privacy Policy (1 year from the date of participation in the Prize Draw), otherwise communicated to Entrants or for as long as is permitted by applicable law.

#### 6. What are Entrants' data protection rights and how can Entrants exercise them?

Entrants can exercise the rights provided by the Regulation EU 2016/679 (Articles 15-22), including the right to:

Name of the right	Content
<b>Right of access</b>	To receive confirmation of the existence' of Entrantspersonal data, access its content and obtain a copy.
<b>Right of rectification</b>	To update, rectify and/or correct Entrants' personal data.
<b>Right to erasure/right to be forgotten and right to restriction</b>	To request the erasure of Entrants' data or restriction of Entrants' data which has been processed in violation of the law, including whose storage is not necessary in relation to the purposes for which the data was collected or otherwise processed; where lastminute.com

	<p>has made Entrants' personal data public, Entrants have also the right to request the erasure of Entrants' personal data and to take reasonable steps, including technical measures, to inform other data controllers which are processing the personal data that Entrants have requested the erasure by such controllers of any links to, or copy or replication of, those personal data.</p>
<p><b>Right to data portability</b></p>	<p>To receive a copy of Entrants' personal data Entrants provided tolastminute.com for a contract or with Entrants' consent in a structured, commonly used and machine-readable format (e.g. data relating to Entrants' purchases) and to ask lastminute.com to transfer that personal data to another data controller.</p>
<p><b>Right to withdraw Entrants' consent</b></p>	<p>Wherever lastminute.com relies on Entrants' consent Entrants will always be able to withdraw that consent, although lastminute.com may have other legal grounds for processing Entrants' data for other purposes.</p>
<p><b>Right to object, at any time</b></p>	<p>Entrants have the right to object at any time to the processing of Entrants' personal data in some circumstances (in particular, where lastminute.com doesn't have to process the data to meet a contractual or other legal requirement or where lastminute.com is using Entrants' data for direct marketing</p>
<p><b>Right not to be subject to a decision based solely on automated processing, including profiling</b></p>	<p>Entrants can always request a manual decision-making process instead, express Entrants' opinion or contest decision based solely on automated processing, including profiling, if such a decision would produce legal effects or otherwise similarly significantly affect you.</p>

Entrants can exercise the above rights at any time by:

- Contacting lastminute.com via email at [privacy.en@lastminute.com](mailto:privacy.en@lastminute.com).
- As for direct marketing, please note that Entrants can also object at any time by clicking the unsubscribe link which lastminute.com provides in each communication sent to you
- As for online targeted ads and the withdrawal of Entrants' consent please refer to lastminute.com Cookie section of this Privacy Policy.

In case Entrants exercise any of the above rights provided by GDPR, please note that lastminute.com will attend Entrants' request considering the personal information held by all the companies within the Im group where BravoNext, S.A. holds, directly or indirectly, 100% of the shares.

Entrants' rights in relation to Entrants' personal data might be limited in some situations. For example, if fulfilling Entrants' request would reveal personal data about another person or if lastminute.com has a legal requirement or a compelling legitimate ground lastminute.com may continue to process Entrants' personal data which Entrants have asked lastminute.com to delete.

Entrants also may have the right to make a complaint if Entrants feel Entrants' personal information has been mishandled. lastminute.com encourages Entrants to come to lastminute.com in the first instance but, to the extent that this right applies to you, Entrants are entitled to complain directly to the relevant Data Protection Supervisory Authority.

#### 7.6 CONTACT DETAILS OF THE DATA PROTECTION OFFICER (DPO)

Our Data Protection Officer (or "DPO") is available at:

[dpo.en@lastminutegroup.com](mailto:dpo.en@lastminutegroup.com)

Vicolo de' Calvi 2 - 6830

Chiasso SWITZERLAND

### 8. INFORMATION ABOUT COOKIES

Cookies are small files which are stored on Entrants' computer, they hold a modest amount of data specific to Entrants and allows a server to deliver a page tailored to Entrants on Entrants' computer, hard drive, smartphone or tablet (hereinafter referred to as, "Device"). Later on, if Entrants return to lastminute.com Website, it can read and recognise the cookies. Primarily, they are used to operate or improve the way lastminute.com Website works as well as to provide business and marketing information to the Website owner.

In accordance with the notice of cookie usage appearing on lastminute.com Website's homepage and lastminute.com Cookie Policy Entrants agree that, when browsing lastminute.com Website, Entrants consent to the use of cookies described herein, except to the extent that Entrants have modified Entrants' browser settings to disable their use. This includes but is not limited to browsing lastminute.com Website to complete any of the following actions: closing the cookie notice on the Homepage, scrolling through the Website, clicking on any element of the Website, etc.

What follows is a description of the type of cookies used on the website:

#### 8.1 Types of cookies according to the managing entity

Depending on what entity manages the computer or domain from which the cookies are sent and processed, there exist the following types of cookies:

**First party cookies:** these are sent to Entrants' Device from a computer or domain managed by lastminute.com and from which the service Entrants requested is provided.

**Third party cookies:** these are sent to Entrants' Device from a computer or domain that is not managed by lastminute.com, but by a separate entity that processes data obtained through cookies.

#### 8.2 Types of cookies according to the length of time Entrants stay connected:

Depending on the amount of time Entrants remain active on Entrants' Device, these are the following types of cookies:

**Session cookies:** these are designed to receive and store data while Entrants access the Website. These cookies do not remain stored on Entrants' Device when Entrants exit the session or browser.

**Persistent cookies:** these types of cookies remain stored on Entrants' Device and can be accessed and processed after Entrants exit the Website as well as when Entrants navigate on it for a pre-determined period of time. The cookie remains on the hard drive until it reaches its expiration date. The maximum time lastminute.com uses persistent cookies on lastminute.com website is 2 years. At this point the browser would purge the cookie from the hard drive.

### 8.3 Types of cookies according to their purpose

Cookies can be grouped as follows:

**a. Technical cookies:** these cookies are strictly necessary for the operation of lastminute.com Website and are essential for browsing and allow the use of various features. Without them, Entrants cannot use the search function, compare tool or book other available services on lastminute.com Website.

**b. Personalisation cookies:** these are used to make navigating lastminute.com website easier, as well as to remember Entrants' selections and offer more personalised services. In some cases, lastminute.com may allow advertisers or other third parties to place cookies on lastminute.com website to provide personalised content and services. In any case, Entrants' use of lastminute.com website serves as Entrants' acceptance of the use of this type of cookie. If cookies are blocked, lastminute.com cannot guarantee the functioning of such services.

**c. Analytical cookies for statistical purposes and measuring traffic:** these cookies gather information about Entrants' use of lastminute.com website, the pages Entrants visit and any errors that may occur during navigation. lastminute.com also use these cookies to recognise the place of origin for visits to lastminute.com website. These cookies do not gather information that may personally identify you. All information is collected in an anonymous manner and is used to improve the functioning of lastminute.com website through statistical information. Therefore, these cookies do not contain personal data. In some cases, some of these cookies are managed on lastminute.com behalf by third parties, but may not be used by them for purposes other than those mentioned above.

**d. Advertising and re-marketing cookies:** these cookies are used to gather information so that ads are more interesting to you, as well as to display other advertising campaigns along with advertisements on the Website or on those of third parties. Most of these cookies are "third party cookies" which are not managed by lastminute.com and, because of the way they work, cannot be accessed by lastminute.com, nor is lastminute.com responsible for their management or purpose. lastminute.com Privacy Policy contains more information about the way third party cookies work, their purpose and how they are used. This information can be consulted in the list of available cookies as follows. To that end, lastminute.com can also use the services of a third party in order to collect data and/or publish ads when Entrants visit lastminute.com website. These companies often use anonymous and aggregated information (not including, for example, Entrants' name, address, email address or telephone number) regarding visits to this Website and others in order to publish ads about goods and services of interest to you.

**e. Social cookies:** these cookies allow Entrants to share lastminute.com website and click "Like" on social networks like Facebook, Twitter, Google+, and YouTube, etc. They also allow Entrants interact with each distinct platform's contents. The way these cookies are used and the information gathered is governed by the privacy policy of each social platform, which Entrants can find on the list below.

To see the list of cookies used on this Website, click here <http://flights.lastminute.com/content/en/our-cookies.html>.

The information contained in the above list of cookies has been provided by the other companies which generate them. These companies have their own privacy policies in which they set forth both their own declarations as well as applicable disabling systems.

The lastminute.com group is not responsible for the contents and accuracy of third party cookie policies contained in lastminute.com Cookie Policy.

Entrants must keep in mind that if Entrants' Device does not have cookies enabled, Entrants' experience on the Website may be limited, thereby impeding the navigation and use of lastminute.com services.

There are a number of ways to manage cookies. By modifying Entrants' browser settings, Entrants can opt to disable cookies or receive a notification before accepting them. Entrants can also erase all

cookies installed in Entrants' browser's cookie folder. Keep in mind that each browser has a different procedure for managing and configuring cookies. Here's how Entrants manage cookies in the various major browsers:

[MICROSOFT WINDOWS EXPLORER](#)

[GOOGLE CHROME](#)

[MOZILLA FIREFOX](#)

[APPLE SAFARI](#)

8.4 If Entrants use another browser, please read its help menu for more information.

8.5 If Entrants would like information about managing cookies on Entrants' tablet or smartphone, please read the related documentation or help archives online.

8.6 lastminute.com does not install third party cookies. They are installed by lastminute.com partners or other third parties when Entrants visit lastminute.com website. Therefore, lastminute.com suggests that Entrants consult lastminute.com partners' Websites for more information on managing any third party cookies that are installed. However, lastminute.com invites Entrants to visit the following website <http://www.youronlinechoices.com/> where Entrants can find useful information about the use of cookies as well as the measures Entrants can take to protect Entrants' privacy on the internet.

8.7 Users' and Customers' personal information is processed electronically and/or manually, guaranteeing security and confidentiality of the same, and avoiding any type of unauthorized access. The Data Controller guarantees that the data will be processed in accordance with established uses and strictly within the time frame necessary to comply with the uses for which it is collected.

## **9. FINAL PROVISION**

9.1 The Prize Draw is governed by English law and the English courts shall have exclusive jurisdiction over any disputes.

9.2 lastminute.com's decision is final and binding in all matters relating to the Prize Draw and no correspondence will be entered into.