

The Forest Products Commission's 2018 Pemby Trail Fest Photography Competition

Conditions of entry

Entry

1. The 'Commission' means the Forest Products Commission (ABN 69 101 683 074) of Level 1, D Block 3 Baron-Hay Court Kensington, WA, 6151. Subject to any laws governing this competition, any decision of the Commission about this competition is final.
2. Information on how to enter forms part of these Conditions of Entry. Entry into the competition is deemed acceptance of these Conditions of Entry. If you do not agree with any part of these Conditions of Entry, you should not enter the competition.
3. You are only eligible to enter this competition if you:
 - a. are aged 18 years or older, or are under 18 but have parent or guardian consent to enter; and
 - b. have exclusive intellectual property rights (including copyright ownership) in relation to the photograph(s) submitted in your entry.
4. By entering this competition, you warrant to the Commission that you are eligible to enter this competition based on these Conditions of Entry.
5. The competition starts on the 2nd of May, 2018 at 5.00 pm and ends at 5.00 pm (AWST) on 9th of May, 2018 (Promotion Period). Entries will only be accepted if they are received during the Promotion Period.
6. To enter this competition you must like the Forest Product Commissions Facebook page or follow the Commission on Twitter and post a photograph of you or your family enjoying one of Western Australia's State forests or one of the Commissions pine plantations with #forestsforfun.
7. You acknowledge and agree that late or incomplete entries will be ineligible.
8. The entry must be a minimum 1MB in size or it will not be accepted.
9. When entering the competition via Facebook or Twitter, you agree to email your entry to the Commission if requested by the Commission.
10. There is no fee payable to the Commission to enter this competition.
11. A single social media post must be used for each entry.
12. Employees of the Commission and their immediate family members are ineligible to enter the competition.
13. During the competition period, entrants agree to their images and names being published on the Commission's social media pages, with the possibility of third party sharing, to promote the competition.
14. All entries must meet the requirements set out in these Conditions of Entry. Entries that do not meet these requirements may not be accepted or considered for judging. The Commission may determine at its discretion

whether each entry meets the requirements. The following types of entries will not be accepted:

- a. Entries that contravene any law, infringe the rights of any person or are obscene, offensive, potentially defamatory, culturally insensitive, discriminatory, indecent or otherwise objectionable,
 - b. Entries that violate another person's copyright or intellectual property rights;
 - c. Entries that condone or promote illegal activity;
 - d. Entries that are misleading or deceptive;
 - e. Entries that are spam or intended to cause technical disruptions to email servers;
 - f. Entries that have previously been published or have been submitted for use in an upcoming publication;
 - g. Entries that are considered by the Commission to:
 1. be digitally enhanced, altered or manipulated (including via the use of filters and digital software); or
 2. Involve combining, adding or removing elements in an image.
The Commission reserves the right to review entries for evidence of digital manipulation.
15. Photographs in which a person can be clearly identified may be ineligible unless the entrant can produce evidence to the Commission's satisfaction that the person has provided their written consent for the image to be used in this competition. In the case of a minor, consent must be provided in writing by their parent or guardian.

Copyright

16. By submitting an entry to this competition, the entrant warrants that they hold all intellectual property rights (including copyright) in each photograph submitted for the purposes of this competition. The entrant warrants that the photograph is their original work and that they have not copied any part of another person's work.

Judging

17. The Commission may extend the period of time for judging the photographs at its sole discretion. The decision of the judge is final.
18. The Commission retains the right to publish images from unsuccessful entrants at a later date.

Entries

19. Winners will be notified via social media at 5:00 pm AWST on the 9th of May, 2018 after the competition ends.
20. The entrant grants to the Commission, a royalty-free, perpetual, irrevocable, worldwide licence (including a right of sub-licence) to use, reproduce, publish, distribute, communicate and display any photograph submitted to this competition in connection with any present or future promotion of the Commission and third parties.
21. The Commission requires exclusive use of the winning photograph in the period between notification of being a finalist and, if chosen as a winner, until 30 April 2019. The entrant must notify the Commission immediately if they have previously committed to publication of the image during this period.

Prizes

Winning entries – The three winners will each receive one entry pass to the 2018 Pemby Trail Fest.

Privacy

22. By submitting an entry, you consent to:
 - a. the use by the Commission (and its employees, agents and contractors); and
 - b. the disclosure to a third party (at the discretion of the Commission), of any personal information that is collected by the Commission as part of, or in the course of administering the competition, for the purposes of:
 1. verifying your eligibility to enter the competition;
 2. communicating with you (e.g. to seek further information about the entry);
 3. advising you of the outcome of the competition;
 4. obtaining feedback about the competition for evaluation purposes;
 5. exercising the Commission's rights under these Conditions of Entry (including the right to publish the names of winners); and
 6. providing names and contact details of the successful entrants (entrants will be notified prior to their contact details being released) to journalists as required to facilitate media coverage of the competition, or to people and publishers who contact the Commission expressing an interest in obtaining a copy of the photograph.

23. All records will be managed and disposed of in accordance with the *State Records Act 2000* (WA).

Modification or cancellation

24. The Commission may exercise its discretion, at any time:
- a. to modify, suspend, postpone or cancel this competition without notice to entrants; and
 - b. change or amend these Conditions of Entry without notice to entrants.
25. An entrant may withdraw their entry at any time by notifying the Commission, via email to peter.carr@fpc.wa.gov.au.

Liability

26. To the extent permitted by law, the Commission excludes all liability (in negligence or howsoever) to entrants for any loss, damage, claim or expense that entrants suffer or incur in connection with this competition.
27. Entrants indemnify the Commission on demand against all claims directly or indirectly incurred or suffered by the Commission in respect of:
- a. any infringement by the entrant of any intellectual property rights of any other person in respect of any photograph(s) entered into the competition;
 - b. the use of the photograph(s) by the Commission; and
 - c. any breach of these Conditions of Entry.