

Terms and Conditions of Participation and Privacy Notice

#MobilityisaHumanRide

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Short title	Terms and Conditions of Participation and Privacy Notice #MobilityisaHumanRide
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1 Subject Matter

These Terms and Conditions of Participation set out the rules for participation in the social media campaign #MobilityisaHumanRide (hereinafter "**Campaign**"). The initiator of this Campaign is PTV Planung Transport Verkehr GmbH, Haid-und-Neu-Straße 15, 76131 Karlsruhe, Germany (hereinafter "**PTV**"). The Campaign will run for the benefit of the World Resources Institute, a non-profit global research organisation located at 10 G Street NE Suite 800, Washington, D.C. 20002, USA (hereafter "**WRI**") in the period from 2023-09-01 at 00:01 a.m. to 2023-12-15 at 11:59 p.m. (hereafter "**Campaign Period**").

Participants have the opportunity to take a photo of themselves with a sign with the inscription "Mobility is a Human Ride" in a mobility-themed environment (e.g., on the train, at a bus stop, in front of a bicycle) (hereinafter "**Content**") and to publish this on their LinkedIn feed using the hashtag #MobilityisaHumanRide and linking to the PTV LinkedIn channel [@PTV Group](#). As an option, the participants can also link to PTV's LinkedIn channel.

For each photo published in this way, PTV will donate EUR 1.00 to WRI, but no more than a total amount of EUR 10,000.

After editorial selection by PTV, the content can be published on the [Campaign website](#), available at <https://www.ptvgroup.com/en/mobilityisahumanride>. There is no entitlement to publication.

Participation in the Campaign is governed by these Terms and Conditions. Participants expressly agree to these Terms and Conditions by publishing the Content as described in this Section 1. PTV reserves the right to terminate the Campaign prematurely, in whole or in part, at any time, even without notice and without giving reasons, or to change its course for the future, if it is not possible for technical or legal reasons to comply with the planned implementation of the Campaign. The participants will be informed about this at a suitable point in time. The participant expressly agrees to such changes and modifications upon publishing of further content after the date of the change.

2 Terms and Conditions of Participation

2.1 General

Participation in the Campaign is free of charge. Participation is only possible within the Campaign Period. Natural persons who have unrestricted legal capacity are eligible to participate. If a participant has limited legal capacity, they require the consent of their legal representative.

2.2 Responsibility of Participants

It is in the interest of PTV to respect the intellectual property of third parties, the privacy of individuals depicted in the Content, and their personal integrity. Participants are therefore requested to do the same.

Participants are solely responsible for the content they publish. Accordingly, participants assure that their content either does not infringe upon the rights of third parties, in particular

copyrights, trademarks, name rights, and identifying marks, or that they have the necessary rights to publish. Participants also assure that the publication of the content does not violate the rights of third parties, particularly personality rights, and any legal provisions. Content that serves commercial interests or aims to spread participants' political or ideological views may not be published.

Content that does not comply with these conditions cannot be considered for the Campaign. PTV reserves the right to exclude and/or block participants who violate the Terms and Conditions of the Campaign.

2.3 Granting of Rights

Participants grant PTV a non-exclusive, unrestricted, irrevocable, perpetual, royalty-free right to use the content in any manner, including for commercial and editorial purposes on the [Campaign website](#), without any limitations in terms of content, territory, or time, which will be published and made publicly accessible on the [Campaign website](#). Participants waive the right to be credited as the author; however, PTV is authorised to mention the names of the participants along with the publication.

Participants shall indemnify PTV, its affiliated companies, and the representatives, employees, shareholders, and agents of PTV, from any claims asserted by third parties alleging that the content uploaded by the participant infringes upon their rights.

3 Final Provisions

The Campaign is not related to LinkedIn and/or the WRI and is not sponsored, supported or organised in any way by them.

These Terms and Conditions of Participation, as well as the entire legal relationship between PTV and the participants, are governed by the law of the Federal Republic of Germany, excluding the UN Convention on Contracts for the International Sale of Goods (CISG) and private international law. The place of performance is Karlsruhe. Karlsruhe is agreed as the place of jurisdiction to the extent permitted.

Should individual provisions of these terms of participation be or become invalid, the validity of the remaining provisions shall not be affected. PTV will replace the invalid provision with a legally valid provision that comes as close as possible in terms of content and economic effect to the invalid provision.

4 Privacy Notice

This Privacy Notice applies to the participation in the PTV Campaign. You can find general information on how we handle your personal data, as well as the privacy policy for using the website and your rights as a data subject, in our [general Data Privacy Statement](#).

The privacy notice takes precedence for participation in the Campaign.

When you participate in the Campaign, various items of personal data will be collected. Personal data is data which can be used to identify you. This privacy notice explains which

data we collect and what we use it for. It also explains how and for which purpose we do so.

4.1 Responsible Entity

The responsible entity for data processing is:

PTV Planung Transport Verkehr GmbH

Haid-und-Neu-Straße 15

76131 Karlsruhe, Germany

Email: info@ptvgroup.com

PTV Planung Transport Verkehr GmbH together with its affiliated companies within the meaning of §§ 15 et seqq. German Share Corporation Act AktG, the PTV Group. PTV has appointed an external Data Protection Officer. He can be reached at:

Email: data-protection@ptvgroup.com

4.2 Processing of Personal Data

We process your personal data within the scope of the Campaign to evaluate the content published by participants according to the Campaign's guidelines, to publish the content on the [Campaign website](#) after editorial selection, and to calculate the total amount of the donation to WIR.

Purposes of data processing: Data processing is performed to carry out the Campaign described above.

Legal basis for data processing: The data processing is based on your consent given by participating in the Campaign, in accordance with Art. 6(1)(a) GDPR. Furthermore, the data processing is performed to fulfil a contract in accordance with Art. 6(1)(b) GDPR based on the usage rights granted under Clause 2.3

Storage duration: Unless a more specific storage period is mentioned in this privacy policy, your personal data will be retained by us until the purpose of data processing ceases.

Right to Object and Erasure: You can avoid the data processing described here by refraining from participating in the Campaign.

4.3 Processing of Personal Data by Third Parties

We also use external service providers for the processing of your personal data. In such cases, we ensure the security of your data by concluding data processing agreements with the respective service providers, which comply with the high legal requirements for data protection compliance.

4.3.1 Hosting provider of the campaign website

We use the provider UEBERBIT GmbH, Rheinvorlandstraße 7, 68159 Mannheim, Germany ("**UEBERBIT**") for hosting our website www.ptvgroup.com and the [Campaign website](#).

We have concluded an order processing agreement with UEBERBIT. The personal data collected via the website (excluding the IP address) is stored on the hosting provider's servers in Frankfurt, Germany. Our hosting provider will only process your data insofar as

this is necessary to fulfil the service obligations and to follow our instructions with regard to this data.

You can view UEBERBIT's privacy policy here: <https://www.UEBERBIT.de/datenschutz>

Purposes of data processing: Using a hosting provider is in the interest of secure, fast, and efficient provision of our online services by a professional hosting provider.

Legal basis for data processing: The data processing is based on our legitimate interests pursuant to Art. 6(1)(f) GDPR. Our legitimate interest lies in the purposes mentioned above.

Storage duration: Unless a more specific storage period is mentioned in this privacy policy, your personal data will be retained by us until the purpose of data processing ceases.

Right to Object and Erasure: You can avoid the data processing described here by refraining from participating in the Campaign.

4.3.2 Use of the Flockler social wall

We use services from the provider Flockler Oy, Rautatiekatu 21 B, 33100 Tampere, Finland ("**Flockler**"). Flockler is a social media aggregator tool that can curate social media feeds and present social media content.

We have concluded an order processing agreement with Flockler. Flockler does not store any personal data of website visitors. However, Flockler handles the personal data of participants who publish content on LinkedIn as outlined above (name, nicknames, user name, profile picture, content, location, number of followers).

You can view Flockler's privacy policy here: <https://flockler.com/privacy-policy>

Purposes of data processing: We use the tool to curate social media feeds and present social media content that we believe is relevant and inspiring.

Legal basis for data processing: Data is processed on the basis of your consent pursuant to Art. 6(1)(a) GDPR.

Storage duration: Unless a more specific storage period is mentioned in this privacy policy, your personal data will be retained by us until the purpose of data processing ceases.

Right to Object and Erasure: You can avoid the data processing described here by refraining from participating in the Campaign.

4.3.3 Processing of personal data by third parties when accessing the website

Additional personal data may be processed by third parties when accessing the website www.ptvgroup.com or the [Campaign website](#). Details can be found in the [Data Privacy Statement PTV GmbH](#).

4.4 Data Erasure

PTV erases all user data within eight weeks after termination of the contractual relationship. If PTV is obligated to store user data (e.g., invoice and contract data) due to legal data retention requirements, PTV will block this data for further processing.

4.5 **Customer's Right to Be Informed**

According to Article 15 GDPR, data subjects have the right to request information about the personal data stored by PTV or their pseudonym. Requests for information can be addressed to:

PTV Planung Transport Verkehr GmbH

Haid-und-Neu-Straße 15

76131 Karlsruhe, Germany

Email: data-protection@ptvgroup.com

4.6 **Right to Lodge a Complaint with the Competent Supervisory Authority**

In case of violations of the GDPR, data subjects have the right to lodge a complaint with a supervisory authority, especially in the Member State where they have their habitual residence, place of work, or the place where the alleged violation occurred. This right to lodge a complaint exists regardless of any other administrative or judicial remedies available.

4.7 **Additional Rights as a Data Subject**

A complete list of all data subject rights can be found in the [Data Privacy Statement PTV GmbH](#).