

## CONTEST RULES

### “Ferrovial #UrbanPeekAtHome ” CONTEST ON INSTAGRAM

#### I. ORGANIZER.

FERROVIAL, S.A., which has registered offices in called Príncipe de Vergara 135, 28002, Madrid, and tax identification number A-81939209, and is registered in the Madrid Mercantile Registry, volume 12.774, sheet 196, section 8, page M-204.873 (hereinafter, **FERROVIAL** or "**the Organizer**"), is organizing a free competition entitled “**Ferrovial #UrbanPeekAtHome**” (hereinafter, "**the Contest**") on the social network Instagram, in which any natural person meeting the conditions set out in these rules may participate. These rules will be published on the Organizer’s website [www.ferrovial.com](http://www.ferrovial.com).

#### II. TERMS AND CONDITIONS.

Any registered user of Instagram, aged 18 years and over, may participate in the Contest, from anywhere in the world.

Participation in the Contest implies that the contestant has accepted the terms and conditions of this social media network (<http://instagram.com/legal/terms/>).

#### III. SPECIFIC CONTEST RULES

- III.1 The theme of the Contest is “Urban Photographs Taken from Home”. Only photographs on this theme will be considered in the Contest.
- III.2 Participants must follow the Instagram Ferrovia account: @Ferrovia and post their photographs on this theme on Instagram and tag their photographs with the hashtag #UrbanPeekAtHome in the description.
- III.3 The photographs must be originals, not copies or reproductions of other photographs, and must in no manner breach image rights, intellectual property, industrial, data protection or any other rights pertaining to third parties.
- III.4 The photographs, descriptions and comments thereon must not contravene current legislation, nor be contrary to morality or public order, defamatory, aggressive, obscene, sexually explicit, offensive, violent or violence-inciting, racist or xenophobic, nor, in general, be illegal or violate a person's rights and/or physical and/or moral integrity. Participants will be wholly and exclusively liable for the content of their photographs that they send holding Ferrovia harmless from any legal responsibility thereof (including, but not limited to, infringement of data protection rights, intellectual/industrial property

rights or any other rights). [Instagram does not sponsor, endorse or manage this Contest either individually or collectively, nor are they in any way associated with it].

- III.5 The photographs must be posted on Instagram (“[Terms and Conditions](#)”) between 00:00 hours on 14 April and 24:00 hours on 7 May 2020. Photographs posted outside of these dates will not be accepted.
- III.6 Each person may only participate once from their unique Instagram account. If he or she has more accounts on Instagram, he or she may participate one time from each one.
- III.7 A jury comprising three (3) members of the Digital Communications team from FERROVIAL and two (2) members of the @lgers communications team (“the **Jury**”) will shortlist fifty (50) photographs, from which the Jury will then select one (1) single winning photograph as being, in their view, the best representation of the theme set out in Clause III.1 above, from among the photographs posted using the hashtag #UrbanPeekAtHome within the period specified in section III.5 above. The number of "Likes", comments or shares that a photograph obtains on social media will have no bearing on whether it is one of the fifty (50) shortlisted photographs. For clarification purposes, note that the aforementioned jury will select the winning photograph wholly and exclusively at its own discretion. Any photographs posted by members of the Digital Communications team from FERROVIAL and their immediate family members will not be eligible for a prize.
- III.8 An online exhibition will be made on Instagram at a time and date to be designated by the Organizer, which will include the photographs of all fifty (50) shortlisted finalists.
- III.9 The prize will consist of a donation of €1.000 that FERROVIAL will give to one of the following causes, which will be chosen by the winner of the contest: 1) equipment for hospitals, 2) research centres, 3) support to vulnerable groups, pursuant to the provisions of clause III.4, within a maximum period of sixty days (60) days from the day following the publication of the winner on the website [www.ferrovial.com](http://www.ferrovial.com).
- III.10 On 13 May 2020, FERROVIAL will announce the name of the winner through a post via Instagram . FERROVIAL will send a direct message via Instagram to the contest winner. The winner must respond to FERROVIAL by 23:59 on 14 May 2020 with their personal details (full name, surname and telephone number). “In the event that it is not possible to contact the winner, the winner fails to give all the required details or respond within the said period, FERROVIAL may select another winner. For clarification purposes, note that the FERROVIAL shall have no obligation toward a winner who fails to respond within the aforementioned term.”

#### IV. PERSONAL DATA PROTECTION POLICY.

IV.1 Pursuant to Spanish Organic Law 3/2018, of 5 December, on Data Protection and regulations thereto, personal data provided by participants will be processed by FERROVIAL as a Data Controller, in order to properly manage the management of the Contest, as well as the determination of the winner and its diffusion. FERROVIAL may also verify the inexistence of actions or participations fraudulent or contrary to the Legal Basis of the Contest and manage the prize awarded to the winner. The Organizer will also process your data for the fulfilment of legal obligations that correspond to FERROVIAL as organizer of the Contest.

IV.2 The sources from which the data come from are provided by the participant, in the legal relationship the participant have established with FERROVIAL when participating in the present Contest. The type of data FERROVIAL may collect are **(i)** identifying and contact data; **(ii)** personal characteristics data; and **(iii)** image.

FERROVIAL has assigned a Data Protection Officer who will be available to answer any questions you may have regarding the processing of your personal data by e-mailing [dpd@ferrovial.com](mailto:dpd@ferrovial.com).

IV.3 The legal basis of the data processing by Ferrovial is based on the consent of the Participants when they expressly accept it and post their photograph on Instagram with the hashtag #UrbanPeekAtHome. FERROVIAL will also process the participants' data for the fulfillment of FERROVIAL's legal obligations as organizer of the Contest,

IV.4 The Participant declares that the data provided to FERROVIAL are truthful, accurate and complete, and that they are up to date. The Participant shall be responsible for any damage that may arise due to the lack of compliance with this obligation. The Participant declares to have informed the third parties whose data is being provided to FERROVIAL of the aspects contained in this document and to have obtained his authorization to provide them to FERROVIAL for the above-mentioned purposes.

IV.5 FERROVIAL will keep the personal data during the development of the Contest and, later, provided that they have not exercised their right to erasure, the personal data will be kept taking into account the legal deadlines that apply in each specific case, the type of data, as well as the purpose of the processing.

IV.6 The personal data processed by FERROVIAL may be communicated to Public Bodies and Administrations in case of legal obligation.

Those data subjects have the right to access their data, rectify, delete or port, limit or oppose their processing in certain cases, as well as revoke the consents provided, where appropriate, by sending a communication to the addresses indicated in the heading, with the reference "Data Protection", including the name, surnames, a copy of the National ID, an address for notifications and the right to exercise. They can also claim before the Spanish Agency for Data Protection, especially when they have

not obtained satisfaction in the exercise of their rights. Additionally, and in relation to Ferrovial Group companies in Spain, or Group companies using personal details in Spain, participants may contact Ferrovial Data Protection Officer by email at [dpd@ferrovial.com](mailto:dpd@ferrovial.com) or by post at Calle Príncipe de Vergara 135, 28002 – Madrid.

## **V. INTELLECTUAL AND INDUSTRIAL PROPERTY RIGHTS.**

- V.1 Participants authorise the reproduction and/or publication of their name and surnames and social media username, in whole or in part, by any means or medium, both internally and externally, for communication, marketing, promotion and/or advertising purposes, and their reproduction in, including, but not limited to, meetings, fora, conferences, websites, social media, publications, and in any other means of exploitation known at present or which may be developed in the future; such reproduction and/or publication will not generate any rights in favour of the participants to receive any kind of compensation or any other kind of right.

## **VI. ACCEPTANCE OF THE RULES OF THE CONTEST AND LIABILITY.**

- VI.1 Merely participating in the Contest by posting a photograph on Instagram with the hashtag #UrbanPeekAtHome implies full acceptance of these rules and express agreement.
- VI.2 FERROVIAL reserves the right to cancel the Contest or the prize (i) in the event of irregularities being detected, or (ii) there is no participation, or (iii) at the Organizer's discretion. Any amendments to these rules will be announced to participants on the Organizer's Facebook and Instagram profiles.
- VI.3 FERROVIAL reserves the right to disqualify any participant that it considers either to be in breach of any condition of entry contained in these rules, or to be fraudulently or improperly participating in the Contest. Any participant who is disqualified for any reason will forfeit all rights associated with participation.
- VI.4 FERROVIAL is not liable for failure to identify the participants or winners as a result of an error in the data which they presented.

## **VII. APPLICABLE LAW AND JURISDICTION**

These rules are subject to Spanish legislation. Any claims relating to the Contest should be sent in writing to FERROVIAL, S.A., Digital Communication Department, calle Príncipe de Vergara 135, 28002 Madrid or by e-mail to [web@ferrovial.com](mailto:web@ferrovial.com). In the event of dispute in the application or interpretation of these rules, all parties expressly waive any other jurisdiction to which they might otherwise be entitled, and agree to submit to the courts of the city of Madrid.