

## **Terms and Conditions of the Event under the name : “MONSTER JAM”**

### **I. General Provisions:**

1. These Regulations (hereinafter referred to as "Regulations ") were issued under the provisions of the Act of 20 March 2009 the safety of mass events, published in the Journal of Laws 2017 point 1160 (hereinafter the "Act") and on the basis of the provisions of the Civil Code.

2. The Regulations is issued by ALTER ART FESTIVAL SP. Z O.O. company with its registered office in Warsaw, 14 Kazimierzowska Str., entered in the companies register of the District Court for the City of Warsaw in Warsaw, KRS no: 227624, (hereinafter referred to as the Promoter) of the event: "*Monster Jam*", which will take place on September 22<sup>nd</sup> 2018 at Śląski Stadium in Chorzów, at Katowicka 10 Str. (hereinafter referred to as "The Event").

3. The Regulations is addressed to all persons present in Event Area during The Event. Every person present in Event Area during Event shall comply with the provisions of these Regulations.

4. The aim of this Regulations is to keep the security of the Event by regulating the rules of behaviour of persons present at the Event and using the Area of the Event, as well as devices and equipment that is placed in the Event's Area, moreover to regulate the rights and obligations of the members of the Event in connection to purchasing the entry ticket for the Event.

5. Definitions below that are used in the Regulations will have following shall meaning:

"Ticket" shall mean the individual approval to enter the Event.

"Security Service" and "Stewards" shall mean all persons appointed by the Promoter of the Event including the security agency employees, identified by the ID card to take care of the security of those who take part in the Event, including the control of the authorization of those who have the entry permission to the Event. Members of Security Service and Stewards have ID cards visibly shown, that include the name of the publisher, ID number and a photograph, validity date, seal and signature of the publisher.

"Event's Area" is the place where the Event is organized. The place can be changed because of very important reasons. This information will be published before the start of the Event.

"Event Participant" shall be the person who participates in the Event on the basis of the Ticket. The Participant of the Event can be a minor over 15 years of age – alone (persons born before September 22<sup>nd</sup> 2003 and on 22<sup>nd</sup> September 2003). Also a minor under 15 years of age may be the Event participant (persons born after September 22<sup>nd</sup> 2003), accompanied by an adult on the sole responsibility of an adult (after purchasing a ticket for both the adult and the minor). Children under 3 years of age (born after September 22<sup>nd</sup> 2015) can participate in the Event free of charge and sit on their carer's lap for the entire Event. The child's carers and the minors over 15 years of age are obliged to poses the document confirming child's/minor's age. Lack of such document equals to the necessity of purchasing a ticket for child or refusal to enter the Event without adult carer.

### **II. Selling tickets:**

6. Tickets are being sold only in authorized points of sale. Tickets can be sold only for price printed on the Ticket. The tickets are sold only in the authorized points of sale: on [www.ebielt.pl](http://www.ebielt.pl) and on [www.alterartshow.pl](http://www.alterartshow.pl).

7. It is forbidden to sell Tickets on auctions, biddings or carried out in any other manner indicating a commercial character of such resale. It is prohibited to any public offering Ticket transfer, including as prizes in contests, sweepstakes, in the sale of bonus or any other promotion, including free tickets.

8. The Promoter announces that in accordance with Article 133 of the Act of 20 May 1971 of Criminal Code: "Whoever buys for resale at a profit tickets to art events, entertainment or sports or who sells such tickets at a profit, shall be liable to arrest, restriction of liberty or a fine. Attempt and aiding and abetting are punishable."

9. Ticket for entry to the event must be original, acquired under the provisions of these Regulations. A ticket purchased in violation of the provisions may be declared invalid by the Promoter, without the right to reimbursement. Promoter warns that buying Tickets from other people carries the risk of buying counterfeit tickets, which results in the denial of access and participation in the Event.

The Promoter informs that the original bar code on each and every Ticket entitles to the exchange of a Ticket to a Wristband only at the first time scanning. The Promoter warns that in case that a Ticket is made available (in any form) to the third party, such Ticket may be used by that person, which may result in the situation when the Ticket purchaser will be refused the exchange of a Ticket to Wristband and in effect the admission to the Event. In such case the Promoter is not responsible in relation to the Ticket purchaser.

10. If a disabled person wants to participate in the Event, together with the carer, each person is required to purchase Tickets.

11. Children under 3 can enter for free; in order not to buy a ticket for child under 3 years of age, it's necessary to have valid proof of child's age.

### **III. Entrance into the Event's Area and to sectors.**

12. Entrance to the Event's Area is granted to persons holding tickets and identification.

If the participant of the Event is a minor in the age up to 15 (persons born after September 22<sup>nd</sup> 2003), he may participate in the Event unless supervised by an adult.

13. Notwithstanding the fulfilment of these conditions set out in point 12 above, the Promoter in accordance with the provisions of the Act can refuse the entry to the Event Area for:

(a) persons to whom the ruling was issued banning the mass event, or an obligation to refrain from staying in place to carry out mass events, issued by the court against the offender in connection with the conditional suspension of imprisonment or to a minor on the basis of Article. 6 paragraph 2 of the Act of 26 October 1982 on proceedings in juvenile cases, as well as those against which it was issued foreign or club prohibition within the shall meaning of the Act.

(b) persons, who refuse to subject to activities, that are mentioned in point 22 – points a) and b) of this Regulations.

(c) a person under the visible influence of alcohol, narcotics, psychotropic substances or other similar substances,

(d) person bearing a weapon or other dangerous items, explosives, pyrotechnics, fire-risk materials, alcoholic beverages, narcotic drugs or psychotropic substances.

Judgment about objects and qualifying them as dangerous belongs to Security Service.

(e) person who is aggressive, provocative or in other way is causing danger for security or public order.

14. The Event's Promoter can refuse to enter to the Event or participating in the Event to persons who:

(a) whose appearance makes it impossible to identify them

(b) who carries plastic or glass containers or cans with the volume over 0.5 l.etc.

(c) do not have their identification document

Promoter has planned deposits, paid 10 PLN per item. Deposit will be obligatory for persons, who will carry items considered in Regulations as prohibited.

15. Entrance to the Sectors is for individuals having the appropriate Ticket.

#### **IV. Organizational and order Regulations applicable in the Event Area.**

16. Promoter provides security and order to those present at the Event, during its duration through:

a) Security Service and Stewards distinctive by elements of clothing.

b) Appointing the head of security affairs, that manages Security Service and Stewards and organizes work of Security Service.

c) making medical, hygienic and sanitary supply base available

d) changing the place of the Event for a different one if necessary.

17. Participants of the Event as well as all other persons who are on the Event's Area are required to follow the instructions of Security Service, including the head of Security Service. Refusal to comply with these instructions may result solely because of their contradiction with the generally applicable laws. Minors to 15 years of age (born after September 22<sup>nd</sup> 2003) attending the event are under the sole responsibility of the person who exercises custody thereof; attendants over 15 years of age (born before September 22<sup>nd</sup> 2003 and on 22<sup>nd</sup> September 2003) participate in the Event at their own responsibility.

18. Event Participants and all other persons, who are in the area of the Event are obliged to behave in a manner that is not dangerous to other people at the Event and obey the provisions of the present Regulations. It is forbidden to destroy the signs and information banners, advertising mediums, devices and equipment that is placed in the Event's Area etc. Participants are required to use the sanitary facilities only for their intended purpose.

19. Photo cameras are allowed into Event Area. It is forbidden to carry in video cameras, tripods, selfie sticks and any other photographic equipment and accessories. The photos must be taken for personal use only. Taking photos should not obstruct the view of other sitting audience members.

20. No dogs nor other animals are allowed into Event Venue. No commercial or other profit-making activity, nor fundraising shall be conducted without authorisation of Promoter.

21. Within the scope of the Act and Regulations, Promoter is entitled to record the course of events, in particular, the behaviour of people with recording equipment audio and video. Materials gathered during the course of fixation events, which may provide evidence to the initiation of criminal proceedings or proceedings in misdeal shall mean our cases or evidence relevant to such legal proceedings, the Promoter shall immediately transmit to the competent prosecutor, the District of the events or the Police. Gathered during the course of events materials that do not contain evidence to institute criminal proceedings or proceedings in misdeal shall mean our cases or evidence relevant to such legal proceedings are kept after the Event is finished for at least one month and then they are all collectively destroyed.

22. Security Service and Stewards shall have an ID on display. They are entitled under the provisions of the Act to:

a) determine the eligibility of persons to reside in the Event, and in case of an absence of appropriate authorities, call them to leave Event.

b) check ID cards of people to establish their identity,

c) search luggage and clothing of persons who are suspected that they enter with or have objects, that are mentioned in point 13 d), 14 b) or point 19 of this Regulations.

d) give orders for those who break the public order or do not behave according to the mass event Regulations, in case of not obeying those orders call them to leave Event.

e) in cases listed in the Article 11 point 1 and 2 of the Act of 24 May 2013 on the direct coercive measures and firearms (Journal of Laws position 628) the coercive measures listed in article 12, paragraph 1 point 1 letter a and b, point 1 letter a and point 12 of the Act.

f) recognition, in order to immediately forward to the Police, persons posing a direct threat to human life or health, as well as protected property.

23. Security Service and Stewards are obliged to remove from the Event's Area persons, who break public order with their behaviour or they are behaving in a way that is against the Regulations.

24. Members of Security Service depending on potential risk and needs may be equipped with:

- hand metal detectors

- other necessary and legally permissible means of personal protection

25. Checking if the Event Participant is authorized to be in the Event Area the member of Security Service does through:

- checking if the person has a valid Ticket

- comparison of the presented document with the example.

26. In case of finding in the baggage or clothing contents objects which are forbidden during the Event, the member of Security Service does not allow entering the Event to the person who was found in possession of these items or removes them from the Event's Area.

27. In case of finding in the baggage or clothing contents: arms or other dangerous objects, alcohol drinks, explosives, fireworks, fire-risk materials or drugs and psychotropic, the member of Security Service captures the person who carries the forbidden materials in their baggage or clothing, he takes the materials away, prepares the protocol and passes this person to the Police together with the confiscated objects.

28. Promoter designates the area division of the Event:

- Technical and social facilities

- audience in the hall – sitting

- teams of the main entrance

- points of fixed security by the security service

- Catering area, where beer up to 3,5 % of alcohol content (only possible to consume in the catering area)

29. Promoter is responsible for fire safety by providing that:

a) staff, Security Service, Stewards and the Promoter must know the location of fire extinguishers and hydrants and Regulations of conduct in case of fire;

b) Security Service must be trained in the principles of evacuation, on how to alert the fire brigade, regulations for use of fire extinguishers, providing medical first aid.

30. During the Event the Promoter and the participants and other people who are in the Event's Area are required to comply with the provisions of the Act about upbringing in sobriety and counteracting alcoholism.

## **V. Rights and obligations of the Participants of the Event.**

31. Promoter announces that due to the large number of participants and the necessary control and security measures applied at the entrance to the event Participants are required to arrive to the Event with adequate time advance.

32. The Promoter also records the course of the Event for the purposes of documentation and promotion or advertising of the Event and events in future years, the Promoter and sponsors.

33. In the Event Area it is forbidden to do any advertising, marketing or promotional activities that were not agreed upon with the Promoter. Persons who violate this prohibition will be removed from the Area of the Event. Promoter is not obliged to pay any compensation to the ticket holder who is not applying the prohibition.

## **VI. Claims**

34. Any complaints can be submitted in writing no later than 21 days from the date of termination of the Event to the following mailing address of the Promoter:

ALTER ART FESTIVAL SP. Z O.O.

Ul. Kazimierzowska 14

02-589 Warszawa

35. The condition of claims is the exhaustion of the complaint procedure referred to in this section of the Regulations.

36. Promoter recognizes the complaints submitted according to paragraph 34 and 35 above, within 21 days from the date of notification by registered mail to the Promoter. The complaints must have proof of shipment of the registered letter.

37. Exercising the procedure of submitting a complaint is voluntary and is not a condition of pursuing claims.

38. ALTER ART FESTIVAL SP.ZO.O. with its registered office at Kazimierzowska 14 Str. Is the administrator of personal data. Personal data are processed in order to investigate complaints. Providing personal data is voluntary, but also necessary to receive the reply for submitted complaint. The legal basis to processing personal data is its indispensability to fulfil the purposes resulting from the legally justified business activities conducted by the administrator, consisting in investigating the complaints. The administrator may process the personal data of the Participants as long as it is necessary for fulfilling the purposes, for which the data were collected as long as there is no technical, legal or any other important reason justifying the deletion, destruction or anonymization of these data.

39. If the data concern a particular person, this person has the right to demand an access to his or hers data from the administrator in order to correct, delete the data or to limit the processing of this data, as well as the right to file an objection against processing the data and the right to move the data as well as the right to file a complaint to a supervisory body.

#### **VII. Criminal provisions resulting from the act.**

40. Who does not execute the command order, issued under the Act or the Regulations published by the Promoter or the Security Service, can be punished by detention, restriction of liberty or a fine.

41. Whoever brings or possesses a weapon at the Event or other dangerous objects, explosives, fireworks or fire-risk materials is subjected to arrest or restriction of liberty.

#### **VIII. Final provisions.**

42. All rights to the name and logo of the Event are reserved to the Promoter. Official programs and gadgets for the Event will be sold exclusively in the Event's Area or in outlets authorized by the Promoter.

43. Only the Promoter gives the status of the Event Sponsor.

44. These Regulations are available:

- On the [www.alterartshow.pl](http://www.alterartshow.pl) website

- in points of sale of tickets;

- at the entrance to the Event's Area.

45. Mail to the Promoter shall be directed to the address indicated in point 34 in writing, by registered mail.

46. Security Service and Stewards may issue its own instructions and fire safety in accordance with applicable law.

47. In matters unsettled in the Regulations, the provisions of the Act are used.

48. Regulations come into force on September 3<sup>rd</sup> 2018.

49. The Promoter has the right to make changes in these Regulations, especially due to the need to provide a proper course of the Event and safety to the Event Participants.

Warsaw, September 3<sup>rd</sup> , 2018.