

RULES OF THE COMPETITION

«LA MOSTRA»

13th INTERNATIONAL NEW TALENT'S SHORT FILM FEST | BCN - SEOUL

1. Subject matter

TRANSPORTS DE BARCELONA, SA, with Tax Identification Number A-08016081, and FERROCARRIL METROPOLITÀ DE BARCELONA, SA, with Tax Identification Number A-080005795 (henceforth TB and Metro, respectively, and TMB when appointed jointly). The two organizations, with registered office at Carrer 60, no. 21-23, Sector A, of the Zona Franca industrial estate, 08040 Barcelona, are organising, in collaboration with the TMB Foundation (Transports Metropolitans de Barcelona), having NIF (tax ID no.) G-65395089 and the same address as the above-mentioned companies, a FESTIVAL called Subtravelling, 13th INTERNATIONAL NEW TALENT'S SHORT FILM FEST | BCN - SEOUL- Category 'La Mostra Internacional' ('the Competition'), which will take place in Barcelona from 11 January 2023 to 25 January 2023.

2. Duration

This competition will start at 12:00 on 11 January and end at 23:59 on 25 January 2023.

3. Terms and conditions for participation

It is essential you meet the following conditions beforehand, to take part in this voting competition:

- Be at least 18 years old.
- Be a legal resident of Spain.
- You must be a member of the JoTMBé club and have therefore read and accepted the terms and conditions of that club.
- All details on the JoTMBé's registration forms for this competition must be truthful and complete. Participants must also keep their details up to date.

4. Registration

To take part in this competition, you need to fill in all the details on the registration form in the 'Register' section of the website <http://subtravellingfestival.tmb.cat>

The participation period starts at 12:00 on 11 January and ends at 23:59 on 25 January 2023.

The details provided must be complete and truthful and kept up to date by participants.

There is no charge for entering this competition and no purchase of any product or service is required.

5. How the competition works

5.1 Votes

From 12:00 on 11 January 2023 to 23:59 on 25 January 2023.

- Participants can vote on all Subtravelling short films in La Mostra Internacional, which will be published in the 'La Mostra' section of the <http://subtravellingfestival.tmb.cat/ca/> website.
- You will find the following short films in this section:
 - a) 10 Short films from the La Mostra Internacional Subtravelling section
 - b) 10 Short films selected by the SMIFF festival
- For each vote, you can be entered into a draw to win one of the prizes.
- Voters can win a daily prize.
- A winner of the *Gran Espectador* prize will be chosen from among all the voting participants .
- The short film that receives the most votes in this process will be awarded the prize for the best short film in La Mostra Subtravelling.

5.2 Categories

- All the daily votes will be entered into a prize draw. Participants can enter the draw each day and the winner will be selected through a system called the 'winning moment'.
- All votes will be included in a draw at the end of the voting period, to award the *Gran Espectador* audience prize.
- The most voted for short film from the Mostra Internacional will be selected.

5.3 For both categories

- Each participant can vote for as many short films as they want from all those published, but each participant can only vote for the same short film once. So, for each of the two categories (Gran Espectador and the daily) participants can therefore only get one entry in the prize draw for each short film published on the website.
- Participants, when voting, have to give the score they consider appropriate, ranging from 1 to 5 stars.
- Votes can only be cast through the website of this competition: <http://subtravellingfestival.tmb.cat/ca/>

6. Prizes

The prizes in this competition are:

The Gran Espectador:

A draw which includes all the users who have given scores for the short films taking part in La Mostra.

- A year of free films at the Filmax Gran Via cinema in Hospitalet de Llobregat

Daily draw:

- 15 pairs of tickets for the Filmax Gran Via cinema in Hospitalet de Llobregat

The best La Mostra short film:

- As a result of all the votes, the best Short Film of La Mostra Internacional de Subtravelling 2022 will be chosen.
- The best La Mostra short film prize is symbolic and will consist of recognition from Subtravelling as the best short film of the 13th INTERNATIONAL NEW TALENT'S SHORT FILM FEST | BCN - SEOUL.

7. Terms and conditions of the prizes

- If TMB is unable to provide the above-mentioned prizes for any reason outside its control, it will award another one of equal or greater value.
- The prizes are not exchangeable for money or any other prize and only include the products or services expressly stated in these rules.
- TMB shall not be responsible for any improper use that the winners make of the prizes. TMB shall not be responsible for any incident, outside its control, which occurs after the delivery of the prize obtained by the winner of the competition.
- TMB shall not be responsible for any operating flaws or imperfections or deterioration of the prize once it has been awarded to the winner of the competition, who will have to contact the manufacturer, wholesaler, agency or service provider.
- The prizes are personal and non-transferable and can only be used by the winning participants.
- Winning participants may only use the prizes in accordance with their terms and conditions of use.
- All expenses incurred by the winners for using the prizes (such as, but not exclusively, travel, accommodation, subsistence allowances) will be their own and borne by them.

- Pairs of tickets and annual passes for the Filmax Gran Via cinema will only be valid as from the day following the competition awards ceremony and up to the date determined by the cinema.
- All special events are excluded from the cinema tickets. Access will be subject to availability of seats; the Filmax Gran Via cinema reserves the right to amend the terms and conditions as required by the distributors.

8. Selection of the winners

There are two winner-selection systems:

a) Draw from among all the votes (The Gran Espectador Category)

- A winner will be chosen from among all the users who gave a score for the short films - except the daily ones, who will be selected through the “winning moment” system - by an online random draw using a computer application.
- The draw for choosing the winner will be held as from the end of January 2023 and the result will be made public, during the festival’s award-giving and closing ceremony.
- The name and surname(s) of the winners will be announced at that event and later published on the Subtravelling website.

b) Winning moments (Daily category)

- The “winning moments” will take place at an hour, minute and second that will have been previously set at random through a computer application.
- To take part in the ‘winning moment’ category, participants will have to vote with stars (between 1 and 5) for the published short films. Participants will have as many opportunities as there are published short films throughout the promotion.
- The participant who votes for a short film at the moment coinciding with the pre-set winning moment will be the prize winner. If no participant coincides with the set winning moment, the winner will be the first person after it. In other words, the first person to vote for a short film just after the corresponding winning moment. Users who become winners will be immediately informed by email after they press the voting button.
- The names of the winners of the daily draw will be announced on the Subtravelling website after the awards ceremony.

9. Awards ceremony

Prizes are expected to be awarded from the end of December. Owing to various circumstances, the dates may change if TMB so decides.

When a prize is delivered in person, it is essential that winners of the 'Gran Espectador' category attend the prize-giving ceremony. Otherwise, TMB will consider that the winner has renounced their prize, which will then be declared void.

The awards ceremony may be held in the lobby of the L1 and L2 line, Universitat metro station, or in the Filmax Gran Via cinemas, although it is subject to changes of date and location. Full information on this event will be published on the <http://subtravellingfestival.tmb.cat/ca> website and TMB communication channels.

10. Data protection

TMB's personal data processing policy can be viewed via the following links:

- See how your personal data will be processed
<https://www.tmb.cat/ca/politica-proteccio-dades-personals>
- Check the activity log for this processing
<https://www.tmb.cat/ca/registre-activitats-tractament-dadespersonal>

11. Exemption from liability

TMB shall not be liable for:

- Loss or damage of any type and for whatever reason that participants cause to TMB, its employees or third parties which arises directly or indirectly from their participation in the competition, in particular but merely for illustrative purposes, which arises from failure to comply with the rules, instructions and recommendations given by TMB or any regulations currently in force.
- Penalties, compensation and any type of payment arising directly or indirectly from an action or omission of the participants.
- Problems of access, availability or operating of the internet and, in particular, of the emails and portals that the competition is organised through.
- Changes to this promotion's times, schedules and organisation.

- Any incident that may arise after the prize has been awarded. Claims relating to the prize must be addressed to the agency or company organising or running the event involving the prize.

12. Reservations and limitations

- TMB reserves the right to cancel or suspend the competition or to change its terms and conditions for technical or any other reasons outside its control and which prevent it from carrying it out as normal, as stated in these rules.
- TMB may likewise cancel this competition if it detects any irregularities in the prize-winning contestants' identifying data.
- TMB will reject any abusive or fraudulent participation.
- TMB shall not be responsible for the accuracy of the data provided by participants. Therefore, if the data provided are not correct or contain errors, TMB shall not be responsible if it is unable to contact the finalists or winners to inform them of the result or arrange the delivery of the prize with them.
- Any abusive or fraudulent use of these rules by participants will lead to the automatic disqualification of the participants concerned.
- The Covid-19 situation, owing to which part of the competition cannot be carried out or the dates stated in these rules are changed.

13. Guarantees

Participants shall be liable for any damage or loss they cause to third parties as a result of their participation in this competition and with TMB and its employees fully exempt from any liability. They shall also be liable for any damage or loss they cause to TMB and their employees.

By sending the video or picture, the participant guarantees that they are its author and that the protected work or service is original and unpublished, free of any burden or charge and not subject to contracts, assignments or licences in favour of third parties.

14. Image rights

Participants authorise TMB to disclose their names and surnames, and consent, should they attend the awards ceremony and conclusion of the festival, to the possible recording, copying or publication of their image or voice through any medium, including the Internet and any other available interactive medium made available, for the purposes of managing this competition or its subsequent editions, as well as for other publicity campaigns or promotions or any other

activity carried out by TMB, and without such authorisation conferring any right to any type of remuneration.

15. Taxation of the prizes

In accordance with the current regulations, the winner of the prize shall have to include the value of the prize, plus the payment made by TMB, as taxable income in their tax return for the corresponding tax year.

16. Acceptance of the rules

Potential participants are informed that the mere fact of taking part in the competition implies full acceptance of these rules, instructions and any other communications or recommendations that TMB provides participants with, the obligation for compliance with the terms and conditions of use of the portals that the competition is carried out through, as well as all current regulations in force. Any failure to comply will lead to the participant's disqualification and, therefore, to their ineligibility to receive any of the prizes which they may happen to win; and all that without prejudice to any legal actions which may be lodged against the breaching party.

Barcelona, 11 January 2023.

ANNEXE: ADDITIONAL INFORMATION ON DATA PROTECTION

Data controller

The data controller of the data subject's data is TRANSPORTS DE BARCELONA, SA, with Tax Identification Number (NIF) A-08016081, and FERROCARRIL METROPOLITÀ DE BARCELONA, SA, with Tax Identification Number (NIF) A-080005795 ("**TMB**"). The data controller's contact details are as follows:

- Postal address:

TRANSPORTS METROPOLITANS DE BARCELONA

Carrer 60, número 21-23, Edifici A,
Polígon industrial de la Zona Franca
Postcode. 08008 - Barcelona

Data subjects are hereby informed that **TMB** has appointed a Data Protection Officer (DPO), who can be contacted for any query relating to the processing of their personal data. Data subjects may contact the Data Protection Officer through any of the following contact details:

- Postal address:

Data Protection Officer

TRANSPORTS METROPOLITANS DE BARCELONA
Carrer 60, número 21-23, Edifici A,
Polígon industrial de la Zona Franca
Postcode. 08008 - Barcelona

- Email address: dpd@tmb.cat

For what purpose do we process your personal data?

The data subject's personal data are processed for the purposes of managing participation in the **TMB** Subtravelling competition. More specifically, that purpose will include incorporating your data into a **TMB** database.

How long will we keep your data?

Personal data provided during the management of the competition and, where appropriate, the processing and delivery of the prize, will be deleted following the conclusion of the competition and prize-giving. Notwithstanding the above, **TMB** may keep personal data blocked until the legally applicable limitation periods have ended.

What is our legal basis for processing your personal data?

The legal basis for processing the data subject's personal data is their consent.

Who may we communicate your personal data to?

For the purposes of achieving the above-mentioned goal, the data subject's personal data may be transferred to third party organisations.

What are your rights regarding the data you provide?

Everyone has the right to obtain confirmation on whether or not we are processing personal data that concerns them. Data subjects have the right to access their personal data as well as request the correction of inaccurate data or, if applicable, request their deletion where, among other reasons, the data are no longer required for the purposes they were collected for.

In certain cases, data subjects will have the right to request the limitation of their personal data's processing, in which case we shall only keep them for the purposes of lodging or defending claims.

In certain circumstances, and for reasons relating to their own particular situation, data subjects may object to the processing of their data. In such cases, **TMB** will stop processing the data except for legitimate, compelling reasons or for lodging or defending possible claims.

In either of the above cases, **TMB** will communicate any correction or deletion of personal data, as well as any limitation to processing carried out to each of the recipients that the personal data have been communicated to, except where that would be or require a disproportionate amount of effort. Any data subject who so requests will be informed of those recipients.

Data subjects will likewise have the right to receive the personal data of concern to them that they have provided **TMB** with, in a structured, shared-use and machine-readable format and to transfer them to another data controller where the processing is based on consent or under a contract, and carried out by automated methods.

Data subjects will have the right at any time and for reasons relating to their personal situation to object to personal data of concern to them being subject to processing based on public or legitimate interests pursued by **TMB** or a third party, including profiling, with the aim of **TMB** stopping its processing of the personal data, unless **TMB** can justify the processing for legitimate, compelling reasons that override the interests, rights and freedoms of the data subject or for the purposes of formulating, lodging or defending claims.

Data subjects also have the right not to be subject to a decision based solely on any automated processing, including profiling, that may have legal consequences for them or significantly affect them, except where the decision is necessary for entering into or signing a contract between **TMB** and the data subject, is authorised under current European or state legislation or is based on the explicit consent of the data subject.

The above-mentioned right of data access, rectification, deletion, opposition, portability and limitation as well as the right not to be subject to individual automated decisions may be exercised through the following email address dades@tmb.cat

Finally, data subjects will have the right to submit a claim before the Spanish Data Protection Agency.

How do we obtain your data?

The personal data processed by **TMB** are provided by the data subjects themselves.