

THE VIRTUAL YORK CHILDREN'S WATER FESTIVAL "WHAT DOES WATER MEAN TO YOU?" ART CONTEST

No purchase necessary!

OFFICIAL CONTEST RULES AND REGULATIONS & PRIVACY STATEMENT AND NOTICE OF COLLECTION

The Virtual York Children's Water Festival "What Does Water Mean to You? Art contest (the "**Contest**") is open to Grade 4 students who attend an educational institution in York Region in 2022 (see details below).

Please read these Official Rules and Regulations (the "**Official Rules**") and the associated Privacy Statement and Notice of Collection in their entirety before entering the Contest. You are not eligible to enter the Contest unless you agree (and your parent/legal guardian(s), if you are under the age of 18) to these Official Rules, Privacy Statement and Notice of Collection. Participation in the Contest constitutes full and unconditional agreement and acceptance of these Official Rules, Privacy Statement and Notice of Collection.

CONTEST DURATION

The Contest starts on Monday, May 16, 2022 at 12:01 a.m. (EST) and ends on Wednesday, June 1, 2022 at 11:59 p.m. (EST) (the "**Contest Period**").

ELIGIBILITY

No purchase is necessary to participate in this Contest.

To be eligible to participate in this Contest, the student ("**Contestant**") must:

- be a Grade 4 student currently enrolled in a public or private educational institution in York Region; and
- submit a photo of an original drawing or painting ("**Artwork**") during the Contest Period ("**Entry**").

Only grade 4 students can participate in the Contest. There is no limit to the number of Entries a school can submit. One (1) Entry is allowed per Contestant.

Relatives of York Region employees or its agents, York Region's Regional Chair or York Region Council members are not eligible to participate.

In order to enter the Contest and receive a prize, the Contestant (and your parent/legal guardian(s), if you are under the age of 18) must fully comply with these Official Rules and, by participating, you (and your parent/legal guardian(s), if you are under the age of 18) agree to abide by and be bound by these Official Rules and to the decisions of York Region and Toronto Region Conservation Authority, Lake Simcoe Region Conservation Authority and Clearwater Farm (collectively the "**Sponsors**"), whose decisions shall be binding and final in all respects relating to this Contest.

HOW TO ENTER

The Contest can be entered during the Contest Period by a Contestant in accordance with the following Entry Requirements:

1. The eligible Contestant must submit a photo of their Artwork, which can be a drawing or painting, and can be digital, drawn by hand or paperless using a digital colouring program
2. The Artwork must be original and created by the Contestant. The Contestant must be the sole owner of the Artwork and have all rights to the Artwork provided and it cannot include copyrighted materials (such as superhero characters)
3. The Artwork can be submitted using the Contest template or on a separate piece of paper. If submitted without the template, Artwork dimensions must be in landscape orientation and on 8.5" x 11" (letter-sized) paper.
4. The Artwork must be relevant to the Contest theme and appropriate for posting by York Region and the Sponsors on their websites, street signs and social media platforms such as Instagram, Facebook, or Twitter
5. The parent or legal guardian of the Contestant must complete the online Contest form at york.ca/ycwf and upload a high quality/resolution photo of the Artwork (16 MB maximum size)
6. Entries must include the following information:
 - a. Contestant's first name and grade level
 - b. Name of Contestant's educational institution
 - c. Contestant's Parent or legal Guardian name, email address and telephone number

Only the Contestants first name, grade, and their Artwork will be shared publicly.

Artwork will be screened for appropriateness. Artwork that is inappropriate in nature or does not relate to the Contest will be void. Appropriateness of the Artwork is determined at the sole and exclusive discretion of York Region and the Sponsors.

By participating in the Contest, the Contestant (and your parent/legal guardian(s), if you are under the age of 18) agrees to comply with these Rules and all such submittals that comply with these Official Rules constitute Contest Entries.

This Contest is in no way sponsored, endorsed or administered by, or associated with Curbex, Instagram, Facebook, Twitter, or Survey Monkey. The Contestant (and your parent/legal guardian(s), if you are under the age of 18) understand and agree that you are providing your information to York Region and to the Sponsors and not to Curbex, Instagram, Facebook, Twitter, or Survey Monkey. All Contestants are providing information directly to York Region and agree to release Curbex, Facebook, Instagram, Twitter and Survey Monkey from any and all liability arising in connection with the Contest.

York Region and the Sponsors are not responsible for technical problems with digital Artwork or uploading Artwork. If Artwork submitted cannot be viewed or any submitted Artwork does not satisfy the Contest requirements, such Entry will be disqualified.

ENTRIES

All Entries become the property of York Region and shall not be returned. Artwork cannot be previously published in any manner, nor entered into any other Contest. The Artwork must not infringe on copyright or other intellectual property rights of any person. By entering this Contest, Contestants (and their

parents/legal guardians, if you are under the age of 18) indicate their consent to their personal information being collected, stored, used and processed for purposes concerning this Contest by York Region and the Sponsors. The declared prize winners' Artwork and their first name, school name, grade level, parent or legal guardian's name, email address and telephone number will be shared with York Region and the Sponsors, as required to award the prizes in this Contest. The declared prize winners' Artwork together with their first names, and grade may be published by York Region and the Sponsors, and be shared in social media platforms and www.york.ca.

PRIZE DESCRIPTION

The odds of being selected a prize winner will depend on the number of eligible Contest Entries received.

The Contestants' prize winner package consists of:

- A day-long family visit to ClearWater Farm on Lake Simcoe, and the opportunity to paint their designs onto one of the farm's water holding tanks with a professional artist
- An autographed copy of the book "Do Fish Fart?"
- A package of vegetables from the farm, and local products from farm partners
- A package of water-themed items from York Region and Sponsors

The selected Artwork may be displayed on mobile signs at select locations around York Region throughout the summer of 2022, will be painted at ClearWater Farm on Lake Simcoe and may be shared in various social media platforms and www.york.ca.

No substitution, transfer or exchange of the prize or election of cash in lieu of the prize will be permitted. Each Contestant is eligible to win one (1) prize in the Contest.

CONTEST PRIZE WINNERS' SELECTION AND NOTIFICATION

The Contest prize winners will be announced by no later than Thursday, June 30, 2022 (EST).

York Region and the Sponsors will judge the Contest and select three (3) Contest Entries ("**Selected Contestant(s)**") from all eligible Contest Entries received. All Selected Contestants must meet the eligibility rules to receive the prize.

The judges will score the Entries based on the following criteria out of a total of 30 points:

- a. Relevance and clarity of the theme: 15 points
- b. Creativity and originality: 15 points

York Region will notify the parents or legal guardians of the Selected Contestants with winning Artwork via email or telephone to the email address or telephone number included in the applicable Entry. School of attendance will also be notified.

CLAIMING ANY PRIZE

In order to be declared a prize winner, a Selected Contestant (and their parent/legal guardian(s), if they are under the age of 18) must:

- satisfy the Contest eligibility requirements

- respond to York Region’s email or telephone call within seven (7) days following being contacted by York Region. York Region will use reasonable efforts to contact a Selected Contestant within this seven (7) day period but shall have no liability or obligation to any Selected Contestant in the event York Region does not reach the parent or legal guardian of the Selected Contestant within this seven (7) day period;
- the parent or legal guardian of the Selected Contestant must submit to York Region within seven (7) days following its receipt, a signed Declaration and Release Form confirming compliance with the Official Rules, acceptance of the prize as awarded, and releasing York Region, including but not limited to, its employees, agents, successors, and assigns, York Region’s Regional Chair, and York Region Council members and the Sponsors, their agents and assigns, from any and all liability, claims, and actions of any kind arising from or in connection with the Contest or otherwise associated with the awarding, receipt, possession, and/or use, consumption or misuse of any prize, including travel or transportation related thereto.

The Selected Contestants’ failure to respect any of the conditions included in the Official Rules, Privacy Statement and Notice of Collection, will result in their immediate disqualification by York Region, in its sole discretion, of the Selected Contestant and an alternate potential winner will be selected until a Contestant has been chosen who meets all of the applicable Contest conditions. York Region and the Sponsors reserve the right, in their sole and absolute discretion to select another eligible Contest Entry, in which case all these provisions shall apply to such other eligible Contest Entry.

Once a Selected Contestant is declared a prize winner, the prize winners’ parent or legal guardian is responsible for making arrangements with York Region and the Sponsors to receive the Contest prize. York Region is not responsible for delays in prize delivery beyond its control.

The declared prize winners’ Artwork and first names and grade may be published by York Region and be shared in social media platforms, www.york.ca and the Sponsors’ websites.

Each declared prize winner’s parent or legal guardian agrees to release and hold harmless York Region and its employees, agents, successors and assigns, York Region’s Regional Chair and York Region Council members, and the Sponsors, their agents and assigns, from any and all liability, including liability for negligence, claims, actions, demands, costs, expenses, losses, or injury of any kind or nature whatsoever, whether for personal injury, death, illness, property damage or property loss and whether arising by law, equity or in any other manner relating in any way to the Contest or otherwise associated with the awarding, receipt, possession, and/or use, consumption or misuse of the prize.

GENERAL RULES

By participating in this Contest, Contestants (and their parent or legal guardians where the Contestant is under the age of 18) acknowledge:

- they have read, understood, and agree with the Official Rules and the Privacy Statement and agree to comply with the Official Rules;
- they agree to comply with these Official Rules and with the decisions of York Region, judges and/or Sponsors, which are final and binding on the Contestants, and are within the sole discretion of York Region and the Contest Sponsors, with respect to all matters related to the Contest;

- they agree to release, hold harmless and indemnify York Region and its employees, agents, successors and assigns, York Region's Regional Chair, and York Region Council members, and the Sponsors, their agents and assigns, from any and all liability, claims, and actions of any kind arising from or in connection with the Contest or otherwise associated with the awarding, receipt, possession, and/or use, consumption or misuse of any prize, including any travel or transportation related thereto;
- they consent to the Contestant's personal information being collected, stored, used and processed for purposes concerning this Contest by York Region and the Sponsors. The Contestant's information including their name, parent or legal guardian's telephone number and/or email address, and school name will be used by York Region and the Sponsors as required;
- they acknowledge York Region reserves the right in its sole discretion to modify, amend, suspend or terminate this Contest or any portion of it, for any reason whatsoever, without prior notice, and without obligation or liability to any person entering the Contest for any costs such Contestant may have incurred in respect of the Contest;
- they agree to the use of your submitted Entry information including first name, grade level, and Artwork in print, and electronic communications materials, advertising and promotional materials and events, and on York Region and the Contest Sponsors' websites and social media accounts for any purpose, and at any time in the future without any fee or other form of compensation.
- they grant York Region a worldwide, exclusive, unrestricted, royalty-free, perpetual, irrevocable, assignable right and license to use, reproduce, modify, publish, create derivative works from, translate, license, sublicense, and display the submitted Entry/Entries, Artwork (in whole or in part) and/or to incorporate it in other works in any form, media or technology now known or later developed, without the Contestant's prior approval and all Contestants further waive, wholly and unconditionally, any copyright and moral rights that they may have in the submitted Entry information. In addition, by submitting an Entry in this Contest, each Contestant (and their parents or legal guardians where the Contestant is under the age of 18) represent and warrant that they own and control all intellectual property rights in and to the submitted Entry and that each Contestant has the right to grant the foregoing rights to York Region.
- they represent and warrant that their Entry will not give rise to any claim of infringement, invasion of privacy or publicity, defamation or infringe on any rights and/or interests of any third party.

York Region and the Sponsors reserve the right, in their sole discretion, to disqualify any Contestant who they believe through their participation in the Contest has engaged in conduct that negatively affects the administration, fairness or integrity of the Contest, or who fails to meet or abide by these Official Rules.

This Contest and the terms and conditions contained in these Official Rules, shall be exclusively governed by and construed in accordance with municipal bylaws, the laws of the Province of Ontario, Canada and the federal laws of Canada applicable therein and is void where prohibited. Any dispute arising hereunder shall be adjudicated solely in the applicable court in Toronto, Ontario, Canada.

York Region and its employees, agents, successors and assigns, York Region's Regional Chair and York Region Council members and the Sponsors, their agents and assigns, shall not be held responsible for any costs, losses, damages or expenses arising by reason of accident, negligence, administrative or other errors that may arise or occur in connection with the Contest.

York Region and the Sponsors accept no responsibility for any reason whatsoever, including computer system, hardware, software or program malfunctions of either the Contestants or York Region, or their

respective service providers, if the Contestants are unable to submit their Entries before the closing date and time. The Contestants agree that York Region and the Sponsors shall have no liability for delays caused by internet/network traffic, degraded operation or failure of any computer system element, including but not limited to: any computer system, power supply, telephone or data connection or system or software or browser of any type whatsoever that affects the Contest or your participation in it.

York Region, its Regional Chair, York Region Council members, and York Region employees, agents, successors and assigns and the Sponsors, do not assume any responsibility for any reason whatsoever, including any disruption to postal service or to telephone network or lines, computer online systems, servers or providers, computer equipment, software or failure of any entry to be received because of technical problems on the internet or at any website, or any combination thereof, as well as lost, misdirected, or late entries which for any reason are not received or which are illegible, incomplete or irregular in any way. York Region, the Regional Chair, York Region Council members, employees, agents, successors and assigns and the Sponsors, their agents and assigns, shall not be held responsible for any costs, losses, damages or expenses arising by reason of accident, negligence, printing, administrative or other errors that may arise or occur in connection with the Contest.

Should multiple users of the same email account enter the Contest and a dispute thereafter arises regarding the identity of the Contestant, the authorized subscriber of said email account at the time of Entry will be considered the Contestant. "Authorized account subscriber" is defined as the natural person who is assigned an email address by an internet access provider, online service provider or other organization which is responsible for assigning email addresses or the domain associated with the submitted email address. Contest Entries generated by script, macro or other automated means are prohibited, and any use of such automated entries shall result in disqualification. York Region reserves the right at its sole discretion, to disqualify any individual (and all of their Contest Entries) who tampers with the entry process.

York Region is entitled to interpret these Rules as required and its decision is final.

PRIVACY STATEMENT AND NOTICE OF COLLECTION
THE VIRTUAL YORK CHILDREN'S WATER FESTIVAL "WHAT DOES WATER MEAN TO YOU?" ART CONTEST
(the "Contest")

The Regional Municipality of York ("**York Region**") protects the personal information provided to us in accordance with applicable privacy laws. "Personal information" is information that can be uniquely identified with you. The personal information that will be collected in this Contest consists of the student's first name, grade level, school name, and parent or legal guardian's email address and phone number. Contestants may opt out of the Contest at any time by contacting Katrina Dudar, York Region Environmental Promotion and Protection, Community and Public Engagement Coordinator at 1-877-464-9675 or by email to ycwf@york.ca.

York Region is collecting personal information for the purposes of processing your Entry, administering the Contest and informing York Region initiatives and programs. Information collected for the purposes of the Contest will be handled in accordance with the authority of the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c.M.56.

Your (and your parent/legal guardian(s), if you are under the age of 18) knowledge and consent are required for the collection, use or disclosure of personal information about you. By entering the Contest, you (and your parent/legal guardian(s), if you are under the age of 18) are agreeing to the collection, use,

storage and disclosure of your personal information by York Region for the purposes described in these Official Rules, which information will be shared with the Sponsors. Any questions regarding this collection may be directed to Katrina Dudar, The Regional Municipality of York, 17250 Yonge Street, Newmarket, Ontario L3Y 6Z1, Tel: 1-877-464-9675 Email: ycwf@york.ca

York Region will limit the collection and use of both the amount and the type of personal information to that which is necessary for the identified purposes, for the management and oversight of the data collection, to ensure compliance with the Contest Official Rules, this Privacy Statement and Notice of Collection as it applies to the Contest and to preserve the integrity of the Contest database, or to comply with applicable laws and/or regulations.