

CONTEST

OFFICIAL COMPETITION RULES

Thank you for your interest in this game **Mineral 89 Chinese New Year (hereinafter the “Game”)** organized by the company **Cosmétique Active International**, a “société en nom collectif”, incorporated under the laws of France, and registered in the Trade and Companies Register of Cusset under number 350 760 559, with a share capital of EUR 18,630, having its registered office at 28, rue du Président Wilson – 03200 VICHY (France), acting for its Brand **VICHY** (hereinafter the “Organizing Company”, “We” or “Us”).

This Game will be held on the Organizing Company’s account (hereinafter “the Organizing Company’s INSTAGRAM account”) at the following address of the account <https://www.instagram.com/vichylaboratoires/>.

Please read these rules carefully. They govern your participation in the Game. By participating in the Game, you unconditionally accept and agree to these rules and the terms and conditions of use available here www.vichy.com/contest. In this regard, please note that the Game is neither associated with, governed by, nor sponsored by INSTAGRAM and that the persons involved who fulfilled the necessary conditions described in Article 2 (hereinafter “Participation”) will provide information only to the Organizing Company and not to INSTAGRAM.

These Game rules may be consulted throughout the term of the Game at the following address: www.vichy.com/contest. It may also be obtained free of charge by any person who requests access from the Organizing Company throughout the term of the Game to the following address:

Cosmétique Active International
28, rue du Président Wilson
03200 VICHY
France

ARTICLE 1 – TERM

The Game shall be held from January **24st, 2020 09:00AM to January 24th, 2020 2:00PM**.

The days and times indicated in these rules are those of the time zone **(UTC + 01:00)** Brussels, Copenhagen, Madrid, Paris. No other time zones will be considered for participation in the Game.

The Game will be held on the INSTAGRAM account of VICHY @vichylaboratoires : <https://www.instagram.com/vichylaboratoires/?hl=en>

ARTICLE 2 – PARTICIPATION

2.1. CONDITIONS OF PARTICIPATION

Entry into the Game is free of charge without any purchase obligation.

Participation in the Game implies the express and unreserved acceptance of the Competition Rules in all its stipulations as well as the laws and regulations applicable to the contests in force in France.

The Game is open to all individuals who have reached the age of majority on the Game start date in their respective countries, and have a valid and personal INSTAGRAM account (hereinafter the “Participant(s)”, “Your” or “You”).

The Organizing Company may also require that the Participant forward a copy of his/her personal identification as proof of age.

Entry into the Game may only take place via the INSTAGRAM account. In view of this, any participation submitted by telephone, fax, post or email shall be ignored.

Any participation in the Game by the same individual, on several INSTAGRAM accounts will be void.

Only one participation per email and per household is allowed (same mailing address, same last name, same user account).

Members of the personnel of the Organizing Company and persons having collaborated in the organization of the Game and their respective families (i.e. persons within the same home for tax purposes) are prohibited from participating in the Game.

Participants shall refrain from implementing any participation mode which does not comply with these rules.

In cases of suspected fraud and/or unfair participation, the Organizing Company reserves the right to conduct any verification it deems necessary. Any established corrupt or fraudulent practice will result in an immediate and definitive disqualification of the Participant, final without notice.

Your Participation may be deemed ineligible if you do not comply with the modalities of Participation set forth above. Any participation that is incomplete or inaccurate, or that do not follow the procedure set out above shall not be considered and so shall invalidate the entry.

2.2 PROCEDURE FOR PARTICIPATION

On April 1st, 2019, a dedicated INSTAGRAM post outlining the Game and the giveaway will be published on the INSTAGRAM account of VICHY @vichylaboratoires at 11:00AM. The post will have the following wording:

GIVEAWAY

Happy Chinese New Year! 春節快樂 Comment below with the correct Chinese zodiac sign for 2020 to win this limited edition bottle of #MINERAL89! 🐼 Unsure? We'll give you a hint: it represents strong vitality and intelligence. Check tomorrow's story for the answer and the winner! #Vichy #ChineseNewYear #LunarNewYear #CNY2020 #NewYearsResolutions

In order to participate to the Game, it is necessary for the participants to:

- Have a public INSTAGRAM account;

- Go to the Organizing Company's INSTAGRAM account at <https://www.instagram.com/vichylaboratoires/>;
- Guess what will be the new Vichy product launched with 89% of Vichy Mineralizing Thermal Water by commenting on the dedicated Instagram post.

2.3 PHASES

Phase One: INSTAGRAM participation

- Each Participant shall comment and guess what will be the new Vichy product launched with 89% Vichy Mineralizing Thermal Water.

Phase Two: Winner selection

The Winner selection will take place on Saturday 25th, 2020 and will be organized in the following manner ;

A jury composed of three (3) members of the Organizing Company (hereinafter the "Jury") will check the comments of the Participants in order to determine if one or more of the Participants found the right answer.

Is considered a "right answer" a comment containing ***the right name of the category of products the new Vichy product belongs to*** (for example: *skin cream, eye cream, cleansers & makeup removers, deodorants, sun cream etc.*)

- If **only one (1)** Participant found the right answer and shared it in the comment section, then that Participant will be declared the sole Winner.
- Alternatively, if **multiple** Participants found the right answer and shared it in the comment section, then a random draw between these Participants will be done by the Jury in order to select one (1) Winner.
- Alternatively, if **none** of the Participants found the right answer and shared it in the comment section, then a random draw between all the Participants of the Game will be done by the Jury in order to select one (1) Winner.

ARTICLE 3 – ANNOUNCEMENT OF THE WINNERS AND PRIZES

3.1. ANNOUNCEMENT OF THE WINNERS

The Winner will be announced by the Organizing Company on April 27th, 2020 via private message on INSTAGRAM.

3.2. PRIZES

The Winner (1) will receive the following prize: One (1) Vichy Mineral 89 Eyes bottle of 15ml special Chinese new year edition.

Hereinafter collectively the “Prize”.

The Prize is personal and may not be assigned to any person other than the Winner.

The Prize offered to the Winner may not give rise to any claim of any kind, nor the delivery of their exchange value in cash (total or partial), nor to the tacking-back of the Prize, replacement or exchange with another Prize, of any value whatsoever, for any reason, including in case of loss or theft.

The Participants agree that the Organizing Company reserves the right to substitute another Prize as a substitute for the proposed Prize at any time whatsoever and particularly for countries where the Prize is not available in the local market or where specific local regulations apply.

The Organizing Company shall be under no obligation to grant the Prize if the Winner has not complied with the present Official Competition Rules.

3.3. NOTIFICATION TO THE WINNERS

The Winners shall be identified with the name of their INSTAGRAM account, by the comment they posted in the comment section of the publication posted by VICHY promoting the Game.

Then, the Organizing Company will contact the Winner, within 30 (thirty) days after the designation of the Winner, by private message on their INSTAGRAM account, requiring them to provide their full personal details (surname, forename, address, email address, telephone number).

The Winner shall be required to respond to the aforementioned notification within three (3) business days in order to enable the Organizing Company to send them the Prizes.

Depending on the date of the answer from the Winner, the Prize shall be sent from January 28th, 2020, and at the latest, within two (2) months from the date on which the Winner has been designated.

The Prize will remain the property of the Organizing Company if :

- the Winner fail to answer the private message within the three (3) business days allotted,
- the Winner renounces the Prize

In such cases, the Organizing Company will be free to reassign or not the Prize to an alternate Winner in the same manner as described in article 2.3 and no claim will be admissible.

If the participation of the Winner does not comply with the present Official Competition Rules (in particular concerning information that are inaccurate or plurality of participation), the Winner would then not be able to claim the grant of her/his Prize, which will remain the property of the Organizing Company which will be free to reassign or not to an alternate Winner in the same manner and no claim will be admissible.

The responsibility of the Organizing Company cannot be engaged if the information provided by the Participants is incomplete, illegible, unusable, misdirected or incorrect and the Winner will lose the benefit of his/her Prize.

ARTICLE 4 – CASES OF INVALIDITY

Participation in this Game implies the acceptance, without reservation or restriction, of these Official Competition Rules in their entirety, rules of professional conduct in force on the Internet, as well as laws and regulations applicable to free Games and sweepstakes. Failure to comply with these conditions by the Participant will result in the nullity of his participation and possibly the engagement of his responsibility.

In general, any participation must be fair and not fraudulent. Therefore:

- (i) Any content contrary to morality, laws and regulations in force, prejudicial to the rights of third parties or having a promotional character for a third mark will be refused.
- (ii) Any attempt, by any means whatsoever, to modify or attempt to modify the proposed game devices, in particular in order to modify the results thereof, will void the player's participation.

One participation per person is allowed. Consequently, the participation in the present game by the same person in several INSTAGRAM accounts will be void as well as the participation in this game from an INSTAGRAM account open to the benefit of another person than herself.

The Organizing Company reserves the role of arbitrator on this point and may exclude any Participant suspected of having participated with several accounts.

With reference to articles 323-1, 323-2, 323-3 and 323-3-1 of the French Penal Code, the Participant who has developed or used software to automatically play this Game will be excluded and a complaint may be lodged by the Organizing Company for attempted fraud.

The Organizing Company reserves the right to definitively exclude from the present Game, any Participant:

- Having indicated a false identity or address,
- Having tried to cheat (in particular by creating false identities allowing to register several times), and more generally
- Contravening one or more provisions of these Regulations.

In the event of exclusion of a Participant, he will be deprived of all his rights under these Official Competition Rules and in particular, those related to obtaining the Prizes involved.

In addition, the Organizing Company reserves the right, where applicable, to take legal action against any Participant that contravenes one or more provisions of these Rules.

Finally, the Organizing Company may decide to cancel the Game if it appears that obvious fraud has occurred in any form whatsoever, including computerized in the context of participation in the Game or the determination of the Winners.

ARTICLE 5 – PERSONAL INFORMATION

All personal data collected in connection with the Game shall be processed by the Organizing Company for the purpose of participation in the Game.

Organizing Company only keeps Your personal data for as long as we need it for the purpose for which we hold your personal data, to meet your needs, or to comply with our legal obligations.

To determine the data retention period of your data, we use the following criteria:

- Where you participate to the Game, we keep your personal data for the duration of the Game and during the time needed to distribute the Prizes;
- Where you contact us for an enquiry related to the Game, we keep your personal data for the duration needed for the processing of your enquiry;
- Where you have consented to direct marketing, we keep your personal data until you unsubscribe or require us to delete it or after a period of inactivity (no active interaction with brands) defined in accordance with local regulations and guidance.

Pursuant to applicable laws and regulations relating to personal data, you shall have the right to access, oppose, correct and delete any data related to you. You may exercise this right at any time upon notice, enclosing a copy of your ID, to the following address:

**Cosmétique Active International
28, rue du Président Wilson
03200 VICHY
France**

Any Participants exercising their right to delete their data prior to the end of the Game shall be deemed to have waived and withdrawn their Participation.

Any information collected in connection with this Game may be used by the Organizing Company for marketing development purposes, provided that we obtain your prior consent via the check box on the Game registration form.

ARTICLE 6 – LIABILITY

Participation in the Game implies knowledge and acceptance of the characteristics and the limits of the Internet network in particular as regards the technical performances, the response times to consult, interrogate or transfer information, the risks of interruption, the risks related to the connection, the lack of protection of some data against possible diversions and the risk of contamination by possible viruses circulating on the Internet. The Organizing Company cannot be held responsible for malfunctions that may affect the Internet, for any configuration problem or linked to a given browser.

The Organizing Company shall not be held liable for the granting of a Participant's Prize, nor incur any liability whatsoever in the event of force majeure or other similar events which are beyond their control (including but not limited to technical problems, losses or delay in postal services), interfering with the organization and management of the Game.

If exceptional circumstances require, the Organizing Company reserves the right to postpone, shorten, extend, modify, cancel or suspend the Game and the liability of the Organizing Company cannot be sought as a result.

The Organizing Company shall not be held liable for any dissatisfaction of the Winner regarding his Prize.

The Organizing Company shall not be held liable for any incidents and/or accidents that may occur to the Winner during the enjoyment of the Prize.

ARTICLE 7 – CONSULTATION AND AMENDMENT OF THE RULES

7.1. CONSULTATION

The Official Competition Rules may be viewed in full at: www.vichy.com/contest.

It may also be obtained free of charge by any person who requests access from the Organizing Company throughout the term of the Game to the following address:

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France**

7.2. AMENDMENT

The Organizing Company may be required to amend these rules inter alia to comply with any new legislation and/or applicable regulations.

Any amendment shall be integrated within these Official Competition Rules and shall be announced in the Organizing Company's INSTAGRAM.

In the event that any clause hereunder is declared null or void, it shall have no impact on the validity of the rules themselves.

ARTICLE 8 – APPLICABLE LAWS AND JURISDICTIONS

The present Official Competition Rules shall be governed by French law.

This Game is not under any circumstances managed or sponsored by INSTAGRAM. In fact, any question or complaint must be made to the Company organizing and not to INSTAGRAM.

To be taken into account, any claims relating to the Game must be made in writing, with details of the name, first name and personal details, to the following email address: vichydigitalinternational@loreal.com no later than 30 days after the deadline for participation in the Game.

In the event of disagreement on the application or the interpretation of the present Official Competition Rules, and in the absence of an amicable agreement, any litigation will be submitted to the competent courts of the jurisdiction of the Court of Appeal of Paris.