

## TERMS AND CONDITIONS

### Who is the Promoter?

1. The promoter is On AG (company no. CHE-115.332.641) whose registered office is at Pfingstweidstrasse 106, 8005 Zürich, Switzerland (the “**Promoter**”).

### Who may participate?

2. The application for the selection process is open to everyone aged 18 years or over, except employees or representatives of the Promoter or any of the Promoter’s affiliates as well as third parties connected with the selection process.

### What are the application requirements?

3. By applying, an applicant is indicating his/her agreement to be bound by these terms and conditions.
4. There is no entry fee and no purchase necessary to enter the selection process.
5. Route to apply for the selection process and details of how to apply are found on <http://theroger.com>. Applications which are submitted otherwise (e.g. via post or email) will be disconsidered.
6. Only one application will be accepted per person. Multiple applications from the same person will be disconsidered.
7. Closing date for applying will be July 8, 11.50 p.m. After this date no further applications will be permitted.
8. No responsibility can be accepted for applications not received for whatever reason.
9. The rules of the selection process and how to apply are as follows:
  - 1) Applicant needs to complete the entry form on <http://theroger.com>;
  - 2) Applicant needs to answer all application questions;
  - 3) Applicant needs to provide its contact details: name, gender, country, shoe size and email address;
  - 4) Applications may be disqualified by the Promoter for any reasons including without limitation:
    - (a) Name of entry uses offensive language
    - (b) Location of entry uses offensive language
    - (c) Applicant provides an invalid email address
    - (d) Comments contain offensive, immoral, or illegal language and/or content
    - (e) Comments are clearly violating copyright

The Promoter has no obligation to provide the applicant with the reasons for such disqualification.



### **What happens if you get selected?**

10. The selected applicants will get the chance to purchase one (1) pair of THE ROGER Pro during the pre-release. The purchase price for each pair of THE ROGER Pro is CHF 270 (including VAT but excluding any shipping costs). The Promoter is not responsible for inaccurate prize details supplied to any applicant by any third party connected with this selection process.
11. THE ROGER Pro and the shoe sizes are subject to a limited stock availability. The Promoter does not guarantee any availabilities in that respect and shall not be liable in case THE ROGER Pro or any shoe sizes are not available.
12. The contract of sale regarding the pair of THE ROGER Pro between the selected applicant and the Promoter will be governed by Promoter's Terms and Conditions in force at the time of the purchase (<https://customer-service.on-running.com/en-ch/terms-and-conditions>).

### **How are the selected applicants determined?**

13. The selected applicants will be chosen by a jury appointed by the Promoter based on these criterias: Shoe size, creativity and/or originality of the applications.
14. The selected applicant will be notified by email on July 9. 2021.

### **Intellectual Property**

15. The applicant grants the Promoter an irrevocable, non-exclusive, royalty-free and worldwide right to use the content of the application provided by the applicant in whole or in part, including without limitation, the right to publish, distribute, copy, display or translate the content into other publication, (online) media or books and to store it for archiving purposes. By creating the content of the application, the applicant consents to the storage and use of the data by the Promoter as stated in this Section 15. Should any third-party assert claims for infringement of their rights, the applicant shall indemnify the Promoter against all claims.

### **General**

16. The Promoter's decision in respect of all matters to do with this selection process will be final and no correspondence will be entered into.
17. The Promoter reserves the right to cancel or amend the selection process and these terms and conditions without notice in the event of force majeure such as a catastrophe, war, civil or military disturbance, act of God or any actual or anticipated breach of any applicable law or regulation or any other event outside of the Promoter's control. Any changes to the selection process will be notified to applicants as soon as possible by the Promoter.
18. The Promoter shall have the right, at its sole discretion and at any time, to change or modify these terms and conditions, such change shall be effective immediately upon posting to this webpage.



19. This promotion is in no way sponsored, endorsed or administered by, or associated with any third party provider.

### **Data Protection**

20. Any personal data relating to the selected applicant or any other applicant will be used for the purpose of this competition, in accordance with the applicable data protection legislation and will not be disclosed to any third party without the Applicant's prior consent. The selected applicant agrees to the use of his/her name and application in any publicity material. In addition, the Promoter will use the information provided to send the applicants newsletters providing information about the Promoter's products, survey, offers and other promotional materials. The information provided will be used in conjunction with the following Privacy Policy found at <https://customer-service.on-running.com/privacy-policy>.
21. This site (<http://theroger.com>) is protected by reCAPTCHA and the Google [Privacy Policies](#) and [Terms of Service](#) apply.

### **Applicable Law & Dispute Resolution**

22. The competition and these terms and conditions will be governed by Swiss law and any disputes will be subject to the exclusive jurisdiction of the courts of Zurich, Switzerland.

