

STATUTE

ESET “Ask Kip a Question” COMPETITION

Preamble

The ESET Foundation, in cooperation with ESET, spol. s r. o., in an effort to promote the ESET Science Award 2021 and its supporting activities decided to introduce a competition - **ESET “Ask Kip a Question” Competition** (the “**Competition**”).

ART. 1

Organisers

Nadácia ESET, with its registered seat at Einsteinova 24, 851 01 Bratislava – Petržalka, Identification number: 42258910, registered as a foundation by the Ministry of Interior of the Slovak Republic under file number: 203/Na-2002/1013 (the “**ESET Foundation**”); and

ESET, spol. s r.o., with its registered seat at Einsteinova 24, 851 01 Bratislava, Identification number: 31 333 532, registered in the Commercial Register of the District Court Bratislava I, Section: Sro, file number: 3586/B (the “**ESET**”).

ART. 2

Scope of the Competition

1. The scope of the Competition is to create and to submit a question for Mr. Kip Thorne related to science:

Competition name: “Ask Kip a Question”

2. The question shall be original and innovative, must be in written form or within a video presentation in the English language and **related to science** or **Mr. Kip Thorne and his work**.

3. The question can be submitted on the ESET Science Award website, via a tool powered by Slido, after providing a valid email address and full name: <https://www.esetscienceaward.sk/en/ask-kip-a-question> or <https://www.esetscienceaward.sk/sk/ask-kip-a-question>

4. The question can be submitted also on ESET’s global social media channels ([Facebook](#) and [Instagram](#)).

5. The submitted questions will be collected by ESET via Slido and ESET’s global social media channels.

6. The submitted questions must not contain defamatory, obscene, offensive, or any other unsuitable material; the organisers reserve the right to disqualify any questions containing such matter.

7. Only one question may be submitted into the Competition by each contestant. Entries via third parties are not permitted.
8. The submitted question must be own original creation of the contestant created solely by the author for the purposes of the Competition and must not infringe the rights of any other party.
9. Entries not submitted in accordance with these terms and all other rules and directions given by the organisers, or entries that are incomplete or illegible (as determined at the sole discretion of the organisers) will not be eligible.

ART. 3

Eligibility Criteria

1. The Competition is open worldwide to any natural person at least 12 years old at the date of submission. The organisers may require the contestants to provide the proof that they are eligible to enter the Competition.
2. If you are under the age of 18 or are classed as a minor wherever you reside, you must obtain written parental or guardian consent to enter and to claim your prize. The organisers may ask the winner and the runner up contestants to provide proof of age and/or parental consent.

ART. 4

Submission

1. The question must be submitted between **September 22nd 10:00 am (Central European Time) and October 5th 2021 5:00 pm (Central European Time)**. Late entries will not be accepted. Only questions that are duly received by the closing date will be eligible for the Competition.
2. The questions must be submitted electronically via ESET Science Award’s website URL and via ESET’s social media accounts on [Facebook](#) and [Instagram](#).
3. The entries via the ESET Science Award website must include the contestant’s full name and valid email address. The entries via social media channels must include the contestant’s valid social media account.

ART. 5

Prizes

1. The main prize for the selected winner, second runner-up, third runner-up, fourth runner-up and fifth runner-up (a total of five contestants including the winner) will be the **opportunity to have Mr. Kip Thorne answer their winning questions at a live-online streaming event** on October 12th 2021.
2. In addition, the selected one winner will receive a **financial prize in the amount of USD 1,000**. The financial prize is not bound to any particular purpose.

3. The selected winner, the second runner-up and third runner-up contestants will also receive a free one-year subscription for ESET Internet Security product for their one selected device (Windows or iOS) with a value of 49,99 EUR.
4. Besides the above described prizes, the selected winner, two selected runner-up contestants and the selected fourth and fifth runner-up contestants (a total of five contestants including the winner) will receive a copy of a book ‘The Science of Interstellar’ by Mr. Kip Thorne signed by Mr. Kip Thorne with a value of 21,95 EUR.
5. The prizes do not include any items other than those expressly stated.
6. If the organizer will be required to withhold any amount of the financial prize in order to comply with applicable Slovak tax legislation, the winner will receive an amount reduced by the withheld amount. The winner of the financial prize is responsible for any potential tax obligations arising outside of Slovakia depending on his/her tax residency.
7. The winners of the non-monetary prizes (subscription for ESET Internet Security product and copy of the book) are responsible for any potential tax obligations arising in Slovakia or abroad depending on their tax residency.
8. If requested by the Organizer, the winners are obliged to provide a current Certificate of Residence issued by the official Tax Authorities and any other documents required for the withholding tax procedure.
9. Instead of the opportunity to have Mr. Kip Thorne answer their winning questions, the organisers may choose at their fee discretion to provide the winner and the runner ups with an alternative main prize.
10. There is no alternative prize to the financial prize, subscription for ESET Internet Security product and copy of the book. Prizes are not transferable.

ART. 6

Judging

1. Any submissions that do not comply with the eligibility criteria and submission guidelines will not be considered. These attributes will be reviewed by the project coordinators who will proceed the eligible questions to a judging panel.
2. A judging panel of at least three people will be established, comprising a number of scientist as well as other persons.
3. The panel of judges will evaluate the submitted questions mostly based on the criteria of originality, relation to scientific research and creativity of question and select up to 20 questions.

4. These questions selected by the panel of judges will then be presented to the chairman of the jury, Mr. Kip Thorne, who will select the winner and four other runner-up contestants. The total of five questions selected by Mr. Kip Thorne will be answered by him during a live-streaming event on October 12th 2021.
5. The decisions of the judging panel and/or the chairman of the jury are final, and at their sole discretion. No correspondence or discussion will be entered into by the organisers in relation to these decisions.
6. Winner of the main prize and four other runner-up contestants will be announced at a live-streamed event on 12th October 2021 at the following webpage: <https://www.esetscienceaward.sk/en/ask-kip-a-question> and <https://www.esetscienceaward.sk/sk/ask-kip-a-question>, and via ESET's global social media accounts (Facebook, Instagram, LinkedIn, Twitter, YouTube).
7. The organisers will make all reasonable efforts to contact the winners via the contact details they provide (email address, social media account details).

ART. 7

Subsequent communication and media coverage

1. The organisers reserve the right to contact the participants of the Competition for of receiving consent for the further use of their name, picture, video, likeness, biographical information, and statements for marketing, commercial and promotional purposes without additional compensation, in all media (online and offline) worldwide.
2. For the purposes of the copyright, each author of the question irrevocably agrees that the ESET Foundation, ESET, their affiliated entities, and/or their media partners may use the submitted question and/or the submitted video presentation of the question perpetually, worldwide, non-exclusive, royalty-free in the following manner: to publish, broadcast (across all media) or otherwise use in the online (e.g. websites and social networks) and offline environment (e.g. print media). By submitting a question and/or its video presentation, the author also irrevocably agrees that ESET Foundation, ESET, their affiliated entities, and/or their media partners may at their sole discretion edit, adapt, abridge, or translate the submitted question and/or the submitted video presentation of the question.

ART. 8

Personal data processing.

1. By entering the Competition and agreeing to this Statute, you acknowledge that ESET and ESET Foundation may process your personal data in compliance with REGULATION (EU) 2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of April 27, 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (the “**GDPR**”) and this Statute.

2. If you enter the Competition, ESET and ESET Foundation may process your personal data as a Controller in the following ways:
 - a. Personal data that is part of submission forms and any corresponding documentation may be processed for the purposes of securing the handling and registration of the submissions, assessment by the judges, communication of the results and handover of the Competition prize. This data is necessary for the performance of the Competition and their provision is therefore a contractual condition.
3. In performing our activities, ESET and ESET Foundation pay attention to the privacy of the personal data of our applicants. Your data will be only provided to or processed by the following contractual partners: banks processing the prize payment for a successful applicant; the Competition evaluators; media partners, agencies or contractors engaged to assist with the organisation or promotion of the Competition and related events or activities, and parties legally authorised to request personal data, and in every case only to the extent necessary to fulfil a purpose of a particular processing.
4. ESET and ESET Foundation process and store your data only for the period of 10 years to fulfil the purpose for which it was obtained. When it comes to data pertaining to payments, the retention period will be defined by applicable laws to meet the archiving obligations imposed by special legislation (e.g. legislation governing accounting obligations and similar).
5. In accordance with the GDPR, and within the scope therein specified, you as the Data subject have the right to request from ESET and ESET Foundation access to your personal data, the right to rectification or erasure, limitation of processing, and the right to object to processing, as well as the right to data portability. You can exercise these rights by filing a request with the ESET Foundation. Every Data subject has the right to lodge a complaint with a supervisory authority, namely the Office for Personal Data Protection of the Slovak Republic.
6. Should you have any questions or should you wish to exercise your rights as a Data subject, you can write to: ESET Foundation, Einsteinova 24, 851 01 Bratislava, Slovak Republic, or send an e-mail to: nadacia@eset.sk.

ART. 9 Liability

1. ESET Foundation and/or ESET as organisers of the Competition are not liable for any damage, loss, or disappointment suffered by you in relation to taking part or not being able to take part in this Competition, or in relation to your prize or from being unable to claim your prize in this Competition.

ART. 10 Final provisions

1. By entering the Competition, you agree to the terms and conditions of this Statute. If you do not agree to any term or condition of this Statute, you may not enter the Competition.
2. The organisers reserve the right to change this Statute at any time. In the event of serious circumstances, the organisers may cancel the Competition without any prior notice. The change of this Statute or notification on cancellation of the Competition shall be announced at the following webpage: <https://www.esetscienceaward.sk/en/ask-kip-a-question>

3. This Statute and the Competition are governed by the laws of the Slovak Republic.
4. Any disputes and disagreements arising out of this Statute or in connection with the Competition shall be finally settled before the courts of the Slovak Republic.
5. This Statute comes into force on **September 22nd, 2021**.