

## **RULES OF THE COMPETITION BENETEAU FISHING TROPHY**

### **ARTICLE 1: ORGANIZATION OF THE COMPETITION**

SPBI, a simplified joint stock company with capital of €51,541,628, registered in the SIRENE register under number 491 372 702 and registered in the LA ROCHE-SUR-YON Trade and Companies Register, whose registered office is located at Parc d'activités de l'Eraudière, 34 rue Eric Tabarly, in DOMPIERRE-SUR-YON (85170), whose purpose is the distribution of its products sold under the brand name "BENETEAU", a BENETEAU division whose address is located at 2 rue du Grand Large, CS 82531, Givrand, in SAINT-GILLES-CROIX-DE-VIE (85805), (hereinafter the "**Organizing Company**") is organizing from 13 June 2022 at 06:00 (UTC+2) to 30 September 2022 at 23:59 (UTC+2) a free competition entitled "BENETEAU FISHING TROPHY" (hereinafter the "Competition").

### **ARTICLE 2: DURATION OF THE COMPETITION**

The Competition will take place, for each of the different rounds, according to the following days and times and in the manner specified in Article 3:

First round: from 13 June 2022 at 06:00 UTC+2 to 17 July 2022 at 23:59 UTC+2.

Second round: from 20 July 2022 at 06:00 UTC+2 to 21 August 2022 at 23:59 UTC+2.

Third round: from 24 August 2022 at 06:00 UTC+2 to 30 September 2022 at 23:59 UTC+2.

### **ARTICLE 3: PARTICIPATION CONDITIONS**

#### **3.1 Access to the Competition**

The Competition is organized by the Organizing Company and is only accessible via the mobile application "FishAndYou", available for download on Android via Google Play Store or for download on iOS via the Apple Store (hereinafter the "**Application**").

The Competition is open only to individuals, natural persons over the age of eighteen (18), residing in France or abroad, who have Internet access and a personal account on the Application, with the exception of the third round, in which participation is reserved solely for owners of a BENETEAU boat.

Any entry to the Competition that is incomplete, inaccurate, falsified, contains false information, does not comply with the Competition rules or is received after the Competition date will be considered null and void and will result in the participant's elimination.

Participation in the Competition is limited to one entry per household (same name, same address) per day for the entire duration of the Competition. Participation is strictly nominative and the participant may not under any circumstances play under several pseudonyms or on behalf of other persons.

The Organizing Company reserves the right to carry out all necessary verifications concerning the identity, postal and/or electronic address of the participants.

#### **3.2 Terms of participation**

Participation in the Competition is only possible via the FISH AND YOU mobile application. No registration can be made by phone, fax, postal mail or e-mail.

Therefore, the participant must:

- 1) Have a valid email address;
- 2) Create a personal account on the Application with said email address, if the participant does not already have a personal account, subject to the participant's acceptance of the terms and conditions of use of said Application;
- 3) Open the Application, go to the "Competitions" section and register for the "BENETEAU FISHING TROPHY" competition.

Registration for the Competition implies the participant's full and unreserved acceptance of these rules.

The competition will take place in three (3) rounds, as described below, it being specified that the third round is reserved solely for participants who own a BENETEAU boat. Each round is independent of the others. It is not mandatory for a participant to participate in the first round to be able to access the second round.

**First round: from 13 June 2022 at 06:00 UTC+2 to 17 July 2022 at 23:59 UTC+2.**

**Second round: from 20 July 2022 at 06:00 UTC+2 to 21 August 2022 at 23:59 UTC+2.**

The participant must take a photo of a fish he or she has caught, under the cumulative conditions specified below, go to the Application and submit the photo in the dedicated space, within the limits of the dates and times mentioned above.

- The fish must be one of the species listed in the table in Appendix 1.
- The fish must be alive and without injury.
- The fish should be photographed on a flat surface next to a measuring instrument graduated in cm (ruler, icebox with built-in ruler, measuring tape, etc.) that enables it to be measured. The fish should be parallel to the measuring instrument lengthwise and the end of the fish's nose should be on the 0.

The measurement of each fish corresponds to a number of points, according to the species and the related weighting coefficient, detailed in Appendix 1.

The sum of the points of the five biggest catches of each participant can be taken into account to determine the winners of rounds 1 and 2.

Any photo whose quality does not allow validation of the dimensions of the fish by reading the measuring instrument will not be considered.

**Third round: from 24 August 2022 at 06:00 UTC+2 to 30 September 2022 at 23:59 UTC+2.**

The participant will have to take a photo showing his or her BENETEAU boat on the theme of fishing and submit the photo in the dedicated space, within the limits of the dates and times mentioned above. A panel of judges will meet to select the most beautiful photos. The creativity, the originality of the settings and the aesthetic qualities of the photos will be the determining criteria to win the panel of judges' support. The participant declares that he/she is the owner of the BENETEAU boat he/she is photographing. The Organizing Company reserves the right to make all necessary verifications and may ask the participant to provide a valid certificate or title of ownership of the boat.

The Organizing Company also encourages the practice of responsible fishing, respectful of the environment and safety. Participants are required to respect the regulations in force in their fishing area.

#### **ARTICLE 4: DESIGNATION OF WINNERS AND AWARD OF PRIZES**

Winners will be chosen:

- For the first and the second round: according to the sum of the points obtained for each round, for a maximum of five (5) catches.
- For the third round: according to the panel of judges' decision, based on creativity, originality of the settings and aesthetic qualities of the selected photos.

Winners will be notified of their victory and the terms of delivery of the prize within seven (7) days of the end of each round of the Competition by the e-mail address indicated by the participant. The winner must, by answering this private message, and within seven (7) days of the dispatch by the Organizing Company of the message confirming the prize, communicate his or her contact information (last name, first name, mailing address and telephone number) to the Organizing Company in order to receive the prize.

The winner's silence within the above-mentioned period will be considered as an outright renunciation of the prize. He/she will then forfeit his/her right and the prize will become the property of the Organizer and may be awarded to a new winner. It is reiterated that if the winner's contact information is invalid, incomplete or erroneous, he or she will lose the benefit of the prize. If the winner cannot be contacted, the Organizing Company reserves the right to award the corresponding prize to another participant.

The prizes may not be disputed in any way, nor may they be exchanged or replaced for any reason whatsoever. The winners waive any claim from the organizing company for any compensation resulting from possible harm or damage caused by the acceptance and/or the use of the prizes.

The Organizing Company reserves the right to unilaterally change the prizes, and to substitute them with prizes of the same value in the event of problems with its suppliers.

The prize will be sent to the winner by postal mail, at the expense of the Organizing Company, to the mailing address indicated by the winner.

The Organizing Company of the Competition and sender of the prize can in no case be held responsible in case of loss or damage of the prize:

- in the event of dispatch to an inaccurate address due to an error made by the winner in providing his or her postal address; and/or
- in the event of a postal delivery problem related to the service provider in charge of the transport and/or in the event of defective functioning of the services of any service provider in charge of the transport.

The Organizing Company shall not be held responsible for the use of the prizes by the winners. Any resale of the prizes by the winners is strictly prohibited.

## **ARTICLE 5: PRIZES**

The distribution of the prizes will be done in the following way:

### **In the first round:**

- The participant with the most points will win: ONE (1) GARMIN ECHOMAP™ UHD 72sv SCREEN WITH GT UHD PROBE worth €1419.00 including VAT
- The second participant with the most points will win: ONE (1) INFLATABLE BENETEAU STAND UP PADDLEBOARD with a value of €549 including VAT

- The third participant with the most points will win a prize package including:
  - ONE (1) SEANOX V.3 TUNA CLAW worth €359.00 including VAT
  - ONE (1) ROUND HEAD 60 CM RESIN NET worth €79.90 including VAT
  - ONE (1) ADJUSTABLE ALUMINIUM TELESCOPIC HANDLE with a value of €71.90 including VAT

**In the second round:**

- The participant with the most points will win the prize package including: ONE (1) PROBE (to be defined) with a minimum value of €700.00 including VAT
- The second highest scoring candidate will win the prize package including:
  - ONE (1) SHIMANO BLUE ROMANCE ULTRA 2M18 ROD, 10-30G marked BENETEAU FISHING TROPHY with a value of €469.99 including VAT
  - ONE (1) SHIMANO ULTEGRA 2500 HG REEL with a value of €144.90 including VAT
- The third participant with the most points will win: ONE (1) PRIZE PACKAGE OF TWO (2) ROD HOLDERS FOR TUBE OR SLIDE MOUNTING worth €363.70 including VAT

**In the third round:**

After deliberation by the Organizing Company's panel of judges, three BENETEAU boat owners will each win: ONE (1) GARMIN MARINE QUATIX 7 CONNECTED GPS WATCH, valued at €699.00 including VAT.

The value indicated for these prizes corresponds to the public price currently applicable or estimated at the date of drafting the rules. It is given as an indication and is likely to undergo variations. All images or illustrations of the prizes used for the purposes of this Competition, regardless of the medium used, are presented for illustrative purposes and have no contractual value.

**ARTICLE 6: COMPLIANCE WITH THE RULES OF THE COMPETITION**

Participation in the Competition implies full acceptance of these rules and compliance with them by the participant. Participation in the Competition implies an honest attitude, meaning absolute respect for the rules and rights of other participants.

The participant is prohibited from implementing or seeking to implement any participation process that does not strictly comply with the principles of the rules.

The Organizing Company reserves the right to carry out any relevant checks concerning compliance with these rules, in particular to remove any participant who has committed any abuse or attempted fraud, without however being obliged to carry out systematic checks on all the entries to the Competition, but which may limit these checks to the winner's entry.

The Organizing Company reserves the right to prosecute any person who attempts to defraud or interfere with the proper conduct of the Competition. Any falsification will result in the immediate elimination of the participant. In any event, the Organizing Company reserves the right to exclude, disqualify or invalidate the prize of any person who does not fully comply with the rules of the Competition.

## **ARTICLE 7: LIABILITY OF THE ORGANIZING COMPANY**

The Organizing Company shall not be held liable for any events that are not attributable to it, in particular in the event of force majeure likely to disrupt, modify or cancel the Competition.

The Organizing Company reserves the right to shorten, extend, modify or cancel the Competition if circumstances beyond its control so require, particularly in the event of force majeure or a health crisis. Its liability will not be implicated because of this.

The Organizing Company will not be held responsible, and no claim may be made against it, in the case of events having the characteristics of force majeure, depriving the winner partially or totally of the benefit of his or her prize.

The Organizing Company reserves the right to modify the prizes if circumstances beyond its control require it.

The connection to the participation media is under the full responsibility of the participants. Consequently, the Organizing Company will not be held liable for any malfunction of the network and/or the Application preventing proper participation in the Competition.

## **ARTICLE 8: COMMUNICATION OF PERSONAL DATA**

In order to participate in the Competition, participants must communicate to the company that publishes the Application (FISHINGTHESPOT.COM, a simplified joint stock company with a share capital of 1,000 euros, registered in the SIRENE register under number 814 411 583 and registered in the BORDEAUX Trade and Companies Register, whose registered office is located at 37 rue Lacornée in BORDEAUX (33000)), acting as the data controller, their identity (last name, first name, and possibly a pseudonym) and e-mail address. In order to receive the prize, the winner must provide the Organizing Company with his/her identity (last name, first name) as well as his/her mailing address.

Personal information, and in particular that of a nominative nature communicated by participants, will be subject to computer processing under the responsibility of the Organizing Company, in accordance with the requirements imposed by Regulation (EU) 2016/679 of 27 April 2016 (known as the "GDPR").

Participants' data is also accessible to the Organizing Company's service providers who, acting on the Organizing Company's instructions, are required to implement appropriate protection measures for this personal data. Participants are informed that personal information and data will be processed by FISH&YOU as the personal data processor of the Organizing Company for the purpose of drawing the winner of the Competition.

The information and personal data collected in the context of the Competition are intended to be processed by the Organizing Company for the purposes of managing the Competition, awarding the prize to the winner, managing requests for information from participants and managing participants' disputes and/or claims.

In accordance with the GDPR, the Organizing Company will only keep the personal data of the participants for the time reasonably necessary to allow the accomplishment of the purposes for which they are processed, i.e. for a maximum period of six (6) months.

In accordance with the GDPR, participants have the right to access and rectify, delete and port their data, the right to limit and oppose the processing of their data on legitimate grounds, and the possibility of transmitting directives in order to organize the fate of their data (conservation, deletion, communication to third parties, etc.) in the event of death.

Participants may, at any time, exercise the above rights, by attaching proof of identity, either by ordinary mail to the following address: GROUPE BENETEAU, 16 boulevard de la Mer, 85800 SAINT-GILLES-CROIX-DE-VIE, or by e-mail to the following address: [contact.rgdp@beneteau-group.com](mailto:contact.rgdp@beneteau-group.com).

#### **ARTICLE 9: DISPUTES - LITIGATION**

The present rules of the Competition are subject to French law.

Any dispute or claim must be made in writing, either by regular mail to the following address: SPBI (BENETEAU), Service Communication, Parc d'activités de l'Eraudière, 34 rue Eric Tabarly, 85170 DOMPIERRE-SUR-YON.

Any dispute or claim must state the exact date of entry into the competition, the entrant's full contact information and the exact reason for the dispute or claim.

No other method of dispute or claim can be considered.

Appendix 1 - Mesh Size Table

Authorized species	Minimum length (in cm)	Weighting coefficient
Sea bass	42	1
Sea perch	36	1
Speckled bass	30	1
Striped bass	42	1
Pollack	30	1
Coalfish	35	1
Shadefish	45	1
Gilthead sea bream	23	1
Black sea bream	23	1
Red sea bream	35	1
White sea-bream	25	1
Pandora	15	1
Pargo bream	18	1
Dog's tooth bream	34	1
Amberjack	60	1
Brazilian grouper	45	1
Trevally ( <i>Caranx ignobilis</i> )	50	0.5
Barracuda	60	0.4
Bluefish ( <i>Pomatomus saltatrix</i> )	40	0.5
Mahi Mahi	50	0.5
Cobia ( <i>Rachycentron canadum</i> )	50	0.5
Drums	50	1
Jacks (amberjack, blue runner, crevalle, big eye, horse eye and rainbow runner),	30	1
King mackerel ( <i>Scomberomorus cavalla</i> )	40	0.5
Needlefish ( <i>Strongylura exilis</i> )	30	1
Permit ( <i>Trachinotus falcatus</i> )	50	0.5
Pompano (Small spotted dart)	30	1
Cubera snapper ( <i>Lutjanus cyanopterus</i> )	50	0.5