

CONTEST RULES
"Buy FoxESS in Menlo and win a trip to China"

§ 1
GENERAL PROVISIONS

- 1) These Regulations ("**Regulations**") set out the rules, scope and conditions of participation in the contest titled "**Buy FoxESS in Menlo and win a trip to China**" dedicated to Menlo Electric customers ("**Contest**") who have purchased FoxESS Polska Sp. z o. o. products.
- (2) The sponsor and founder of the prizes in the Contest is FoxESS Polska Sp. z o.o. located at 18C Stanisława Konarskiego Street (44 - 100 Gliwice), entered in the register of entrepreneurs kept by the District Court in Gliwice, X Economic Department of the National Court Register, under KRS number 0000877566, holding NIP 9691644614 and REGON 387892323 ("**Founder**").
- (3) The organizer of this competition is Menlo Electric S.A. with its registered office in Warsaw at 2 Puławska Street, 02-566 Warsaw, entered in the Register of Entrepreneurs of the National Court Register kept by the District Court for the Capital City of Warsaw in Warsaw, XIII Economic Department of the National Court Register under KRS number 0000917564, NIP 5272829241, REGON 368839890 ("**Organizer**").
- (4) The prize in the contest is 4 tickets for a 7-day trip to China. During their stay, the winners will visit, among other things, the headquarters of FoxESS.
- (5) the Contest shall be held in the territory of the Republic of Poland and shall last from 08.03.2023 to 30.09.2023.
- (6) The settlement of the Contest will take place on October 10 at 10:00 a.m. by publishing the results of the Contest on the Menlo Electric website (www.menloelectric.com) and on the social media accounts maintained by the company.
- (7) The Contest may be terminated by the Organizer before its duration for important reasons beyond the Organizer's control, of which the Organizer will inform via the website www.menloelectric.com.
- (8) Employees and representatives of the Organizer and the Founder, as well as members of their immediate family, may not participate in the Contest. By "members of the immediate family" is understood as ascendants, descendants, siblings, spouse and persons in an adoption relationship. By "employees" is also understood persons performing services on a permanent basis under a civil law contract.
- (9) The contest is not a game of chance within the meaning of the Act of November 19, 2009 on gambling (Journal of Laws of 2009 No. 201 item 1540, as amended).

§ 2
CONDITIONS OF PARTICIPATION IN THE CONTEST

- (1) The Participant of the Contest may be natural persons, legal persons and organizational units without legal personality, conducting business in the European Union in the field of sales and installation of photovoltaics, who will be qualified to participate in the Contest by the Organizer ("**Participant**"), under the terms of the Regulations.
 - (2) The condition for participation in the Contest is:
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A. Purchase of FoxESS products from Menlo Electric during the Contest period, i.e. between 08.03.2023 and 30.09.2023;

B. Completing and sending the Contest questionnaire to: info@menloelectric.com (the questionnaire is available on Menlo Electric's website www.menloelectric.com and social media accounts maintained by the company)

C. Sending to info@menloelectric.com the answers to the two contest questions in the above survey, which read:

1) Why did you choose to work with Menlo Electric?

2) Why did you choose the FoxESS brand product?

D. Present, by sending a scan to info@menloelectric.com, proof of purchase (VAT invoice) of a FoxESS inverter, purchased no earlier than 08/03/2023 and no later than 30/09/2023.

(3) Performing the actions described in §2.2 of the Regulations above is tantamount to agreeing to participate in the Contest and declaring acceptance of the Regulations, as well as agreeing to Menlo Electric's use of personal data for purposes related to the Contest and the Organizer's use of the submitted answer at any time.

(4) The Organizer shall inform the applicant of his/her qualification for the Contest immediately after the submission by sending the information to the e-mail address of the Participant from which the submission was made.

(5) The Organizer shall be entitled to:

(i) refuse to qualify the Entrant to participate in the Contest if:

(a) the entry is sent after the deadline for submission of entries;

(b) the entry does not contain the elements indicated in the Rules;

(c) the applicant has not accepted the provisions of the Rules, or violates the provisions of the Rules, in particular, the submitted review or opinion violates the law;

(ii) exclude a qualified Entrant from participation in the Contest in a situation where the Entrant:

(a) fails to perform or violates the provisions of these Regulations,

(b) has not purchased an inverter in accordance with the Regulations or has withdrawn from the contract for its purchase.

(5) Exclusion of a Participant from the Contest does not require notice of exclusion to be effective. The decisive factor for exclusion is the failure to meet the prerequisites for participation in the Contest.

§3

COMPETITION RULES

(1) From among the Participants qualified for the Contest, the Organizer will select the winners of the Contest by awarding a total of 4 tickets for a 7-day trip to China, based on the following rules:

(i) the Organizer, in consultation with the Founder, **will award 2 tickets** for a 7-day trip to China to the company or sole proprietor who purchased the largest number of FoxESS products during the Contest period; and.

(ii) The Organizer, in consultation with the Founder, will appoint a committee that, from among the submitted entries/questionnaires, **will award 2 tickets** for a 7-day trip to China to the company or sole proprietor whose submitted responses in the entries/questionnaires meet the following criteria:

(a) substantively substantiate the two questions indicated in the survey,

(b) the responses are characterized by originality and creativity of description,

- (c) produce a positive overall impression and expression of the Participant's speech; while it cannot be the same person/entity who was awarded tickets under item (i) above.
- (2) The prize in the Contest is that FoxESS Poland will fund a 7-day trip to the company's headquarters in China.
- (3) The trip will be realized within 6 months from the announcement of the Contest results.
- (4) The prize mentioned in §3.2 is not exchangeable for prizes of any other kind or for cash equivalent. Winners of the Contest may not transfer the rights to receive the prize to third parties.
- (5) The compilation of evaluations of the Contest Participants' reviews prepared by the Organizer is confidential and shall not be made available to the Contest Participants or any third parties.
- (6) The winner of the Contest agrees to publish his/her name and photo confirming receipt of the prize on the Menlo Electric website (www.menloelectric.com) and social media accounts maintained by the company.
- (7) The winner in the Contest agrees to have a photo taken by the Organizer documenting the receipt of the prize, which the Organizer will post on its social media accounts with information about the realization of the prize.
- (8) The Organizer's decision is final and cannot be appealed.

§4 COMPLAINTS

- (1) Any complaints regarding the Contest can be submitted by e-mail to the Organizer's e-mail address: info@menloelectric.com within 7 days from the date of Contest settlement.
- (2) The complaint should contain the name and surname of the Participant, his exact address, as well as a detailed description and reason for the complaint.
- (3) In order to accelerate the consideration of the complaint, it is advisable for the Participant to provide a detailed justification of the complaint.
- (4) Complaints will be considered within 14 from the date of their receipt by the Organizer.
- (5) The complaint procedure adopted by the Organizer does not in any way affect the rights granted to the Participant of the Contest under generally applicable law, including the possibility of pursuing claims through legal proceedings.

§5 CHANGES TO THE REGULATIONS

- (1) The Contest Organizer reserves the right to amend the Regulations at any time and without giving any reason.
- (2) In the event that any changes are made to the Regulations, they shall become effective as of the date on which the Organizer makes the consolidated text of the Regulations available by publishing it on the website www.menloelectric.com at the place of publication of the Contest.

§6 PERSONAL DATA PROTECTION

- (1) The personal data of the Contest Participants will be used based on and in accordance with the applicable laws, in particular the Regulation of the European Parliament and of the Council (EU) 2016/679 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 the repeal of Directive 95/46/EC and the Act of May 10, 2018. - on the protection of personal data.
 - (2) Personal data shall be processed solely for the purpose of fulfilling the obligations arising from the conducted Contest and for the purpose of processing any complaints.
 - (3) The personal data of the Contest Participants will be kept by the Organizer only for the period necessary to conduct the Contest and issue prizes to the Participants.
 - (4) Participants have the right to inspect the processed data and to correct and delete them.
 - (5) The data are provided on a voluntary basis, and at the moment of deleting the data the User loses the possibility to participate in the Contest.
 - (6) The administrator of the personal data of the Contest Participants is the Organizer.
7. violations in the field of personal data protection can be reported to the Organizer's Data Protection Officer at e-mail address: info@menloelectric.com

§7 FINAL PROVISIONS

- (1) The Regulations shall enter into force on 08.03.2023 and shall be valid for the entire duration of the Contest.
 - (2) The Regulations are available for review on the Menlo Electric website (www.menloelectric.com). Before participating in the Contest, the Participant should familiarize himself with its contents.
 - (3) Participation in the Contest is voluntary.
 - (4) This Contest is not cumulative with other promotional campaigns conducted at the same time by the Organizer.
 - (5) If the winner does not receive the prize within 14 days from the publication of the results, the Organizer has the right to choose the winner again from among the remaining Participants. The Organizer will inform about the re-publication date of the results on its website and on its social media accounts.
 - (6) The Participant of the Contest takes responsibility for the correctness of the data provided necessary for participation in the Contest.
 - (7) The prize may not be the subject of sale, online auctions and other forms of profiting by the winner of the Contest.
 - (8) In matters not covered by these Regulations, the generally applicable provisions of Polish law shall apply.
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