

## **ADAM Audio TikTok Duet Competition 2022**

### **Conditions of participation and information on data protection**

#### The Task

1. Create a musical “duet” for this video clip on ADAM Audio’s TikTok channel:  
<https://vm.tiktok.com/ZMFbnn3Bd/>

Please refer to [TikTok’s help center](#) for the definition of a “duet”.

#### The Competition Period

The competition is open for submissions until 19 December 2022 (12:00 am CET). The ADAM Audio team randomly draws one winner from all valid entries.

The winner will be announced on 20 December 2023 on the [news post](#) on ADAM Audio’s website and on [ADAM Audio’s TikTok channel](#).

#### How to Enter the Competition

- Create a musical duet for this video clip on ADAM Audio’s TikTok channel:  
<https://vm.tiktok.com/ZMFbnn3Bd/>
- You can use any audio you want, e.g. from sample libraries, as long as no copyrights are violated.
- Upload your finished duet to your TikTok profile and tag the [ADAM Audio TikTok channel](#) in your post. Please ensure your profile is set to public.
- That is it, there is nothing else for you to do to participate. However, make sure to check our [website](#) from 20 December 2022 to see if you have won; if so, send us an e-mail to [info@adam-audio.de](mailto:info@adam-audio.de) indicating your contact data (in particular your postal address where the prize should be sent to).

#### The Prizes

The winner of the raffle will receive a pair of ADAM Audio T5V studio monitors and one T10S Subwoofer.

The prizes are not transferable. A cash payment of the value of the prizes is not possible. Should the winner fail to provide ADAM Audio with his/her contact data (in particular, his/her address where the prize should be sent to) within three months after the end of the competition, the corresponding prize will be forfeited.

## Participation

- Each participant can only enter the competition once.
- The duet should not exceed the duration of the original video clip.
- Participation in this competition is free of charge. No purchase is required to enter the competition.
- All personal information submitted must be complete and accurate.
- By participating in the competition, each participant accepts the rules as well as the general terms and conditions.
- ADAM Audio will have the final say in the winner of the competition and no correspondence will be entered into.

## Exclusion from Participation

- Persons working with or for ADAM Audio, as well as employees of ADAM Audio distributors, are excluded from participation. All ADAM Audio distributors can be found at: <https://www.adam-audio.com/en/find-a-dealer/>
- Participants who use improper means or attempt to increase their chances of winning by manipulating the registration process will be automatically excluded
- Entries may be subject to moderation. ADAM Audio reserves the right to deem an entry to be ineligible should it contain offensive, inappropriate, obscene, unlawful or otherwise objectionable content.

## Copyright and Personality Rights

- By uploading a duet to TikTok, the participant confirms that (1) he/she is the sole author and/or rights holder of the uploaded material in the context of the competition, and (2) any person appearing in the uploaded material has given their express consent to appear and be shown/heard in this TikTok video.
- By uploading a duet to TikTok, the participant agrees that ADAM Audio may publish the duet in its own TikTok channel if the participant is the winner, and grants ADAM Audio the non-exclusive, perpetual and worldwide usage right to do so. However, there is no obligation of ADAM Audio to make use of this usage right.
- In the event that third parties assert claims due to culpable infringements of personal rights and/or copyrights committed by the participant, the participant undertakes to indemnify ADAM Audio in this respect.

## Data Protection

- ADAM Audio is the controller in respect of any personal data relating to participants that is used in connection with the Competition (such as profile data, user name, name, address, e-mail, voice or other content that contains personal information in the video, technical data of the uploaded video). Such personal data will be processed by ADAM Audio in accordance with these Terms & Conditions and the [privacy policy](#) provided.
- The participants are aware that they upload the duet on TikTok and that TikTok is a separate controller of the personal data. TikTok may store further data and for further TikTok purposes. A copy of TikTok's privacy policy is provided at: <https://www.tiktok.com/legal/page/eea/privacy-policy/>
- ADAM Audio will use the participant's personal data for the purpose of administering the Competition, and for any other purpose stated in these Terms & Conditions. The lawful basis that ADAM Audio relies on to process personal data is its need to perform its contract with the participant (these Terms & Conditions) according to Art. 6 (1) lit. b GDPR and to comply with any legal obligation that ADAM Audio has in connection with the Competition according to Art. 6 (1) lit. c GDPR. ADAM Audio assures that all personal data submitted by the participant will only be used for the purpose of running the competition, contacting the winners, and marking the uploaded duets. The personal data will not be retained for any longer than is necessary for the administration of the Competition or to comply with any legal obligations that apply in respect of the Competition.
- The data will not be passed on to third parties and will not be used for any advertising or marketing purposes on our website unless ADAM Audio expressly obtains the participant's consent to do so. If the participant is a winner and if ADAM Audio is required by law or self-regulatory codes that govern the operation of promotions, ADAM Audio may publish some of the personal data to the extent legally required. This may include the name or any other personal data that ADAM Audio is required to publish.
- The data will be deleted after the end of the competition. In case the participant is a winner, ADAM Audio will store the data until the expiry of statutory retention and limitation periods.
- On request, participants have the right to obtain free information on their stored personal data. Additionally, they have the right to obtain the rectification of inaccurate personal data, the right to obtain a restriction of excessive processing of personal data as well as the right to obtain the deletion of unlawfully processed personal data or data which is stored for too long (as far as there are no legal obligations to store the data). Furthermore, they have the right to receive their personal data in a structured, commonly used and machine-readable format and to transmit those data to another controller (right to data portability), as far as they have handed over the data to us within the framework of a declaration of consent or for the fulfilment of a contract or the processing is done within the framework of an automatic procedure.

- Participants have the right, for reasons arising from their particular situation, to object to the processing of their personal data on the basis of Art. 6 para. 1 lit. f GDPR at any time; this also applies to profiling based on these provisions. ADAM Audio will no longer process the personal data relating to them unless ADAM Audio can prove compelling grounds for processing worthy of protection which outweigh their interests, rights and freedoms, or the processing serves to assert, exercise or defend legal claims.
- Participants can also withdraw their consent at any time. To do so they need to send an e-mail to ADAM Audio's e-mail address [info@adam-audio.com](mailto:info@adam-audio.com).
- If participants have any questions in respect of the use of their personal data in connection with the Competition or wish to exercise their rights in respect of their personal data (including their right of access or deletion), participants need to send an e-mail to ADAM Audio's e-mail address [info@adam-audio.com](mailto:info@adam-audio.com) or a letter to ADAM Audio GmbH, Rudower Chaussee 50, 12489 Berlin, Germany. Alternatively, participants may exercise their rights in accordance with the privacy policy (as referred to above).
- In addition, participants have the right to lodge a complaint with a supervisory authority.

#### Additional Rules

- Participation in this competition is subject to the exclusion of legal action.
- Cash payment of the prize value is excluded.
- The participant agrees that in the event of winning a prize, his/her TikTok account will be linked by ADAM Audio on their own TikTok.
- This competition is not affiliated with, sponsored, endorsed, or organized in any way by Facebook, Instagram, Soundcloud, TikTok or YouTube.
- ADAM Audio reserves the right to terminate the competition for good cause or to change the deadline for participating and/or the conditions of participation. Furthermore, the participant agrees to the terms of use of TikTok.
- ADAM Audio reserves the right to substitute the prize for any alternative of a similar value.
- ADAM Audio does not accept responsibility for network, computer, hardware or software failure of any kind which may affect submitting, receipt or processing of your entry.
- ADAM Audio accepts no liability for any packages which have been lost, delayed or misplaced by the courier.
- The conditions of participation are subject to German law.

Organizer of this competition:

**ADAM Audio GmbH**  
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12489 Berlin  
Germany

**Managing Director:** Christian Hellinger

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