

Joint to JAO

Legal Rules of the Seventh Edition of the Jardín de Aclimatación de La Orotava Photography Contest

The main objective of this contest, organized by the Instituto Canario de Investigaciones Agrarias (ICIA), Autonomous Body of the Board of Agriculture, Animal Husbandry, Fisheries and Water of the Canary Islands Government in collaboration with Gestión Aeronáutica Integral Canaria (owner and manager of the brand “Binter”), and Cities Councils of Puerto de la Cruz and La Orotava, is to reward the best photographs of the Jardín de Aclimatación de La Orotava (JAO), better known as Botanic Garden of Puerto de la Cruz, and its Higuera in La Orotava, in order to promote and improve the knowledge of this beautiful, valuable cultural and natural heritage that Tenerife Island treasures.

RULES OF THE CONTEST

1. Participants and contest entries

The contest is open to all adult individuals of any nationality, both professional and amateur photographers.

The photographs must be original and unpublished. Participants who submit works to this contest are expressly recognized owners of them and state that there is no claim from third parties about them being fully responsible for them if any.

Being the stage of this contest the JAO and its Higuera, both catalogued as Assets of Cultural Interest with the category of Historical Garden (Decreto 161/1994, of July 29, and Decreto 226/2008, of November 25, respectively), marks the peculiarity of this call, so, at all times it should be watched for the preservation of it and the taking of photographs must be compatible with the public visit.

The presentation of the photographs will be done through free registration, via web, with no limitation in the number of participants (www.icia.es).

In no case the realization of the photographs will imply the access to the interior of the delimited parterres of the Garden, or the manipulation of the objects of the photograph if with this causes any danger to them or their integrity is altered. The use of external elements to support photography is not allowed, except for a tripod and a flash applied to the camera.

2. Subject



The subject of all works presented will be the “JAO and its Hijueta”. Within this topic, the participants have total freedom when presenting their works, provided that the base is the artistic and creative photography framed in the garden enclosure.

All photographs should accurately reflect the subject matter of the Contest. The organizing committee of the contest keeps the right to accept works depending on their suitability according to the subject of this contest.

Images which may have contents contrary to the right to honour, personal and familiar intimacy, personal image rights, or contrary to the current law, will not be allowed.

The participant will be responsible for authorship of the photograph(s) submitted.

3. Contest Phases. Submission of photographs

The technical characteristics of the photos will have an image format with a resolution of 300 ppp / size 70x50 cm (horizontal format) in jpg.

Failure to comply with these bases annuls participation in it.

The contest will have **two phases**:

First phase

Photographs will be submitted in digital format at ICIA website (www.icia.es).

Together with the images uploaded, you must include your name, surnames, DNI, email and contact telephone number of the participant. You must fill in the registration form for each proposed photo.

Each participant may enter no more than three photographs. The photographs will be uploaded independently, no simultaneously.

The photographic technique will be free (colour, black and white, and in all their variants). Only colour and brightness alterations are allowed.

The work must be individual. Collective works will not be accepted.

Second phase

Once the jury is assembled, the 10 finalists will be notified. It will be communicated in social networks of both ICIA, and Cities Councils of Puerto de la Cruz and La Orotava.

Photographs must not have been published or reproduced previously in any type of support (written publications, websites, facebook, twitter, instagram, etc.). Nor can have been submitted to another contest.

The photographs that participate in the contest may be published on the social networks of the ICIA, always indicating the authorship and the participation in this contest.

Participation in the contest implies agreement that personal data, such as name or profile picture, will be used by the Organization to publicize the result of this marketing action without entitling the Participant to any remuneration or benefit.

The ICIA will transfer the photograph(s) of the winner(s) to be used on communication/ dissemination actions of Gestión Aeronáutica Integral Canaria if necessary.

4. **Deadlines**

All entrances must be received between September 1st, 2023 and October 31st, 2023. The jury will announce the final decision with the 10 finalists of the contest on November 7th, 2023.

5. **The judges**

The contest's Judges are the Director of the Jardín de Aclimatación de La Orotava, representatives of the Cities Councils of Puerto de la Cruz and La Orotava, and Gestión Aeronáutica Integral Canaria, and experts in photography and in the subject matter chosen by the Organization.

Images will be judged on artistic merit and technical excellence.

In a first step the judges will select the best photographs according to artistic technical quality criteria, provided that they conform to the subject of this edition.

From these, in a second phase, the judges will choose the winner and two accesits.

Only one photograph per author will be awarded.

The Judges reserve the right to declare the Contest deserted if, in their opinion, none of the photographs submitted comply with all the requirements set out in the Official Rules. The Judges' decision is final. This is without prejudice to admit claims, within two working days of the publication of the final decision, that may not refer to the judges' decision but only to compliance of requirements for participation.

6. **Contest Prizes**

The first prize will consist in a round trip flight for two people to one of the Binter international destinations, departing from Canary Islands.



The prize is personal and non-transferable in the person of the winner and the designed accompanying person and valid to be enjoyed until November 25th, 2024, without prejudice to be subject to availability.

It does not include transfers or other derived expenses, it cannot be exchanged for any other product and / or element and / or tourist package and / or tourist destination and / or money.

To confirm the reservation, you should contact by email: comunicacion@bintercanarias.com

On the other hand, the two accesit will be awarded with a round trip flight for two people each two one of the Binter national destinations, departing from the Canary Islands.

In order to enjoy these flights, the winners of the accesit will have to make the reservation by contacting: petbilletes_imagen@bintercanarias.com. They will need to provide their identification details in order to manage the reservation and ticketing that will be subject to the availability of seats at the time of the request.

High demand dates such as holidays, bridges day, August, high occupancy flights, etc. are excluded, always subject to availability.

These accesit awards are valid until November 25th, 2024 to be requested and enjoyed from the date of delivery, that is, November 24th, 2023. The winners will have to request their flights 1 month in advance.

The prizes, in no case, can be replaced by their economic value. In addition, they are non-transferable.

The presentation of prizes and communication of winners (1st prize and 2 accesit) will be made in an official act on November 24th, 2023, to which all the finalists are invited.

It will also be communicated on the ICIA website and social networks of ICIA, and Cities Councils of Puerto de la Cruz and La Orotava.

The finalist photographs will be exhibited in an itinerant way in Cities Councils of Puerto de la Cruz and La Orotava in an area still to be defined, from November 24th to December 22nd, 2023. Each photograph will be identified with the author's name and surnames as well as the logos of the organizers involved (ICIA, Cities Councils of Puerto de la Cruz and La Orotava, and Binter).

7. Intellectual property

Entrants grant to the Organization the right to use the photographs and warrant that their reproduction and diffusion for informative purposes will not infringe their own rights or those of third parties. Entrants also grant the Organization the right to reproduce their



photographs with overprinted the logos of the ICIA (in addition to the entrants' name), the Cities Councils of Puerto de la Cruz and La Orotava, and/or Binter to avoid their use by third parties.

All photographs submitted shall be kept on file by the Jardín de Acimatación de La Orotava - ICIA, and it may decide to organise exhibitions without any constraints of time or place through the website or by other means of data support, provided that the author is mentioned.

The Organization assumes that, if any persons appear in the photograph, the entrant is responsible for obtaining, prior to submission of the photograph, any and all releases and consents necessary to permit the exhibition and use of the photograph, liability related to the right to privacy exclusively falling on the author.

Furthermore, participants' full names and the winning photographs shall be communicated to the Canary Islands Government with the goal to promote and to spread this contest through its tools and channels of communication.

By participating in this contest and accept these bases, the participants give to the ICIA automatically and definitively, all intellectual property rights in the following terms. Specifically, for this purpose the exploitation rights will be transferred, especially public communication, distribution and reproduction. All these rights may be used under any advertising format of the ICIA, the Cities Councils of Puerto de la Cruz and La Orotava, and / or Binter, as well as in any media, both in television, Internet, analogue and digital media, or in any medium of written dissemination without any consideration and citing the name of the author of the work.

8. Exclusions

In this contest employees and family members cannot participate until the second degree of consanguinity / affinity of the organizing entities (ICIA, Cities Councils of Puerto de la Cruz and La Orotava, and Gestión Aeronáutica Integral Canaria) and of any of its subsidiary companies, advertising agencies or agencies that are related to the activity object of the present rules.

9. Acceptance of the rules

The participation in this contest implies the full acceptance of these rules and the express submission of the interpretative decisions made by the organizers. Winners may be asked for a written document accepting all the terms and conditions of the contest rules.

10. Modifications



The organizers reserve the right to make any changes, suspend or extend this contest, notifying it in advance on the ICIA website (www.icia.es).

11. Applicable legislation and jurisdiction

This promotion is governed by current Spanish legislation.

For any dispute that may arise in the interpretation and application of these rules, both the organizers and the participants of this contest, expressly submit to the jurisdiction of the Courts and Tribunals of Santa Cruz de Tenerife.

12. Data protection

In accordance with the European Regulation 2017 and Real Decreto-Ley 5/2018, of July 27th, of Protection of Personal Data, the personal data of the participants will be included in an automated file owned by the ICIA.

At any time, the interested party may exercise the rights of access, rectification, cancellation and opposition by communicating it in writing to the registered office of the ICIA (Instituto Canario de Investigaciones Agrarias) Apartado 60 -38200 La Laguna, Tenerife – Spain, enclosing a copy of their DNI or another suitable identity document, such as NIE or passport, indicating "DATA PROTECTION" as reference or through email concursofotografia@icia.es.

