

Diamond Aircraft 2022 Calendar Photo Contest

Terms & Conditions

Diamond Aircraft Industries GmbH, whose head office is located at Nikolaus August Otto Straße 5, 2700 Wiener Neustadt – Austria, is organizing a free photo contest on Instagram without the necessity of purchase, from Monday 9 August 2021 to Wednesday 15 September 2021. This contest is in no way sponsored, endorsed or administered by or associated with Instagram. The goal of this contest is to feature the winning photo in Diamond Aircraft's 2022 print calendar.

About the candidate

1. Anyone is eligible to enter the Diamond Aircraft 2022 Calendar Photo contest ("the contest"). Members of the Diamond Aircraft group ("Diamond Aircraft") or an immediate family member of any of the foregoing, may participate, but are not eligible to win.
2. The photographer must be the sole copyright holder of the picture submitted in his/her/their name.
3. In alignment with the GDPR the participant gives their consent to the collection and use of their personal data for the purpose of administering the contest and the participants confirm that they have read and agree to be bound by the terms and conditions of the contest.

Contest terms

4. Participants are required to take a picture of a Diamond aircraft and upload it to the participant's Instagram account. Entries sent in other ways will not be accepted.
5. Participants are required to have their profile set to Public. All pictures must have accurate captions, written in English only, include the hashtag #SayCheeseDiamondAircraft in the caption and follow @diamondaircraftind.
6. All submitted photos must fulfill the following criteria to be eligible to win:
 - The photo must show a current version of one of the following aircraft types: DA20 Series, DA40 Series, DA50 RG, DA42 Series, DA62.
 - The photo can either show one Diamond aircraft or a fleet of Diamond aircraft.
 - Aircraft from other companies must not be visible in the photo.
 - People should not be visible in the photo. Exceptions are made for e.g. in flight Cockpit shots where the back of the pilot's head is visible.
 - The photo may be a ground photo or an Air 2 Air photo.
 - Page orientation must be landscape format.
 - Logos and tail numbers may only be shown with consent of the flight school/owner. Otherwise they must be not clearly visible/recognizable.
7. Graphic requirements for the submission of the winning photo:
 - Upload images with the original pixel size (unless cropped). Do not scale and do not change the resolution.
 - Recommended color space: AdobeRGB or sRGB, no CMYK.
 - Must be uploaded in JPEG format.
 - The short side needs to be at least 5000 pixels.
8. A picture can only be entered once.

9. Multiple entries can be made by a participant.
10. The photo must not contain violence, profanity, sex or direct attacks on individuals or organizations. Any entries deemed offensive will be immediately disqualified.
11. By entering the contest, participants agree to grant Diamond Aircraft free of charge the right to use the photo in any manner and media, including without limitation, the right to publish, adapt, distribute, copy, display or translate in printed or electronic media even if they are not the winning entries.
12. Diamond Aircraft agrees to mention the full name of the chosen contestant when used in the Diamond Aircraft 2022 Calendar, or other related materials.
13. Photos must meet the following specifications:
 - Upload images with the original pixel size (unless cropped). Do not scale and do not change the resolution.
 - Recommended color space: AdobeRGB or sRGB, no CMYK.
 - Must be uploaded in JPEG format with high quality compression. Diamond Aircraft will use winning images for high quality reproduction.
 - The short side needs to be at least 5000 pixels.
 - Page orientation: landscape format.
14. Pictures must not show the name of the photographer, agency, or publication, or any other information (these details will be included in any Marketing communication but must not be visible on the picture itself).
15. The deadline for submitting an entry to the contest is Wednesday 15 September 2021, 12.00 (noon) Central European Summer Time.
16. Copyright holders retain copyright of their work. For awarded pictures, copyright holders grant Diamond Aircraft unlimited non-exclusive use of high- resolution pictures for activities in all media, including social media, online and print, in relation to the contest and all promotional activities for and under the auspices of Diamond Aircraft, without any remuneration being due.
17. For all pictures except awarded pictures, copyright holders grant Diamond Aircraft non-exclusive use of low-resolution pictures in a non-public archive for its research activities, without any remuneration being due.
18. The copyright holders represent and warrant that submission of the pictures does not breach any law, and further that no third party can hold any claims or any objections regarding the rights granted to Diamond Aircraft specified in articles 16 and 17. The copyright holders will hold Diamond Aircraft harmless of any claims from third parties related hereto.

Duration and judging of the contest

19. After the contest closes on Wednesday 15 September 2021, 12.00 (noon) Central European Summer Time, the submissions will be judged on adherence to the contest challenge through its composition and overall presentation. Diamond Aircraft will appoint a jury to judge the entries. The jury will define a selection of three photos from all entries and upload the selection on the official Instagram account of Diamond Aircraft. The final winner will be determined by one round of online voting that is open to the public from 15 September 2021, 12.01 Central European Summer Time to Wednesday 22 September 2021, 12.00 (noon) Central European Summer Time. The voting will take place through "Likes" on each individual photo. The photo with the most "Likes" will win a Diamond Aircraft goodie bag.

20. The jury's decision is final; the jury may also decide not to select any photos to appear in the Diamond Aircraft 2022 Calendar if entries are judged of insufficient quality. Any attempt by a participant to influence the result or subvert the photo competition will lead to immediate disqualification. The photo selected to be considered for inclusion in the Diamond Aircraft 2022 Calendar will be announced in September 2021 and the photographer will be notified by private message and comment on Instagram. If a participant is unable to be contacted after reasonable attempts have been made to do so, Diamond Aircraft reserves the right to offer the prize to the next best entry.

Prizes

21. Three prizes will be awarded. The winner of the first-place prize will have his photo published along with their full name in the print version of Diamond Aircraft's 2022 calendar. In addition, the first-place winner will receive a Diamond Aircraft goodie bag with an approximate retail value of 150 Euros. The winners of the second-place and third-place prize will receive a Diamond Aircraft goodie bag with an approximate retail value of 65 Euros. All participants will receive a 10% discount code for the Diamond Pilot Shop. Prizes are awarded "as is" with no warranty or guarantee, either express or implied. Prizes are not transferable and must be accepted as awarded. Winners may not request cash or other substitutions; however, Diamond Aircraft reserves the right to substitute a prize with another prize of comparable or greater value, in its sole discretion. All prize details will be determined by Diamond Aircraft in its sole discretion.

General

22. Diamond Aircraft reserves the right to modify or cancel the contest or any of the arrangements, schedules, plans or other items directly or indirectly related to the contest, at any time and for any reason if deems necessary.
23. The personal information provided to Diamond Aircraft by the participants shall only be used for the purposes of this contest.
24. Participation in the contest, including being selected to have your photo considered for inclusion in the Diamond Aircraft 2022 Calendar, in no manner constitutes an endorsement or support by Diamond Aircraft of the participant's views or aims or of any products or services. Participants shall not advertise or otherwise claim to have obtained any such endorsement or support. Diamond Aircraft's name and logo are the property of Diamond Aircraft and should not be used in any manner whatsoever without the prior consent of Diamond Aircraft. Diamond Aircraft must approve in writing any statement, advertisement, press release or similar communication in any media, relating to candidate's participation in the competition.
25. The Terms & Conditions and any dispute, proceedings or claim of whatever nature arising out of or in any way relating to the Terms & Conditions (including any non-contractual disputes or claims), shall be governed by Austrian law. The provisions of the UN Sales Convention do not apply.
26. Any dispute arising from the Terms & Conditions (whether contractual or non-contractual) shall be decided by the competent court of Wiener Neustadt insofar as the Participant has its domicile within the European Union. In the event the Participant has its domicile outside of the European Union any disputes or claims arising out of or in connection with the Terms & Conditions shall be finally settled under the Rules of Arbitration (Vienna Rules) of the Vienna International Arbitral Centre (VIAC) of the

Austrian Federal Economic Chamber by one (1) arbitrators appointed in accordance with the said Rules. Venue is Vienna (Austria), language is English. The decision of the arbitrators in such proceedings shall be final and binding on the Parties. The conditions set out in the Entry Rules are binding, and Diamond Aircraft reserves the right to refuse or exclude any entry at its own discretion.