

Condition of participation in the raffle

The participation in the raffle conforms to following provisions:

1 Operator of this raffle

The operator of this raffle is the Derag Livinghotels AG + Co. KG, Fraunhoferstr. 2, 80469 Munich, E-Mail: marketing@living-hotels.com (hereafter: „the operator”).

2 Conditions of participation in the raffle

- 2.1 With the participation in this raffle, the participator of the raffle (hereafter “the participant”) expressly acknowledges following conditions of participation coming into effect between themselves and the operator.
- 2.2 The raffle will be conducted on the operator’s website <https://www.living-hotels.com>.
- 2.3 Participants participate in the raffle by booking a room in the Living Hotels stated in point 2.4, for a stay between June 20th, 2022 and October 31st, 2022, providing their personal information (particularly name and e-mail address) and confirming their voluntary participation in the raffle at the end of the booking procedure on the website <https://booking.living-hotels.com/> by activating the checkbox. The classification of the booked hotel, the length of stay within the above stated period as well as the financial value of the transacted booking are irrelevant to the participation in the raffle and the chances of winning. Bookings made for the above period which are cancelled before arrival as well as bookings made for dates outside of the range previously stated, will not participate in the raffle.
- 2.4 The participating Living Hotels are the Living Hotel Großer Kurfürst (Living Hotel Großer Kurfürst GbR, Neue Roßstraße. 11-12, 10179 Berlin, marketing@living-hotels.com); the Living Hotel Berlin Mitte (Derag Livinghotel Berlin Mitte GmbH, Neue Roßstraße. 13, 10179 Berlin, marketing@living-hotels.com); the Living Hotel Weißensee (Derag Livinghotels AG + Co. KG, Living Hotel Weißensee, Parkstraße 87, 13086 Berlin, marketing@living-hotels.com); the Living Hotel Kanzler (Derag Livinghotel Kanzler GmbH, Adenauerallee 148, 53113 Bonn, marketing@living-hotels.com); the Living Hotel Düsseldorf (Living Hotel Düsseldorf GbR, Kirchfeldstraße 59-61, 40217 Düsseldorf, marketing@living-hotels.com); the Living Hotel De Medici (Living Hotel De Medici GbR, Mühlenstraße 31, 40213 Düsseldorf, marketing@living-hotels.com); the Living Hotel Frankfurt (Derag Livinghotel Frankfurt GmbH, Mailänderstraße 8, 60598 Frankfurt am Main, marketing@living-hotels.com); the Living Hotel Prinzessin Elisabeth (Derag Livinghotel Prinzessin Elisabeth GmbH, Geyerstraße 52, 80469 München, marketing@living-hotels.com); the Living Hotel am Deutschen Museum (Derag Livinghotel am Deutschen Museum GmbH, Rablstraße 10, 81669 München, marketing@living-hotels.com); the Living Hotel am Olympiapark (Derag Livinghotel am Olympiapark GmbH, Paschstraße 46, 80637 München, marketing@living-hotels.com); the Living Hotel Das Viktualienmarkt (Living Hotel Das Viktualienmarkt GbR, Frauenstraße 4, 80469 München, marketing@living-hotels.com); the Living Hotel Nürnberg (Living Hotel Nürnberg GbR, Oberer Kanalstraße 11, 90429 Nürnberg, marketing@living-hotels.com); the Living Hotel Kaiser Franz Joseph (Realbesitz-Gesellschaft mbH, Living Hotel Kaiser Franz Joseph, Sieveringerstraße 4, 1190 Wien, marketing@living-hotels.com); the Living Hotel an der Oper (Realbesitz-Gesellschaft mbH, Living Hotel an der Oper, Elisabethstraße 1, 1010 Wien, marketing@living-hotels.com); and the SOULMADE (Soulmade Hotel Garching GmbH + Co. KG, Mühlfeldweg 46-48, 85748 Garching, marketing@living-hotels.com).
- 2.5 Participants must be 18 and above at the time of the raffle participation, must be resident in Germany, Austria or Switzerland and must fulfil the criteria stated in this condition of participation.
- 2.6 Legal representatives, employees of the operator, attached companies of the operator, distributors, sales partners as well as everyone involved in the implementation of this raffle including their relatives are excluded from the participation in this raffle.
- 2.7 The raffle starts on June 20th, 2022, at 16:00 am and ends on October 31st, 2022 at 23:59 pm. The drawing of the prizes and the notification of the winners will take place on November 2nd, 2022.
- 2.8 The participation in the raffle as well as the claim to the prize does not incur costs of any kind.

3 Prizes, redeeming

3.1 Following prizes will be raffled off in a random selection to all legitimate participants:

- 3.1.1 The first prize is a voucher for 2 people for 2 nights including breakfast in the Penthouse Suite of the Living Hotel Prinzessin Elisabeth, valued at about €1,500. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel Prinzessin Elisabeth (<https://www.living-hotels.com/hotel-prinzessin-elisabeth-muenchen/>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs.
- 3.1.2 The second prize is a voucher for 2 people for 2 nights including breakfast in a double room of the Living Hotel De Medici in Düsseldorf, including a pickup from Düsseldorf's airport or main train station with the hotel's Rolls Royce valued at about €1,200. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel De Medici (<https://www.living-hotels.com/hotel-de-medici-duesseldorf>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs. Redeem the restaurant vouchers directly with the restaurant (<https://brasserie-stadthaus.de/>), at which a prior reservation is necessary.
- 3.1.3 The third prize is a voucher for 2 people for 2 nights including breakfast in the Living Hotel Das Viktualienmarkt in Munich, including a pickup from Munich's airport or main train station with the hotel's London Cab, valued at about €1,000. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel Das Viktualienmarkt (<https://www.living-hotels.com/hotel-das-viktualienmarkt-muenchen>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs.
- 3.1.4 The fourth prize is a voucher for 2 people for 2 nights including breakfast in the Living Hotel Düsseldorf, as well as a voucher of €350 for the restaurant Agata's (Gastronomiebetrieb Agata Reul e.K., Kirchfeldstraße 59, 40217 Düsseldorf), valued at about €650. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel Düsseldorf (<https://www.living-hotels.com/hotel-duesseldorf>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs. Redeem the restaurant vouchers directly with the restaurant (<https://www.agatas.de/cms/>), at which a prior reservation is necessary.
- 3.1.5 The fifth prize is a voucher for 2 people for 2 nights including breakfast in the Living Hotel an der Oper in Vienna including one bottle of champagne, valued at about €600. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel an der Oper (<https://www.living-hotels.com/hotel-an-der-oper-wien>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs.
- 3.1.6 The sixth prize is a voucher for a weekend rental of a car provided by SIXT (SIXT GmbH & Co. Autovermietung KG, Zugspitzstraße 1, 82049 Pullach) valued at about €750. The prize is valid for 13 months from the moment of announcement of the winner (2nd November, 2022). The prize can be redeemed in all SIXT stations within Germany from Friday 12 PM to the following Monday 9 AM on any weekend and for all available car categories. To redeem the prize, the booking can only be done online on <https://www.sixt.de/> and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays and holidays. A specific vehicle class or category cannot be guaranteed. The voucher is applicable to the rental fee of the chosen car, excluding additional services and insurance/protection package, which will have to be paid by the winner. A retroactive rebooking, cash disbursement of the voucher value or restitution of the voucher is excluded. One voucher is redeemable per person and reservation. This voucher is not combinable with other vouchers or SIXT discounts. Pre-payment and company rates are excluded from the use of this voucher. The general SIXT voucher and rental policies apply as to the day of rental. Proof of valid payment method, driver licence and identification are required for the rental. Retroactive changes to the rental

- conditions are excluded.
- 3.1.7 The seventh prize is a voucher for 2 people for 2 nights including breakfast in a double room of the Hotel Schloss Leopoldskron (Salzburg Global Seminar, Leopoldskronstraße 56-58, 5020 Salzburg, Austria) in Salzburg, valued at about €500. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Schloss Leopoldskron (<https://www.schloss-leopoldskron.com/>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs.
- 3.1.8 The eighth prize is a voucher for 2 people for 2 nights at a chosen Living Hotel, valued at about €300. The prize can be redeemed in following hotels: Living Hotel Großer Kurfürst (Living Hotel Großer Kurfürst GbR, Neue Roßstraße. 11-12, 10179 Berlin, marketing@living-hotels.com), Living Hotel Berlin Mitte (Derag Livinghotel Berlin Mitte GmbH, Neue Roßstraße. 13, 10179 Berlin, marketing@living-hotels.com); Living Hotel Weißensee (Derag Livinghotels AG + Co. KG, Living Hotel Weißensee, Parkstraße 87, 13086 Berlin, marketing@living-hotels.com); Living Hotel Kanzler (Derag Livinghotel Kanzler GmbH, Adenauerallee 148, 53113 Bonn, marketing@living-hotels.com); Living Hotel Düsseldorf (Living Hotel Düsseldorf GbR, Kirchfeldstraße 59-61, 40217 Düsseldorf, marketing@living-hotels.com); Living Hotel Frankfurt (Derag Livinghotel Frankfurt GmbH, Mailänderstraße 8, 60598 Frankfurt am Main, marketing@living-hotels.com); Living Hotel Prinzessin Elisabeth (Derag Livinghotel Prinzessin Elisabeth GmbH, Geyerstraße 52, 80469 München, marketing@living-hotels.com); Living Hotel am Deutschen Museum (Derag Livinghotel am Deutschen Museum GmbH, Rablstraße 10, 81669 München, marketing@living-hotels.com); Living Hotel am Olympiapark (Derag Livinghotel am Olympiapark GmbH, Paschstraße 46, 80637 München, marketing@living-hotels.com); Living Hotel Nürnberg (Living Hotel Nürnberg GbR, Oberer Kanalstraße 11, 90429 Nürnberg, marketing@living-hotels.com); Living Hotel Kaiser Franz Joseph (Realbesitz-Gesellschaft mbH, Living Hotel Kaiser Franz Joseph, Sieveringerstraße 4, 1190 Wien, marketing@living-hotels.com). The winner will be contacted by e-mail and requested to accept the prize according to article 4.1. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the respective hotel and is dependent upon their availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs.
- 3.1.9 The ninth prize is a voucher for 2 people for 2 nights including breakfast in the Best Western Premier Grand Hotel Russischer Hof in Weimar, as well as a voucher of €150 for the restaurant Franz (Hotel Russischer Hof Betriebs AG + Co. KG, Goetheplatz 2, 99423 Weimar), valued at about €500 in total. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Best Western Premier Grand Hotel Russischer Hof (<http://russischerhof-weimar.de/>) and is dependent upon the availability, whereby a high occupancy is to be expected on public holidays, holidays and trade fairs. Redeem the restaurant vouchers directly with the restaurant (<http://russischerhof-weimar.de/>), at which a prior reservation is necessary.
- 3.1.10 The tenth prize is a voucher for 2 people for 7 nights including breakfast at the Living Hotel Lion's Eye in Kapstadt, South Africa, valued at about €2,000. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). To redeem the prize, the booking can be done upon request (via phone or e-mail) at the Living Hotel Lion's Eye (DERAG Properties (Pty) Ltd t/a Living Hotel-Lion's Eye, 15 Houghton Road, Camps Bay, Cape Town 8005, South Africa) and is dependent upon the availability, whereby a high occupancy is to be expected on local public holidays, holidays and trade fairs. The prize refers only to accommodation services, any transfer is not included in the prize.
- 3.1.11 The eleventh prize is a valued voucher for the Red Bull and AlphaTauri Online Shop, valued at €250. The winner will be contacted by e-mail and requested to accept the prize according to article 4.1. The prize is valid for a year from the moment of announcement of the winner (2nd November, 2022). The prize can be redeemed online in the Red Bull Shop (<https://www.redbullshop.com/de-de/>) or online in the AlphaTauri Shop (<https://alphatauri.com/de-de/>). The general AlphaTauri GmbH (Halleiner Landesstraße 24, 5061 Elsbethen-Glasenbach, ÖSTERREICH) voucher policies and general terms and conditions apply as to the day of purchase.
- 3.1.12 The twelfth prize is three vouchers for 2 persons for the GOP Varieté, valued at about €294. ~~The vouchers can be redeemed until 31. October 2023 at all 7 GOP Varieté Theater locations~~

- with the voucher promo code noted via the website (<https://www.variete.de/>) or by telephone in the respective Variété Theater of choice. The general GOP Entertainment Group GmbH & CO. KG (Am Lenkwerk 7, 33609 Bielefeld) voucher policies and general terms and conditions apply as to the day of purchase.
- 3.1.13 The thirteenth prize is 12 free tickets for a virtual tour of TimeRide GmbH, valued at €154. The free tickets will be raffled in pairs and are redeemable in each of the five locations (Berlin, Cologne, Munich, Dresden, Frankfurt) until December 31, 2022. The tickets can be redeemed by e-mail (tickets@timeride.de), stating the name and the desired date and location (subject to availability). The general voucher and business conditions of TimeRide GmbH (Gundelindenstr. 2, 80805 Munich) valid on the day of order apply.
- 3.1.14 The fourteenth prize is a package of 12 bottles of Taittinger Brut Réserve from Champagne Taittinger CCVC (9 place Saint Nicaise. 2, 51100 Reims), valued at €552. After acceptance of the prize, the winner will receive the prize by mail from the organizer.
- 3.1.15 The fifteenth prize is a voucher for four nights for two persons including Life Balance half board in a double room with balcony and drinking fountain of the Arosea Life Balance Hotel (Kuppelwies am See 355 I, 39016 St. Walburg, Ultental near Merano / South Tyrol) in Ultental near Merano, valued at €3,200. The prize is valid for three years from the announcement of the winner (02.11.2022). The reservation for the redemption of the profit takes place on request (by telephone or by E-Mail) directly with the Arosea Life balance hotel (<https://www.rosea.it>) and in dependence on the availability, whereby at vacations, vacation and fair times a high extent of utilization of the hotel according to experience is to be planned. The prize refers only to accommodation services incl. half board, a possible transfer as well as treatments and drinks are not included in the prize.
- 3.1.16 The sixteenth prize is a voucher for Makassar Restaurant (Geyerstrasse 52, 80469 Munich, Germany) in Munich, valued at €400. The prize is valid for two years from the announcement of the winner (02.11.2022). The booking for the redemption of the prize is made on request by telephone directly to the restaurant Makassar (under 089/776959) and subject to availability, whereby at vacation, vacation and trade fair times a high occupancy of the restaurant, based on experience, is to be planned.
- 3.1.17 The seventeenth prize is four vouchers of €40 each from Organic Garden, which will be drawn individually. The vouchers are valid from the moment of announcement of the winner (2nd November, 2022) until 31.12.2023. The redemption of the vouchers is possible in all Organic Garden Eateries and in the Foodtrailer & Day Café in Hergolding. The locations can be taken from the website (at <https://www.organicgarden.de>). The general voucher and terms and conditions of Organic Garden AG (Friedrichshofener Str. 152, 85049 Ingolstadt, Germany) valid on the day of order apply.
- 3.1.18 The eighteenth prize is four vouchers for the Hofspielhaus in Munich, valued at about €63, each to be won individually. The prize is valid from the announcement of the winners until 31.12.2023. The redemption of the prize for a performance according to availability takes place exclusively by phone via 089- 24209333 with indication of the voucher and after presentation of the voucher at the box office. The general voucher and business conditions of Hofspielhaus GmbH (Falkenturmstraße 8, 80331 Munich, Germany) valid on the day of order apply.
- 3.1.19 The nineteenth prize is a voucher for seven nights in an 80m² apartment with terrace and pool for two people plus infant at SOULPLÁČE in Lanzarote, valued at about €750. The prize is valid from the announcement of the winner until 31.10.2024. The booking to redeem the prize is made upon request via Instagram (@soulplace_lanzarote) at SOULPLÁČE (SOULPLÁČE, Calle Charco Prieto 9b, 35560 Tinajo / Las Palmas) and depending on the respective availability, whereby at local vacation, vacation and trade fair times a high occupancy rate of the hotel, based on experience, is to be planned for. The prize refers only to accommodation services, any transfer and meals are not included in the prize.
- 3.1.20 The twentieth prize is a voucher for the Green Beetle Restaurant for 4 persons in Munich with a total value of €400. The prize is valid indefinitely from the announcement of the winner (2nd November, 2022). The prize can be redeemed directly at the Green Beetle Restaurant (Schumannstraße 9, 81675 Munich, Germany) upon request after making a reservation (by phone at +49 176 141 68 023 or www.feinkost-kaefer.de/greenbeetle) and subject to availability.
- 3.1.21 The twenty-first prize is a voucher for two persons in the star restaurant EssZimmer in the BMW Welt in Munich with a total value of €560. "Bartender comes home" Gutschein. The prize

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- can be redeemed on request directly at the EssZimmer restaurant (Am Olympiapark 1, 80809 Munich, Germany) following reservation (by telephone on +89 35 89 91 814 or feinkost-kaefer.de/esszimmer-muenchen) and subject to availability.
- 3.1.22 The twenty-second prize is five vouchers worth €100 each for all participating L'Osteria restaurants. The vouchers are redeemable from the announcement of the winner (2nd November, 2022) until 30.04.2023 and are valid exclusively in all participating restaurants of FR L'Osteria SE (Otl-Aicher-Str. 60, 80807 Munich). It is the winner's responsibility to find out whether the prize can be redeemed before using the services of the selected restaurant.
- 3.1.23 The twenty-third prize is a Pasta & Pizza Party for 14 people worth €350 from L'Osteria. The vouchers are redeemable from the announcement of the winner (2nd November, 2022) until 30.04.2023 and are valid exclusively in all participating restaurants of FR L'Osteria SE (Otl-Aicher-Str. 60, 80807 Munich). It is the winner's responsibility to inform himself/herself about the redeemability of the prize before using the services of the selected restaurant.
- 3.1.24 The twenty-fourth prize is two vouchers for concert tickets to the University Mozarteum Salzburg, each valid for two persons, with a total value of approximately €200 per voucher. The vouchers are to be won individually. The prize is valid from the announcement of the winners (2nd November, 2022) until 31.12.2023. The voucher may be redeemed for a performance at the Mozarteum subject to availability, exclusively by telephone arrangement with the University Mozarteum Salzburg, (Mirabellplatz 1, A-5020 Salzburg) on +43 662 61980.
- 3.1.25 The twenty-fifth prize is a dinner voucher for a 3-course menu including aperitif, soft drinks and a bottle of wine for four persons with a total value of €400 for the Burger & Lobster Bank restaurant. The voucher is valid from the announcement of the winner (2nd November, 2022) until 31.12.2023. The prize will be redeemed upon request directly at the Burger & Lobster Bank Restaurant (Prannerstraße 11, 80333 Munich, Germany) upon reservation (via the website: burgerlobsterbank.com, by telephone on 0152 - 27272782 or by e-mail to: info@blb-munich.com) and subject to availability.
- 3.1.26 The twenty-sixth prize is a "Marlene" trouser suit in size 34, 36 or 38, from the high fashion brand Viky Rader Studio (Vikyraeder GmbH, Pienzenauerstraße 105, 81925 Munich, Germany) with a total value of €829. The prize will be redeemed and delivered to the winner. The prize will be redeemed and delivered after the winner has been notified in the desired size. This must be stated by the winner on the declaration of acceptance of the prize.
- 3.1.27 The twenty-seventh prize is a "Bartender comes home" voucher for a cocktail party for eight to ten people at Restaurant Jacob with a total value of €1,190.00. The voucher is valid from the announcement of the winner (2nd November, 2022) until 31.12.2023. The prize will be redeemed in the winner's own home on request at Restaurant Jacob (Lenbachplatz 2a, 80333 Munich, Germany) upon reservation (by telephone on 0152 23 34 44 20 or by e-mail to: info@jacob-munich.com) and subject to availability.
- 3.1.28 The twenty-eighth prize is two VIP concert tickets for an event taking place in 2023 in the Circle Lounge of the LANXESS arena (Cologne) worth a total of €1.000. The Circle Lounge will provide the winner with a choice of three concerts, which will be notified to the winner with the prize notification. The winner can redeem the VIP concert tickets won for the event of his/her choice directly at the Circle Lounge (elevenner GmbH, Konrad-Adenauer-Allee 12, 44263 Dortmund, <https://www.circle.events/>). It is the winner's responsibility to inform himself/herself about the redeemability of the prize before using the services of the selected event.
- 3.1.29 The twenty-ninth prize is two Uplifting Moodsprays (1 HAPPYGOLUCKY and 1 READYFORSUCCESS Set) from BEAUTIFULSCENTS (Paavo Commerce GmbH, Trogerstrasse 17a, 81675 Munich, Germany), valued at €234. After acceptance of the prize, the winner will receive the prize by mail from the organizer.
- 3.2 Should the respective prizes not be provided by the operator for reasons beyond their control, the operator reserves the right to provide an equivalent substitute, replace prizes, remove prizes and/or integrate additional prizes into the raffle.
- 3.3 Current and future regulatory legal restrictions in the context of the COVID-19 pandemic are to be considered when redeeming the respective prizes. The provisions stated in point 3.2. are applicable.
- 3.4 Each participant can only win one prize.

4 Procedure of the raffle

- 4.1 The winners be selected upon random selection on 2nd November, 2022 and will be notified via e-mail within 1 day of the end of the raffle under the stipulation of the conditions of participation stated in point 2.3 and will be requested to accept the win within 7 days of being notified and, where applicable, inform the operator about their postal address for the shipment of their win.
- 4.2 Unless otherwise stated in these conditions of participation, the shipment of the prize or the vouchers and codes etc. needed to redeem the prizes will be sent to the e-mail address provided by the participant according to the provisions of participation stated in point 3.2.
- 4.3 After successful confirmation of the prize, the winner will be sent the prize (e.g., the voucher code) by mail to the given postal address or via e-mail.
- 4.4 To redeem the prizes, the partners' and raffle sponsors' terms (i.e., raffle terms, voucher terms and rental terms) at the time of the raffle apply in addition to the requirements in these conditions of participation.
- 4.5 Should the winner not confirm the prize within 7 days after being notified of the prize by e-mail, their claim to the prize expires. Should the contact details provided by the participant be incorrect (e.g., invalid e-mail address), the operator is not obligated to determine the correct e-mail address. The detriments resulting from the incorrect provision of contact details are at the expense of the participants. Should the material prizes of this raffle be wrongly assigned due to incorrectly given contact data by the participant, the claim to the prize expires.
- 4.6 Should the winner violate the pre-requisites and/or conditions and/or the e-mail address is invalid according to the conditions of participation in point 3.2, the participant's claim to the prize expires and the prize will be raffled off again.
- 4.7 A cash disbursement of the prizes is not possible.
- 4.8 Claims to the prizes are not transferable.

5 Grant of rights of use

The participants agree that the information provided by them under point 2.3 of these conditions of participation will be used upon completion of this raffle to receive personalized e-mails.

6 Exclusion of participation

- 6.1 The operator reserves the right to exclude participants who violate the conditions of participation or applicable law, who technically manipulate or try to influence the raffle in any other way or violate third-party rights.
- 6.2 In the event of an exclusion of the raffle, prizes can be subsequently revoked and reclaimed.

7 Disclaimer of warranty

- 7.1 It is pointed out that the function, execution and/or availability of the raffle cannot be guaranteed. Due to external circumstances or constraints, the raffle can be completely or partially terminated, changed in its course or terminated prematurely and the participants will not have any claims towards the operator.
- 7.2 Possible reasons for a change in the procedure of the raffle, the execution of the raffle or its premature termination could particularly be of technical causes (e.g., computer viruses, raffle manipulation, errors in software and hardware) or legal causes.

8 Liability

- 8.1 The operator's liability complies with the legal requirements insofar as this agreement doesn't determine anything else. The operator is liable for compensation, irrespective of legal grounds, in case of intent or gross negligence. In case of ordinary negligence, the operator is only liable for damages to life, body or health as well as violation of significant contractual duty (an obligation the fulfillment of which enables the raffle to be carried out properly in the first place and which the contractual partner can regularly rely on to be observed). In the latter case, the liability of the operator is limited to the replacement of the foreseeable, typically occurring damage.

~~8.2 As far as the liability of the operator is excluded or limited in this agreement, this also applies to the~~

personal liability for damages of the operator's employees, representatives, and vicarious agents.

9 Final provisions

- 9.1 Should any provision of these conditions of participation be or become ineffective, this shall not affect the validity of the remaining provisions of the conditions of participation.
- 9.2 The law of the Federal Republic of Germany applies to the exclusion of the conflict of laws provisions.

General information about the processing of personal data

Hereinafter, we will inform you about the processing of your personal data for the purpose of participating in the Derag Livinghotels AG + Co. KG raffle on the website <https://www.living-hotels.com/> as well as for the announcement of the winner and shipment of the corresponding prizes.

Scope

This data protection information applies to the processing of personal data as part of the raffle on the Derag Livinghotels AG + Co. KG website <https://www.living-hotels.com/> (hereinafter referred to as “we” or “us”). You can find more information about the processing of your data on the Derag Livinghotels AG + Co. KG website and, particularly, for booking processing purposes at <https://www.living-hotels.com/datenschutz/>.

Responsibilities and contact options

According to Art. 4 (7) EU General Data Protection Regulation (hereinafter: GDPR) Derag Livinghotels AG + Co. KG, Fraunhoferstr. 2, 80469 Munich, marketing@living-hotels.com is responsible. If you have any questions about data protection, you can also contact our data protection officer: SPIRIT LEGAL Fuhrmann Hense partnership of lawyers, lawyer and data protection officer Peter Hense, postal address: Datenschutzbeauftragter, c/o Derag Livinghotels AG + Co. KG, Fraunhoferstr. 2, 80469 München, contact via the encrypted online form:

[Contact the data protection officer](#)

Your rights

You have the following rights with regard to your personal data, which you can assert against us:

- **Right to information:** You can request information in accordance with Art. 15 GDPR about your personal data that we process.
- **Right to correction:** If the information concerning you is not (no longer) correct, you can request a correction according to Art. 16 GDPR. If your data is incomplete, you can request it to be completed.
- **Right to deletion:** You can request the deletion of your personal data in accordance with Art. 17 GDPR.
- **Right to restriction of processing:** In accordance with Art. 18 GDPR, you have the right to request that your personal data be restricted.
- **Right to contradict the processing:** You have the right, for reasons arising from your particular situation, to contradict under Art. 21 Para 1 GDPR to the processing of your personal data at any time, which takes place under Art 6. (1) s.1 lit. e) or lit f). In this case, we will not further process your data unless we can demonstrate compelling legitimate grounds for the processing that override your interests, rights and freedoms, or if the processing serves the purpose of asserting, exercising or defending legal claims (Article 21 (1) GDPR). Additionally, according to Article 21 (2) of the GDPR, you have the right to object at any time to the processing of personal data concerning you for the purpose of direct advertising; this also applies to any profiling insofar as it is associated with such direct advertising. We draw your attention to the right of objection in this data protection declaration in connection with the respective processing.
- **Right to revoke your consent:** If you have given your consent for processing, you have a right of revocation according to Art. 7 (3) GDPR.
- **Right to data transferability:** You have the right to receive the personal data relating to you that you have provided to us in a structured, common and machine-readable format (“data transferability”) and the right to forward this data to another person responsible if the requirements of Art. 20 (1) lit. a, b GDPR are met (Art. 20 GDPR).

You can assert your rights by sending a message to the contact details given in the “Responsibilities and contact options” section or to the data protection officer named by us. If you are of the opinion that the processing of your personal data violates data protection law, you also have the right, according to Art. 77 GDPR, to complain to a data protection supervisory authority of your choice. The competent data protection supervisory authority in Bavaria is the Bayerische Landesamt für Datenschutzaufsicht (BayLDA), Promenade 18, 91522 Ansbach.

Contacting our company

When contacting our company, e.g. by e-mail to the address marketing@living-hotels.com, the personal data provided by you in your request, e.g. E-mail address, surname / first name, will be processed by us in order to answer your request. In order to answer your request, it is essential to provide your name and your email address. The legal basis for the processing is Article 6 (1) s. 1 lit. f) GDPR or Article 6 (1) s. 1 lit. b) GDPR, provided that the contact is aimed at concluding a contract. If the request is aimed at the conclusion of a contract, the details of your data are necessary and binding for the conclusion of a contract. If the data is not provided, it is not possible to conclude or implement a contract in the form of contacting or processing your request. We process the personal data communicated to us in order to answer your inquiry and to respond to your feedback, your queries or, if applicable, your comments, especially in connection with the competition. This also includes our necessary legitimate interests in the processing of the data. In this context, the data will not be passed on to third parties. The data is processed exclusively for processing the conversation. We delete the data arising in this context after the processing is no longer required - usually two years after the end of the communication - or, if necessary, limit the processing to comply with the existing legal mandatory retention requirements.

[You can object to the processing. Your right of objection exists for reasons that arise from your particular situation. You can send us your objection to the contact details given in the "Responsible" section.](#)

Processing for the implementation of the competition

If you take part in our competition, we process the following data from you for the purpose of carrying out and completion of the competition, including announcing the winner and sending the respective prizes: surname/first name, e-mail address, data of the booking made to participate in the competition in accordance with the conditions of participation and, if applicable, address data that you may provide to us by email in order to send the prize. The legal basis for the processing of your data is Art. 6 (1) s. 1 lit. b) GDPR. The specification and processing of the data is necessary and mandatory for participation in the competition. If your data is not provided, participation in the competition or its implementation is not possible. Your address data will only be passed on to shipping companies for the purpose of sending the respective prize. Your data will not be passed on to third parties unless we explicitly inform you about this in the context of this data protection information or the conditions of participation. We delete the data processed in connection with the competition after it is no longer required for processing - usually after the winners have been drawn - or we restrict processing to compliance with the existing legally mandatory retention periods.

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