

New Zealand's Search for the next TUX Dog Competition

Terms and Conditions

1. Information on how to enter & prizes form part of these terms & conditions. Any entry not complying with these terms and conditions is invalid.
2. Entry is open to residents of New Zealand who own a dog ("Eligible Entrant"). Employees of the Promoter, the Promoter's associated companies, the Promoter's agencies associated with this competition and their immediate families are ineligible to enter.
3. The Search commences on Sunday 20th March 2011 & closes on Monday 18th April 2011 by last mail received on that date ("Search Period"). The following dates are important:
 - a) 10 dogs will be selected as finalists ("Finalist Dogs") by the Judging Panel by Tuesday 19th April 2011.
 - b) The 10 Finalist Dogs will be screened by the judges (in person) between 27th April 2011 and 29th April 2011.
 - c) The 10 Finalist Dogs will be publicly announced on Monday 2nd May 2011 and they will be featured on the website www.tux.co.nz.
 - d) Public voting commences Monday 9th May 2011 and closes at midnight on Sunday 29th May 2011.
 - e) NZ's Next TUX Dog winner announced on Monday 13th June 2011.
4. To nominate your dog to be the NZ's Next TUX Dog, follow the instructions found at www.tux.co.nz to download, print and complete the entry form. Complete the entry form including telling us why you think your dog should be NZ's Next TUX Dog, attach a photo of your dog and sent it to: "NZ's Next TUX Dog", PO Box 91313, Auckland Mail Centre, Auckland 1142.
5. Only one entry per dog will be accepted, and the dog must live in New Zealand with the entrant. If the Eligible Entrant has more than one dog they would like to enter then each entry must be prepared and sent separately.

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6. The Promoter reserves the right to verify the validity of all entries and reserves the right to disqualify any entrant for tampering with the entry process, including but not limited to making multiple entries that are not different, or for submitting an entry that is not a photograph of their dog or not otherwise in accordance with these terms and conditions.
7. Each entry becomes the property of the promoter. All details will be held in accordance to the Nestle Privacy Policy which can be accessed by visiting www.nestle.co.nz or by calling 0800 738 847.
8. By entering the Competition, each Eligible Entrant agrees to the use of the audition footage and/or photograph for printing, broadcast, publicity and promotional purposes, including but not limited to the Promoter's website/s and stores without compensation, and agrees that the Promoter will own all intellectual property rights, including copyright, in any such material.
9. 10 Finalist Dogs will be selected by the Judging Panel by Tuesday 19th April 2011. The Finalist Dogs will be required to be available for an audition screening by a Casting Agent either at their home or their nearest main centre. The Casting Calls will be held between Wednesday 27th April and Friday 29th April 2011. Reasonable travel expenses for the Finalist Dog and their owner will be covered by the Promoter. The owners of each dog selected as a Finalist Dog must also agree to participate in promotional opportunities between 20th March 2011 and 30^h July 2011.
10. **Voting at www.tux.co.nz** - – members of the public will be invited to vote online for the Finalist Dog they think should be NZ's Next TUX Dog from Monday 9th May 2011 until midnight on Sunday 29th May 2011 ("Voting Period"). Only one vote is permitted per machine. The results of the public voting will be used as a consideration in the judging process by the Promoter who will retain the absolute discretion to award the major prize of being named "NZ's Next TUX Dog" to the dog that it considers to be the best.

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11. The identity of the NZ's Next TUX Dog will be announced by Monday 21st June 2011 at www.tux.co.nz
12. This competition is a game of skill and chance plays no part in determining the identity of the Winning Dog. All valid entries received during the Search Period will be judged on their merit and the 10 entries judged to be the best will be named Finalist Dogs and the best entry will be awarded the major prize and named as "NZ's Next TUX Dog".
13. The following prizes will be awarded:
 - a) **Major prize** comprises two elements:
 - i The winning dog will be named "NZ's Next TUX Dog" and will feature in the new TUX television commercial. In return the owner of the winning dog will be paid \$1,000 for services required, to be covered in a separate Talent Contract. This payment will cover any talent fee otherwise payable to the winner for the television commercial and any other advertising material in perpetuity. The payment of \$1,000 will be delivered after the fulfilment of the prize obligation of participating in the television commercial shoot (to be completed between 20th June and 16th July 2011), and any publicity obligations between the announcement of the Major Prize and the completion of the television commercial shoot. The Promoter may use the television commercial or other advertising material for such period of time as it sees fit in its absolute discretion.
 - ii One year's supply of TUX dog food valued at \$458.83 recommended retail price ("RRP") which is calculated on the recommended daily feed rate of 340g based on the recommended feed for an adult dog weighing 25kgs. The prize will be delivered as a total of 17 bags of TUX 8kg, which will be delivered in four deliveries over a one year period.
 - b) **Runner-Up Prize** – each of the remaining 9 Finalist Dogs will be awarded one year's supply of TUX dog food valued at \$458.83 RRP, (refer to point 13(a)(ii) above for details).
14. The Promoter is not liable for any loss or damage whatsoever which is suffered, including but not limited to indirect or consequential loss, or for personal injury

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suffered or sustained during the course of accepting or using the prize, except for any liability which cannot be excluded by law.

15. Promoter's decision is final and no correspondence will be entered into.
16. In the event that the dog announced as "NZ's Next TUX Dog" is unable to fulfil the major prize obligation for any reason whatsoever, the prize will be forfeited and the judging panel will choose another Finalist Dog to be awarded the major prize.
17. The delivery of the year's supply of TUX a will only be delivered in New Zealand and each winner should allow 28 days from judging for the first delivery of their prize. The Promoter will make appropriate delivery arrangements with each winner for the final three deliveries.
18. If for any reason the Competition is not capable of running as planned, whether caused by infection by computer virus, mobile phone failure, line drop out, bugs, tampering, unauthorised intervention, fraud, technical failures or any other cause beyond the control of the Promoter which corrupt or affect the administration, security, fairness or integrity of the Competition, the Promoter reserves the right in its sole discretion, (subject to any written direction given by a relevant Regulatory Authority), to cancel, terminate, modify or suspend the Competition. The Promoter may in its sole discretion disqualify any individual who tampers with the entry process.
19. Entries are deemed to be received at the time of receipt into the Promoter's database. The Promoter is not responsible for receipt of incorrect, inaccurate or incomplete information caused by an entrant or occurring during transmission. The Promoter is not responsible for any problems or technical malfunction of any telephone, telephone or computer network, or lines, servers, or telephone or internet providers, traffic congestion on any phone or computer network, or any combination thereof, including any injury or damage to participants or any other person's handset or computer related to or resulting from participation or sending or receiving of any communication or of any materials in this Competition.

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20. The Promoter is Nestlé New Zealand Limited trading as Nestlé Purina PetCare of Unit 2, 99 Carbine Road, Mount Wellington, Auckland.