

## **Neighbour Day 2022 - Terms of Use for Content Providers**

### **1. Neighbour Day 2022**

- A. In the spirit of Neighbour Day, Council is encouraging Gladstone Regional Council residents to share a story, image or video of how they have celebrated Neighbour Day for 2022 ("2022 Neighbour Day Picnic").
- B. Content Providers ("You") submit your Stories to the Neighbour Day page within the Conversations Gladstone Platform ("2022 Neighbour Day Page") for open access to the public and Council moderates such content; and
- C. End Users register to access Stories uploaded to the 2022 Neighbour Day Page.

### **2. Acceptance of Terms of Use**

By submitting your Story to the 2022 Neighbour Day Page, you understand and agree to be bound by the terms and conditions:

- (a) Stated in these Terms of Use; and
- (b) The Terms of Use, Privacy Policy and Moderation Policy for Conversations Gladstone owned and operated by Harvest Digital Planning Pty Ltd on behalf of Gladstone Regional Council.

### **3. Warranties, Licences, Acknowledgements and Consents**

In submitting or otherwise sharing your Story to the 2022 Neighbour Day Page you:

- (a) Warrant that your Story is:
  - i. Your own story to share;
  - ii. An accurate depiction of your background;
  - iii. Not offensive, racist, vulgar or likely to taint the reputation of Council.
- (b) Consent to your personal information (including the content of your Story and your picture) being published on the 2022 Neighbour Day Page and shared to Council's broader website and social media, and where others appear in your Story, represent that you have obtained their written consent to their personal information being published on 2022 Neighbour Day Page and shared to Council's broader website and social media.
- (c) Acknowledge that:
  - i. Council does not endorse nor is it responsible or liable for any Story, and you share your Story at your own risk;
  - ii. Any Story that you submit to 2022 Neighbour Day Page will be made available to the public and may be shared by the public and Council has no control over the use of your Story by members of the public;
  - iii. Council is not responsible for policing download or reuse of your Story by End Users and other third parties; and
  - iv. The Content may be available outside of Australia and will not be subject to the protection afforded by Australian privacy laws.

### **4. Mandatory requirements for Stories**

Notwithstanding clause 3, you must ensure that your Story:

- (a) Complies with the following guidelines:
  - i. Your Story shall be no more than 250 words;
  - ii. Your Story shall include a photo or video of You;
  - iii. Your Story shall show how You have celebrated Neighbour Day ; and
  - iv. Your Story shall include information about your background, heritage and life journey.
- (b) Does not encourage or incite End Users to undertake any risky or offensive activities or actions.
- (c) Does not contain:
  - i. unlawful, defamatory, offensive, discriminatory or hateful material or comments; and
  - ii. any unauthorised advertising, including but not limited to promotional materials, pyramid schemes, affiliate links or any other form of solicitation.
- (d) Is free of malware, viruses or any code of a destructive nature.
- (e) Is not subject to copyright or third party rights, including confidentiality, unless you are the owner of such rights and grant Council any relevant licences required.

## **5. Rejection of Content**

Without limiting any of Council's rights, Council expressly reserves the right, in its sole and absolute discretion, to reject, refuse to post or remove any Story submitted by you at any time, for any or no reason, without prior notice or warning, and without liability.

## **6. Governing Law**

These Terms shall be governed in accordance with the laws of Queensland without regard to its conflict of law provisions.

## **7. Indemnity and Release**

You release Council and indemnify Council against all loss, liability, claims, demands, injury or death arising directly or indirectly from uploading your Story onto the the 2022 Neighbour Day k Page and subsequent use of your Story by End Users and other third parties.