

## TERMS AND CONDITIONS

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| <b>CONTEST / PROGRAM TITLE</b>       | WARNER – MALAY TOP HIT APRIL 2020 (APPLE IPAD) CONTEST' ('the Contest')                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>CONTEST START DATE &amp; TIME</b> | 15 APRIL 2020, 00:00:00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>CONTEST END DATE &amp; TIME</b>   | 15 JUNE 2020, 23:59:59                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>HOW TO PARTICIPATE</b>            | <p><b>Step 1</b><br/>Register in order to take part in Music Unlimited Contests. <b>Non registered contestant will not be eligible for prizes.</b></p> <p><b>Step 2</b><br/>Participants must download Caller Ringtones below and make sure they are active;</p> <ol style="list-style-type: none"><li>1. X Missing U by Dayang Nurfaizah, Faizal Tahir, Tuju K Clique &amp; Yonnyboii. <b>Dial *131*652732#</b></li><li>2. Terlanjur Cinta by Hael Husaini &amp; Cakra Khan. <b>Dial *131*652730#</b></li><li>3. Yang Benar by Floor 88. <b>Dial *131*652672#</b></li><li>4. Seadanya Aku by Ippo Hafiz. <b>Dial *131*649983#</b></li><li>5. Shimmy by Andi Bernadee. <b>Dial *131*651996#</b></li></ol> <p><b>Step 3</b><br/>To increase your chances of winning, do subscribe as many Caller Ringtones as you can from the song listing, or send it as a gift to your friends and family.</p> <p><b>Participants must keep all Caller Ringtone active in their playlist.</b></p> <p>The rate applicable for each download of the content is as follows-</p> <p>Caller Ringtone - RM3/download, renewal RM2/month or prepaid user can opt for RM0.50/ week</p> |
| <b>HOW TO WIN</b>                    | <p>A total of 6 participants will be selected as Winner(s) for the Contest during the Contest Period.</p> <p>The winners shall be selected based on the satisfaction of all the following criteria:</p> <p>(a) Participants are <b>registered contestants</b>.</p> <p>(b) Participants with the highest value (RM) in downloads during the Contest Period</p> <p>(c) Participants must download ALL Caller Ringtones below and make sure they are active;</p> <ol style="list-style-type: none"><li>1. X Missing U by Dayang Nurfaizah, Faizal Tahir,</li></ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |

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|                 | <p>Tuju K Clique &amp; Yonnyboii. <b>Dial *131*652732#</b></p> <p>2. Terlanjur Cinta by Hael Husaini &amp; Cakra Khan. <b>Dial *131*652730#</b></p> <p>3. Yang Benar by Floor 88. <b>Dial *131*652672#</b></p> <p>4. Seadanya Aku by Ippo Hafiz. <b>Dial *131*649983#</b></p> <p>5. Shimmy by Andi Bernadee. <b>Dial *131*651996#</b></p> <p>(d) upon selection, the said 6 Participants will then need to answer a simple Q&amp;A and they must provide the most accurate answer to qualify as winners.</p> <p>There shall be-</p> <p>One (1) x Grand Prize winner<br/>Five (5) x Consolation Prize winners</p> <p>Winners will be ranked in accordance with value of downloads and accuracy of answers during the Contest Period.</p> <p>If no participant satisfies all criteria, there will be no winner for this Contest</p> |
| <b>PRIZE(S)</b> | <p><b><u>Grand Prize (1 Winner)</u></b><br/>1 x Apple iPhone 11 Pro Max (256GB)</p> <p><b><u>Consolation Prize (5 Winners)</u></b><br/>1 x AEON Cash Voucher worth RM100</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

1. The Contest is organized by Maxis Broadband Sdn Bhd ('Maxis') and is open to all Postpaid and Prepaid subscribers of Maxis who-
  - (a) are residents of Malaysia;
  - (b) are at least 18 years of age. Participants below the age of 18 years must obtain written parental consent to participate, a copy of which is to be made available to Maxis upon request at any time; and
  - (c) maintain an active Maxis account throughout the duration between the Contest Start Date and Time and the Contest End Date and Time ('Contest Period'). The account must not be suspended or terminated for any reason whatsoever during the Contest Period up to the fulfilment of the prizes.
2. The following group of persons shall not be eligible to participate in this Contest-
  - (a) permanent or contract employees of Maxis (including its associated or related companies) and their immediate family members (children, parents, brothers and sisters, including spouses);
  - (b) representatives, employees and/or agents of the content, advertising, promotion services providers for this Contest and their immediate family members (children, parents, brothers and sisters, including spouses); or

(c) Any persons who have won a prize under any of the contests organized under the Music Unlimited website by Maxis for the past 12 months.

3. By participating in this Contest, the Participant agrees to be bound by the Terms & Conditions contained herein. In addition to these Terms & Conditions, the terms and conditions applicable for the use of the content and/or service, including terms and conditions for the use of the relevant content and/or service as set out on [http://www.maxis.com.my/personal/general/tnc\\_main.asp](http://www.maxis.com.my/personal/general/tnc_main.asp) shall apply. Failure to comply with any applicable terms, conditions, rules, regulations, instructions or methods shall result in the Participant being disqualified from the Contest.
4. The Contest shall in all respects be governed by the laws of Malaysia. However, it shall be the Participants' sole responsibility and obligation to ensure that the Participants comply with and do not contravene with any laws to which the Participants may be personally subject to.
5. Participants are required to settle all your outstanding bills contributed by this Contest (if any) before 15<sup>th</sup> June 2020 notwithstanding any dispute and/or disagreement on the Participant's part with regards to the contents of the said bills.
6. In the event the Participant fails to fully settle the outstanding bills contributed by this Contest, then the Participant is disqualified from the Contest and the entitlement to any prize(s) and/or contest(s) will be automatically forfeited. Notwithstanding the Participant's disqualification or the forfeiture of such prize(s) and/or contest(s), the Participant shall continue to be liable for such outstanding bills until full settlement of the same.

The winners of the Prizes ('the Winners') will be notified via telephone call after 15<sup>th</sup> June 2020. All participants should keep their mobile phones switched on and their accounts active during this period. Maxis shall not be responsible or liable if the Winner cannot be contacted for any reason whatsoever following efforts by Maxis to contact the Winner via the phone following three (3) attempts in three consecutive days. If Maxis is unable to reach the Winner after the stipulated attempt above, Maxis reserves the right to disqualify the Winner and to select the next eligible winner in line who fulfil the winning criteria to win the Prize.

7. Maxis' decision on the winners of the Prizes shall be final and conclusive and no correspondence, complaint or appeal shall be entertained by Maxis at any time during or after the Contest Period.
8. Maxis reserve the right to replace or substitute the Prizes with other items of equivalent value without any notice to the Winners.
9. Upon notification, prizes will be sent out to the winners by one of the following methods:
  - a) Courier to the address as confirmed by the winners that Maxis has contacted; or
  - b) Winners to collect at the designated Maxis centres as agreed by the winners and in accordance to Clause 11 below; or

1. Maxis do not guarantee or warrant any damages that might happen to the prizes after it has been sent out to the winners via the courier company. In the event that the prizes received were damaged during the delivery, Maxis shall not be liable for any compensation to the winners nor this give any rights to the winners to demand for compensation of any sorts.
2. Maxis reserves the right to replace the prizes with another prizes of equivalent or higher value than the previously advertised prizes without prior notice to the participants.
10. Participants are not entitled to demand or request for specific prizes conditions/ requirements such as colors, sizes, etc. Nevertheless, Maxis will try to match the Participants demand if feasible but without any guarantee or whatsoever.
11. The Prize set out above shall be used/taken entirely at the risk of the Winners at all times and Maxis excludes all warranties and liabilities in connection with the Prize to the fullest extent permitted by law. The Prize is non-transferable, non-assignable and non-exchangeable for cash or any other item.
12. The Prize may only be collected personally by the Winners at the designated Maxis centres and upon verification of the Winner's Identity Card (NRIC) number and mobile phone number.
13. The Winners shall be responsible for any additional costs, duties, taxes and/or other incidental expenses which may be incurred as a result of and/or related to the Winner's acceptance or use of the Prize.
14. By accepting the Prize, the Winners expressly grant permission to Maxis and its agencies to use the Winners' name, photograph and/or likeness for purposes of advertising, editorial, promotional, marketing, trade and/or other purposes without further compensation and notice.
15. Acceptance of the Prize by the Winners constitute a release and discharge of Maxis and its related companies, by or from any and all liability, claims, demands, actions and/or damages which the Winners may have, whether known or unknown at the present time, of any nature whatsoever, arising out of or relating to-
  - a) the Contest;
  - b) personal injury and/or property damage, theft or loss suffered by the winner as a result of the use, employment and/or acceptance of the Prize or participation/presence in the Contest; or
  - c) any tax liabilities in relation to the Contest, Prize and/or use or enjoyment of the same.
16. Maxis reserves the right-
  - a) to change, amend, revise, supplement, delete, vary or add to these Terms & Conditions without prior notice at any time and the Participant shall be bound to such changes, amendments, revisions, supplements, deletions, variations or additions;
  - b) at any time, change any aspect of the Contest (including the Prizes and discontinuing the Contest) without prior notice; and

- c) at its sole discretion to cancel, suspend, modify or delay the Contest or tabulation of votes in the event of unforeseen circumstances beyond its reasonable control. By continued participation in this Contest, the Participant's will be deemed to have accepted any changes, amendments, revisions, supplements, deletions, variations or additions, which may be published in [www.maxis.com.my](http://www.maxis.com.my) or [www.musicunlimited.com.my](http://www.musicunlimited.com.my)
17. This Contest and the Prize are provided on an 'AS IS' basis without any representations or warranties of any kind whether express or implied. Maxis, its related and affiliated corporations disclaim and exclude all warranties relating to or in connection with the Contest and the Prize including warranties of merchantability, fitness for a particular purposes, security and accuracy.
18. In no event shall Maxis, its related and affiliated corporations, sponsors, agencies and representatives be liable to the Participant or to anyone else for any loss or injury or any direct, indirect, special, exemplary, consequential damages, or any damages whatsoever, whether in contract, negligence or in tort, arising out of or in connection to the Contest, the Prize and the Participant's participation in the Contest including (without limitation) any cancellation or postponement of the contests by its organizers.
19. Maxis shall not be liable to the participants or for any other party for any loss or damage of whatsoever nature suffered by a participant or such other party as a result of participation or non-participation in the Contest or as a result of any act or omission on the part of Maxis.
20. Maxis is not responsible for any error, omission, interruption, deletion, defect, delay in operation or transmission, communications line failure, theft or destruction, unauthorized access to, or alteration of, user or member communications, or any problems or technical malfunction of our telecommunications network or lines, computer online systems, servers or providers, computer equipment, software, failure of e-mail or players on account of technical problems or traffic congestion on the Internet.
21. Maxis reserves the right, in its sole discretion, to disqualify any participant that is found or suspected of tampering with the Contest submission process, the operation of this Contest or to be in violation of the Terms and Conditions. Maxis reserves the right to disqualify any participant and/or to forfeit any prize and/or contest from a participant it believes has undertaken fraudulent practice and/or activities or other activities harmful to this Contest or the Contest submission process. Fraudulent activities are deemed to include but not be limited to the following-
- a) any act of deceit and/or deception and/or cheating;
  - b) submission of answers and/or entries and/or responses by any person other than the natural person who is the named Maxis subscriber participating in the Contest; or
  - c) submission of answers and/or entries and/or responses wholly or partially by way of and/or generated by way of any electrical device, computer, pre-programmed modem or by any other method or device which contravenes the submission of answers and/or entries and/or responses as stipulated in part (b) herein above.