

Rules and Regulations of the Golden Ticket competition

These Rules and Regulations define the principles of participation in the Golden Ticket competition organised for the Digital Dragons Conference

§1 General Provisions

1. The Golden Ticket competition (hereinafter: "Competition") is intended for GameDev startups from outside Poland that are also interested in participating in the KPT Poland Prize acceleration programme implemented by the Kraków Technology Park (hereinafter: "KPT"). By appropriately filling in the Application a GameDev startup may additionally agree to submit it for evaluation in the Golden Ticket fast track. Winning the Competition means that the winning Startup will be selected to participate in the KPT Poland Prize Acceleration Programme.
2. The competition is part of the Digital Dragons event: the Digital Dragons Conference to be held from 7 to 9 September 2021 (<https://digitaldragons.pl/>).
3. The Competition is organised by KPT.
4. Participation in the Competition is free of any charges and voluntary.
5. The competition is addressed to startup personnel. A Startup can only be entered by a member of its team or a person authorised by the team. KPT is entitled to verify the entitlement of the applicant to represent the Startup team.
6. Participation in the Golden Ticket competition is not obligatory. Should you not select this option, your Startup Application will be processed as per the KPT Poland Prize acceleration programme recruitment rules and regulations available on <https://ktp.krakow.pl/poland-prize-powered-by-akcelerator-kpt/>.
7. Winning the Competition is tantamount to the completion of the procedure of formal and material evaluation of Startup Application. It also reduces the number of Startups selected for the current round of the Acceleration Programme under the provisions of the KPT Poland Prize Acceleration Programme Rules by one (as the place will have been taken by the winning Startup).
8. The purpose of the Competition is to select, from among the participating startups, the best startup with a dominant share of non-Polish nationals, i.e. with at least 51% of shares held by people without Polish citizenship, and in this way to promote globally valuable projects in the GameDev industry.
9. An application for the Competition is submitted in connection with the Startup's conducted or intended business activity. In case a natural person who runs an individual business submits the Competition, the application is submitted in connection with the business activity conducted by that person directly.

§2 Definitions

The following definitions are adopted in these rules and Rules and Regulations (the "Rules and Regulations"):

1. **Startup** – an individual (author of the concept), a team of people or an entity operating on the market for no longer than 5 years from the date of signing the Grant (Acceleration) Agreement, who has submitted an Application to the Acceleration Programme to participate in it; an entity referred to in Article 35(3) of the Implementation Act on the principles of implementation of programmes within the scope of cohesion policy financed in the financial perspective 2014–2020 (Act of 11 July

2014); a micro or small entrepreneur meeting the conditions set in Article 22 of the EC Regulation No. 651/2014 (not listed on the stock exchange within up to five years after its registration, which has not yet distributed its profits and has not been established as a result of a merger), meets the conditions specified in §21 of the OPIR Regulation (Regulation of the Minister of Infrastructure and Development of 10 July 2015 on financial aid granted by the Polish Agency for Enterprise Development under the Intelligent Development Operational Programme 2014–2020) and operates in the form of a capital company in which at least half of the shares or stocks are held by non-Polish citizens and at least one member of the company's management board was not a Polish citizen, and which furthermore has qualified for the KPT Poland Prize Accelerator Programme and has signed an Accelerator Agreement with the Accelerator; the startup **must be a GameDev startup, with a prototype solution already in hand or embarking on the production of such a concept, or with experience in production and publishing of computer/mobile games so as to meet the formal requirement of participating in the Golden Ticket competition;**

2. **Digital Dragons 2021** – a conference organised by the Kraków Technology Park (KPT), taking place part online and part offline, on 7–9 September 2021, which a Startup participating in the Golden Ticket competition can participate in, and the winner of the Golden Ticket competition will be selected;
3. **Poland Prize** – the Poland Prize programme being a concept of development and acceleration of start-ups with a dominant share of foreigners, which will be established in Poland in the form of a capital company, carried out under the Measure 2.5 Acceleration Programmes – Poland Prize by KPT on the grounds of a contract concluded with the Polish Agency for Enterprise Development (PARP) for co-financing the project under the name of KPT Poland Prize.
4. **Golden Ticket** – a certificate confirming the option for a Polish capital company established with its help to participate in the KPT Poland Prize Acceleration Programme

The remaining definitions in these Rules and Regulations should be construed in accordance with the Rules and Regulations of the KPT Poland Prize Acceleration Programme.

§3 Entering the Competition and the procedure for evaluating entries

1. To apply successfully for the Competition, Startup is required to fill in the Application (application form), indicate that it also enters the Competition, and send the form to KPT by 22 August 2021. Failure to indicate your intention to take part in the Competition will have your Application only considered for the KPT Poland Prize Acceleration Programme.
2. KPT may extend the deadline for submitting entries to the Competition, as well as change the dates of the pitch and the announcement of the Competition results, in particular in the event of moving Digital Dragons conference to a later date.
3. Only startups from GameDev industry can participate in the Competition. If the content of the Application demonstrates that Startup does not belong to the GameDev industry, such an application will not be subject to material (substantive) analysis in the Competition. Rejection of the Application in the Competition does not affect the potential formal and material analysis of the Application in the recruitment procedure to the KPT Poland Prize Acceleration Programme, which takes place independently.

4. A Startup application fulfilling the formal and material requirements, will be subject to preliminary material evaluation which will winnow five (5) startups that will be able to carry out the competitive task during the Digital Dragons Conference. KPT has the right to increase or decrease the number of Startups invited to carry it out during Digital Dragons, in accordance with the number of received applications and the value of initial material evaluation of the applications received.
5. The competitive task will be to pitch of the Startup concept described in the Application. Startup will be able to describe its concept and experience during the pitch, and provide answers to meet the other criteria of evaluation. Startup will be informed about being selected for the pitch at least five (5) days before the date scheduled for the pitch.
6. The evaluation is based on the same evaluation criteria as the evaluation of Applications under the KPT Poland Prize. Description of formal and material criteria as well as the score(s) awarded for each criterion can be found in Appendix No. 1 to the Rules and Regulations of the KPT Poland Prize Acceleration Programme. The material criteria are:
 - evaluation of Startup's activity / relevance of its solution
 - the level of advancement of the product, its maturity, readiness for implementation
 - innovative step of the solution
 - business development potential
 - level of competence of the Startup management team
 - eagerness of Startup managers to undergo intensive work on the product and on the team (known as coachability).
7. The final evaluation of the Application takes place after the pitching and is based on the content of the Application, and the information and method of completing the task. Startups that fail to pitch their Application are disqualified from winning the Competition, which does not affect the formal and material evaluation of their Application in the KPT Poland Prize Accelerator Programme recruitment process.
8. The preliminary and final evaluation of the Applications in the Competition is conducted by the Competition Committee, which consists of KPT representatives (including the Chair of the Competition Committee), representatives of KPT Poland Prize business partners representing the games industry, and persons invited by the KPT to act as experts. The KPT may give up inviting experts. The composition of the Competition Committee will be announced at the latest on the first day of the Digital Dragons Conference before startup pitches (performance of the competition task).
9. The applications not selected for the Startup pitch during Digital Dragons Conference during the initial material evaluation are sent for formal and material evaluation together with other applications of the startups that applied for participation in the KPT Poland Prize Acceleration Programme. Similarly, after announcing the results of the Competition, all startup applications are added to this pool, except for the application of the winning startup.
10. Bearing in mind that the pitch will take place on-line, Startup is obliged to provide all necessary electronic communication tools such as computer equipment and a stable broadband Internet connection. To facilitate the organisation of the pitch, Startups should deliver their presentation to the KPT representative using the e-mail address kmagdziak@kpt.krakow.pl or as a link to a file hosting service at least 24 hours prior to the scheduled time of the pitch. The presentation should be prepared in a commonly used format, e.g. PowerPoint (PPT, PPTX) or Adobe Acrobat (PDF) file. The inability to participate in the pitch and/or significant difficulties in conducting it, resulting from

reasons other than ascribable to KPT or other entities participating in the organisation of Digital Dragons, render impossible the assessment of the pitch, and thus the final substantive evaluation of the Application.

11. By submitting to the Competition, Startup must simultaneously register for a free ticket during the Digital Dragons Conference and agree to free recording and dissemination of the image of members of the Startup team (including, in particular, persons participating in the Startup pitch) in whole or in fragments by KPT and entities involved in the organisation of the Digital Dragons conference. The course of the Competition may be recorded and the recording of the presentation may be made available to the public, including those, who have registered to participate in the Digital Dragons conference as active and passive participants in the event.
12. Startup agrees not to publish content that is inconsistent with Polish law, its distribution is illegal or violates the rights of third parties, during the pitch; the above also covers the materials used during the pitch (e.g. the presentation).
13. Should the Startup not be sure that the content does not violate the rules provided for above, it should contact KPT at the following email address: mcybula@kpt.krakow.pl.

§4 Golden Ticket: qualifying to the KPT Poland Prize Acceleration Programme

1. The winner of the Competition will receive from KPT a Golden Ticket: a certificate confirming the possibility of participation of the Polish capital company created with its support in the KPT Poland Prize Acceleration Programme.
2. The Winner shall not resell or transfer the Golden Ticket to any third party. In case of any changes in the composition of the Startup team, the person submitting the Application is obliged to notify such change to the KPT, which shall determine whether such a change is authorised, retaining the right not to accept the changes made.
3. In the event of doubt as to who the winner of the Competition is, it is understood that:
 - in case of Applications sent by a Startup that already has a Polish capital company (the final beneficiary) – the winner is the Polish capital company (the final beneficiary)
 - in case of Applications submitted by a Startup that does not yet have a Polish capital company (the final beneficiary) – the winner is the person (or are persons) who ran the Startup pitch.
4. Issuance of the certificate may depend on obtaining from Startup the data necessary to document the awarding of the Golden Ticket. Providing untrue, illegible or incomplete personal data or not providing it at all will result in disqualification from the Competition.
5. Startup can make a statement about refusing to accept the Golden Ticket or use the image, which will be treated as a resignation from qualifying for the Programme. On behalf of Startup, such a statement may be made by any person listed in the Application or participating in the pitch on behalf of Startup.
6. In case of resignation of the winning Startup from using the Golden Ticket or in case of other events that make it impossible to use it, the KPT has the right to award Golden Ticket, at its sole discretion, to the following Startup evaluated by the Competition Committee or resign from awarding the Golden Ticket altogether. This procedure is applied analogously in case such a selected startup also resigns from using the Golden Ticket. Should more than one startup receive the same score, the Chair of the Competition Committee appoints the winner of the Golden Ticket.

7. KPT will inform the remaining Startups participating in the pitches about the scores they received and their respective places they hold in the evaluation of the competition task.

§5 Exclusions from the Competition. Information provided during participation in the Competition

1. Members of authorities, employees, and representatives of KPT and its Business Partners, of experts invited to participate in the Competition Committee, of the Polish Agency for Enterprise Development, natural persons, entrepreneurs and other non-business entities cooperating on the organisation of the Competition, persons appointed by KPT to supervise and operate the Competition, as well as their next of kin cannot participate in the Competition. The next of kin are understood as ascendants, descendants, siblings, spouses, parents and foster family members.
2. KPT, members of the Competition Committee, and other persons who, for technical or organisational reasons, will have access to the content submitted by Startup in connection with participation in the Competition, are obliged to maintain secrecy and non-disclosure of any information relating to the content submitted by Startup in the Application or preparation for the pitch, and to secure such content and protect it against unauthorised access. Only authorised persons will have access to this content.
3. In all other respects, the contents of the Application shall be protected in the way provided for in the Rules and Regulations of the KPT Poland Prize Acceleration Programme.

§6 Processing of personal data for the purposes of the Competition

1. The Competition is conducted in the territory of the Republic of Poland. Startups registered both in Poland and abroad are allowed to participate in the Competition.
2. The processing of personal data is carried out on the principles adopted for KPT Poland Prize subject to the variations set forth in the Rules and Regulations. In particular, the above means that:
 - personal data shall be processed for the purpose necessary for the organisation of the Competition, organisation of the events within the Digital Dragons Conference related to the Competition, selecting and nominating the winner of the Competition, and making the Golden Ticket available for use
 - personal data will be processed so as to inform the startups participating in the Competition about Competition results, which includes making the results public
 - personal data will be processed so as to include documentation related to the Competition in the KPT Poland Prize project documentation;
 - KPT will keep records of the award given to the winning Startup.
3. The processing of data consisting in collecting, storing and providing access to data from the Application is necessary for the fulfilment of the above-mentioned legally justified purposes pursued by KPT in the capacity of a personal data controller. In the case of certain data or specific types of processing that cannot be considered necessary for the fulfilment of the aforementioned purposes or in the case of purposes that cannot be considered sufficiently justified, KPT may ask for separate consent. Such an individual consent shall then be the basis for the processing.
4. Any individual whose personal data is processed in connection with the Competition has the right to:

- access their personal data and obtain a copy of their data
 - rectify their personal data
 - erase data in the cases provided for in Article 17 of the GDPR
 - restrict the processing of their personal data in the cases provided for in Article 18 of the GDPR
 - to object.
5. Providing personal data is voluntary but necessary to participate in the Competition.
 6. Personal data provided in connection with the Competition will not be subject to automated decision-making, including profiling.

§7 Complaints. Responsibility of KPT for the organisation of the Competition

1. Participation in the Competition provides an additional opportunity to select Startup eligible to participate in the KPT Poland Prize Acceleration Programme. This opportunity is provided only for certain startups, i.e. entities from the GameDev industry that already have a prototype solution or are embarking on the production of their concept, or have experience in production and publishing of computer and/or mobile games.
2. For this reason, selection of a particular startup as a winner does not affect the options of other startups that have applied for participation in the KPT Poland Prize Acceleration Programme. They are subject to the same formal and material assessment as all other applications. The competition gives them an additional opportunity to present themselves and explain issues for the evaluation by the Panel of Experts or Recruitment Committee of KPT Poland Prize.
3. Due to the fact that the results of the Competition have no negative bearing on the position of startups applying for KPT Poland Prize Acceleration Programme, there is no appeal or complaint procedure against the results of the Competition. The entity entitled to receive the Competition prize may use the complaint procedure within 14 days from the date of occurrence of an event that has become the subject of complaint. A complaint may be submitted in writing (by a registered letter sent to the address of KPT) or in electronic form (by e-mail sent to the address: biuro@kpt.krakow.pl) KPT shall only consider complaints submitted within the time limits specified in the Terms and Conditions.
4. Complaints shall contain the first and last name and the address for correspondence of the person lodging the complaint and the e-mail address and/or other contact details for contact to consider the complaint. The complaint must also contain a detailed description of the complainant's reservations. In case of a written complaint, it shall also be signed by the complainant.
5. Complaints shall be investigated by KPT within 7 days of their receipt. KPT shall inform in writing or by e-mail (depending on the form in which the original complaint was submitted) of the position taken. In particularly complicated cases, which make it impossible to consider the complaint and reply within the aforementioned 7-day period, KPT shall explain to the complainant the reason for the delay, indicate the circumstances that must be established in order to consider the complaint and reply to it, and set the estimated date for considering the complaint and providing a reply, that shall, however, be no longer than 30 days from the date of receiving the complaint. To meet the deadline for responding to the complaint, it is sufficient to send the response before the end of this deadline. In the event of failure to meet the deadline for handling

a complaint, the complaint shall be deemed handled in accordance with the request of the complainant.

6. Should the claim be recognised yet its recognition fall after the start of the 1st round of KPT Poland Prize Acceleration Programme, the complaining Startup will have an opportunity to participate in the 2nd round of the Acceleration Programme, should it still be interested in receiving the prize.
7. KPT shall not be responsible for any irregularities related to the delay or non-delivery of the award due to incorrect address or other data provided by Startup and/or in case Startup is not able to use the award and sign the Grant Agreement.
8. The liability of KPT for the organisation of the Competition is excluded to the full extent permitted by law. In particular, KPT shall not bear any costs that might be incurred by Startups while applying for participation in the Competition or participating in it, including the preparation or realisation of the pitch (performance of the competitive task).

§8 Final provisions

1. The provisions of these Rules and Regulations are subject to laws universally binding on the territory of the Republic of Poland. In matters not covered by these Rules and Regulations the provisions of the Civil Code, the Act of 4 February 1994 on copyright and related rights, and the Rules and Regulations of the KPT Poland Prize Acceleration Programme shall apply. All promotional and advertising materials related to the Competition and the Digital Dragons conference are of informative nature only and do not define the principles of the Competition.
2. The publication of these Rules and Regulations constitutes a public pledge by KPT to award the prizes mentioned above if the conditions set forth in the Rules and Regulations have been met.
3. Persons submitting Startup applications confirm that they are familiar with all rules of the Competition contained in these Rules and Regulations.
4. The provisions of the Rules and Regulations shall be interpreted in a manner consistent with the competition and consumer protection laws in force in Poland and the objectiveness and transparency of the selection of startups for the Poland Prize programme.
5. The competition is not subject to the provisions of the Act of 19 November 2009 on gambling games.
6. Any disputes arising from the performance of the obligations related to the Competition shall be settled by the common court of law competent for the seat of the KPT.
7. KPT reserves the right to change the Rules and Regulations and conditions of the Competition while it lasts without giving any reason, however, the changes cannot violate the rights already acquired by the applicants and/or startups. KPT will inform about the changes to these Rules and Regulations by posting the information on the Digital Dragons Conference website.