

ANNEX I TO THE DECREE ON THE APPROVAL OF THE CALL FOR ENTRIES AND THE SPECIFIC TERMS AND CONDITIONS TO AWARD THE FOURTH EDITION OF THE SEA PHOTOGRAPHY PRIZE ORGANISED BY THE CONSORCI DE LES DRASSANES REIALS I MUSEU MARÍTIM DE BARCELONA THROUGH THE COMPETITION PROCEDURE IN 2024

4TH SEA PHOTOGRAPHY COMPETITION TERMS AND CONDITIONS OF THE CONSORCI DE LES DRASSANES REIALS I MUSEU MARÍTIM DE BARCELONA

1. PURPOSE OF THE CALL FOR ENTRIES

The purpose of this call for entries to the 4th Sea Photography Competition of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona, aimed at amateur photographers, is to regulate and establish the criteria and procedure for competition application, processing, awarding and payment, by means of competitive participation, for the year 2024, in conjunction with the Port of Barcelona.

Participation in this 4th edition will be carried out through the Consorci de les Drassanes Reials i Museu Marítim de Barcelona's social media accounts: Facebook and/or Instagram.

The aim of this Prize is to support and raise the profile of the life and work of seafarers through photography capturing this theme. To this end, it seeks to encourage and promote the photographic heritage of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona, awarding prizes to the two winners (according to the two types of prizes specified in Section 3a), and incorporating these photographs into the photographic heritage of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona.

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona and the Port of Barcelona are open to receive entries of photographs taken on board ships (freight, cruise, fishing or pleasure boats, etc.), which depict the life and work of seafarers. Photographs with an artistic approach will be highly regarded.

2. ELIGIBLE PARTICIPANTS AND REQUIREMENTS FOR PARTICIPATION

The call is open to natural persons who meet the following requirements:

To participate in the competition, users must:

1. Be over the age of sixteen.
2. Follow one of the two Museu Marítim de Barcelona social media profiles through which you can participate: Facebook and/or Instagram.
3. Have a personal profile on either of the two social media sites so that the organisers can contact them.
4. Participants declare that they are the legitimate owners of the rights to use the photographs, that the photographs are free of any kind of charge, encumbrance or right in favour of a third party and that they have express authorisation to capture, publish and reproduce the images of the person/s that may appear in the photographs. If minors appear in the image, they must have previously obtained the consent of their parents or legal guardians, and accredit this authorisation by sending an e-mail to the Consorci at comunicacio@mmb.cat, stating which social media account they are using to participate in this competition. The original will be requested in order to verify authorship.
5. Easypromos will manage the competition, and for a photograph to participate in the competition, it must be posted on this platform via Facebook or Instagram.

Participation in the competition also implies acceptance of the terms and conditions of Facebook and the Easypromos platform, which can be found at <https://www.facebook.com/legal/terms> and at <https://www.easypromosapp.com/terminos-y-condiciones/>

3. PRIZE DISTRIBUTION

Winning photographs and the 10 finalist photographs chosen by the expert jury will be displayed in the manner deemed most appropriate by the Museu Marítim de Barcelona.

Two prize categories will be established:

1. **People's vote:** A prize for the photograph that obtains the most likes during the established deadlines.
2. **Jury vote:** A prize for the photograph chosen by the Competition Jury.

There will be two prize-winning photographs: one chosen by the people's vote, and one chosen by a Jury. The prizes will be:

- Prize for the Jury's vote: **€600** and a free annual subscription (6 issues) of the magazine "Nautica y Yate".
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- People's Prize: a waterproof backpack for photographic material, valued at €150 and a free annual subscription (6 issues) to the magazine "Nautica y Yate".

The amount of the first prize chosen by the jury's vote of €600.00 will be charged to the budget item 333.48102 of the current budget of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona.

4. FEATURES OF THE PHOTOGRAPHS

This competition takes place as part of the celebration of the 2024 International Day of the Seafarer (25 June).

The theme of the competition focuses on seafarers working on board ships (cargo ships, cruise ships, fishing or pleasure boats, etc.) showing the life and work of seafarers. The photographs should be:

1. Photographs relating to people, their environment and working conditions.
2. The photographs submitted must be captioned.

5. PARTICIPATION PROCEDURE

Competition participants can submit photographs using two social media platforms:

- Facebook: participants will have to fill in a registration form and upload the photograph. The form will be available on the website and social media.
- Instagram: participants must mention the Museum's profile **@museumaritim** and tag the photo with the hashtag **#seafarers**

Users may participate with a maximum of three photographs. Only one score per photograph and social media platform will be accepted. The scores obtained for the same photograph posted on the two social media platforms will not be added together.

6. THE JURY

The winning photographs will be chosen by:

- **People voting** on the social networks in which they participate. The people's votes can be cast until 16 June.
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- **Expert jury voting.** The expert jury will be made up of:
 - Silvia Dahl, curator of the photographic collections at the Museu Marítim de Barcelona.
 - Ricardo Rodríguez-Martos, director of Stella Maris-Spain.
 - Diego Yriarte, photographer and journalist specialising in the maritime sector.

The expert jury will meet on 17 June to choose the winning photograph and the 10 shortlisted photographs.

The winners of the two categories will be announced on 25 June 2024 (jury and people's vote) via the social media platforms used to participate in the Prizes. The Consorci de les Drassanes Reials i Museu Marítim de Barcelona will announce the date and place of the prize-giving ceremony in due course through its media channels.

7. EXPERT JURY'S CRITERIA

The members of the jury will consider the following criteria:

1. Originality.
2. Faithfulness to the chosen theme.
3. Composition and technical quality.

8. ORGANISATION

The 4th Sea Photography Competition is organised by the Consorci de les Drassanes Reials i Museu Marítim de Barcelona and the Port of Barcelona. The competition includes the collaboration of the company Factoria Nautica SCCL, publisher of the leading magazine on yachting in Spain, the magazine "Náutica y Yates".

9. SUBMISSION DEADLINE FOR PHOTOGRAPHS AND PEOPLE'S VOTES

Prize for the Jury's vote: The deadline for submitting photographs will begin on the day after an extract of this call and conditions is published in the Official Gazette of the Province of Barcelona, through the National Database of Subsidies (BDNS) and the deadline for submitting photographs is set at **11:59 p.m. on 9 June 2024**.

Prize for the People's vote: The **people's votes** can take place from the day after an extract of this call and conditions is published in the Official Gazette of the Province of Barcelona, through the National Database of Subsidies (BDNS) and at the latest until **16 June 2024 at 11.59 pm**.

On **17 June 2024** the Jury will convene to choose the winning photograph.

The winners of the two categories (jury and people's vote) will be made public on **25 June 2024**.

10. PROCEDURES FOR THE PRIZE ACCEPTANCE AND ANNOUNCEMENT OF ITS WINNERS

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona will contact the two winners directly by e-mail or social media to notify them of the prize.

Once they have received the notification, the winner(s) must contact the competition organisers within 72 hours by sending an email to comunicacio@mb.cat confirming their willingness to accept the prize, providing their Facebook and/or Instagram user name, their first and last names, their ID card or document of identification and a contact telephone number.

If any winner does not respond within the period indicated to accept the prize, if they do not comply with all or some of the competition's terms or conditions, or if they do not want or cannot collect the prize, the winner will be disqualified and the prize may be awarded to the next person selected.

Winners must accept the prize using the prize acceptance form provided by the Museum.

11. PRIZE GIVING

Once the winners have accepted the prize, their names will be published on the website and/or social media accounts of the Museu Marítim de Barcelona.

Once this publication has been made, the Consorci de les Drassanes Reials i Museu Marítim de Barcelona will send the necessary information to the winners, by email, with the date, time and place of the prize-giving ceremony.

The public prize-giving ceremony will be held within a maximum of two months.

12. PRIZE PAYMENT

The payment of the Jury's prize, for an amount of €600.00, will be made at the time the prize is awarded.

This amount will be subject to the corresponding taxation as per the tax regulations applicable to the recipient.

The People's vote prize, consisting of a waterproof backpack for photographic material, valued at €150 and a free annual subscription (6 issues) to the magazine "Nautica y Yate", will also be awarded at the time the prize is awarded.

13. ETHICAL PRINCIPLES OF THE WINNING PERSON(S)

The winner(s) of the Prize must adopt an ethically exemplary conduct, refrain from engaging in, encouraging, proposing or promoting any kind of corrupt practice and inform the competent bodies of any manifestation of such practices which, in their opinion, is present or could affect the procedure. In particular, they shall refrain from carrying out any action that could violate the principles of equal opportunities and free competition.

14. WITHDRAWAL OR REFUSAL TO ACCEPT THE PRIZE AWARDED

The prize awarded may be totally or partially revoked, with the obligation, if necessary, to return the amount received, in the following cases:

- Obtaining the prize by falsifying the conditions required or by concealing those that would have impeded the prize being awarded.
- Failure to comply with the obligations and/or requirements set out in the terms and conditions of this call for entries.
- Resistance, excuse, obstruction or refusal to the financial verification and control actions.
- Any other cause that has a negative impact on the activity or image of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona.

The withdrawal procedure is initiated ex officio at the proposal of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona, on its own initiative or as a consequence of a higher order, at the reasoned request of other bodies or as a result of a complaint. The procedure is also triggered by the financial control report issued by the Delegate Auditor of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona.

The right of the interested party to be heard must be guaranteed in all cases during the procedure, by notifying them of the decision to initiate the procedure and granting them a period of fifteen days in which to present any relevant documents they consider appropriate.

In the event of waiver by the person awarded the grant, it must be accepted by the same body that adopted the grant resolution. The waiver must be formulated in writing and presented to the General Registry of the Consorci.

15. GENERAL TERMS AND CONDITIONS

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona reserves the right to disqualify any user who does not meet the terms and conditions of participation or who misuses or abuses the competition.

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona reserves the right to invalidate, expel, delete or disregard any profiles that it considers to be suspected of any attempt at fraudulent participation, including, but not limited to, an attempt by one person

to register more than one user profile, the creation of false profiles or identity theft. Likewise, the Consorci de les Drassanes Reials i Museu Marítim de Barcelona reserves the right to bring any such suspicions to the attention of the company responsible for the Facebook platform so that they can take the appropriate measures. Moreover, the Consorci reserves the right to take any legal action that may be required.

Participants are prohibited from using content that could be considered pornographic or explicitly sexual, or any other type of content that could be considered a breach of the personal honour and image of a person or persons.

16. PERSONAL DATA

As required by Regulation 2016/679 of the European Parliament and of the Council, of 27 April, on the protection of individuals with regard to personal data processing and the free movement of such data, and Organic Law 3/2018, of 5 December, on the Protection of Personal Data and guarantee of digital rights, the Consorci de les Drassanes Reials i Museu Marítim de Barcelona will process the data provided by the persons submitting the application, in order to process the application, processing, management, awarding and presentation of the prizes of the 4th edition of the Sea Photography Competition organised by the Consorci de les Drassanes Reials i Museu Marítim de Barcelona, based on a publicly stated mission and the legal obligations of the responsible party, and will be kept permanently for the purposes of document management and archiving.

If you have any queries or complaints relating to how your personal data is processed, Barcelona Provincial Council provides you with an e-mail address dpd@mmb.cat, where the Data Protection Officer will be pleased to help you.

While we believe that we will be able to resolve any aspect related to your privacy in this way, if you consider it appropriate, you may lodge a complaint with the Catalan Data Protection Authority (APDCAT) at http://apdcat.gencat.cat/en/rights_and_obligations/complain_and_denunciar/

You may exercise your right to access your information and other rights, under the terms included in current legislation, through the Consorci's electronic office (by means of a generic request) <https://www.seu-e.cat/ca/web/cdrassanesreialsimuseumaritim/tramits-i-gestions/-/tramits/tramit/15087731>, or in person or by post at the General Registry of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona, at Av. Drassanes, S/N, 08001-Barcelona, in the latter case, enclosing a photocopy of your identification document.

All participants in the competition are hereby informed that their data will be disseminated through the Consorci's website, social media, publications, books, magazines, activity reports and any other means of public communication belonging to the Consorci.

17. SOCIAL MEDIA DISCLAIMER

The social media platforms Facebook and Instagram are exempt from all liability in relation to the promotion and participation of users in this competition. These networks do not sponsor, endorse or administer this promotion in any way, nor are they associated with it.

18. LIABILITY LIMITATION

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona shall not be held liable for any disruptions or bugs on the Internet, the cable network, electronic communications networks, software or hardware failures or for possible mistakes in the entry and/or processing of responses, deliveries or personal data.

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona excludes any liability for any damages of any kind that, notwithstanding the security measures adopted, may be caused by the misuse of the services and contents by users, and in particular, but not exclusively, for damages that may be caused by the impersonation of a third party by a user.

19. INTELLECTUAL PROPERTY RIGHTS

All rights to use the photographs correspond to the author and Meta is granted a licence for unlimited use (as indicated in the legal conditions of use <https://www.facebook.com/legal/terms>).

The winners and the authors of the 10 finalist photographs in the competition grant the CDRIMMB free and non-exclusive ownership and usage rights over the photographs submitted, which may therefore be reproduced, disseminated and communicated by any means, with assignment to third parties, anywhere in the world and for an indefinite period, in accordance with the provisions of Royal Decree Law 1/1996, of 12 April, which approves the Law on Intellectual Property.

The name of the author of the photograph shall be stated in all cases.

20. OTHER REGULATIONS

By simply participating in this competition, the participant accepts these terms and conditions in full and the interpretative criteria of the Consorci regarding the resolution of any issue arising from this competition, in such a way that any manifestation of non-acceptance of these terms and conditions will imply the exclusion of the participant and, as a consequence of this, the Consorci de les Drassanes Reials i Museu Marítim de Barcelona will be freed from complying with any duty contracted with the participant.

The Consorci de les Drassanes Reials i Museu Marítim de Barcelona reserves the right to make changes to the mechanics or running of this promotion at any time and/or to terminate it early if necessary for just cause, without any liability arising from this. However, these changes will be duly communicated through the competition page and,

where appropriate, by other means. Every effort will be made to ensure that any changes do not disadvantage one participant over another.

21. INTERPRETING THE TERMS AND CONDITIONS AND DISPUTE RESOLUTION

The interpretation of these terms and conditions is governed by Spanish law. Any dispute arising from the interpretation or fulfilment of these terms and conditions shall be subject to the jurisdiction of the Courts and Tribunals where the Consortium has its registered office.

22. COMPATIBILITY WITH OTHER PRIZES AND GRANTS FOR THE SAME PHOTOGRAPHS

Participation in the 4th edition of the Sea Photography Award organised by the Consorci de les Drassanes Reials i Museu Marítim de Barcelona may be compatible with the awarding of other prizes and grants received for the same photographs from any public or private administration or organisation, national or international, notwithstanding the requirement to notify the Consorci de les Drassanes Reials i Museu Marítim de Barcelona of this.

23. SUPPLEMENTARY LEGAL REGIME

In everything not expressly provided for in this call for entries, Law 38/2003 of 17 November 2003 on General Subsidies, Royal Decree 887/2006 of 21 July 2006 approving its implementing regulations, the General Subsidy Ordinance of the Diputació de Barcelona, the Implementation Guidelines of the Consorci de les Drassanes Reials i Museu Marítim de Barcelona for the current financial year, Law 39/2015, of 1 October, on the common administrative procedure of public administrations, Law 40/2015, of 1 October, on the legal regime of the public sector, and other concordant legislation, as well as Law 26/2010, of 3 August, on the legal regime and procedure of the public administrations of Catalonia. Law 19/2013 of 9 December 2013 and Law 19/2014 of 29 December 2014 on transparency, access to public information and good governance, and Decree 8/2021 of 9 February 21 on transparency and the right of access to public information also apply.

24. OFFENCES AND SANCTIONS

In matters of offences and sanctions, Title IV of the General Law on Subsidies and Title XIV of the General Subsidies Ordinance of the Barcelona Provincial Council (published in the BOPB of 9 May 2017) shall apply.

25. OTHER ASPECTS

In accordance with Article 121 of Law 39/2015, of 1 October, on the Common Administrative Procedure of Public Administrations, interested parties may lodge an

appeal against the resolution approving these rules with the Presidency of the Consorci, within one month of the day following publication in the Official Gazette of the Province of Barcelona, via the National Grants Database."