

The One Millionth MFS User Promotion rules

1. General

- 1.1. These Rules of “The One Millionth MFS User!” promo (hereinafter - the Rules) set the procedure for holding the promotion (hereinafter - the Promo), the participation conditions, as well as prize and procedure for awarding the prize to the winner of the Promo.
- 1.2. Aim of the Promo: This promo is run by Kcell JSC (hereinafter - the Operator) in order to promote payments with mobile balance and to create new intake of the users of the mobile financial services.
- 1.3. Terms and conditions of the Promo:
 - 1.3.1. Period of the Promo: from June 4, 2020 through to September 1, 2020.
 - 1.3.2. Territory of the Promo: Republic of Kazakhstan
 - 1.3.3. Participants of the Promo: activ and Kcell subscribers (hereinafter - the Subscriber) who are the citizens of the Republic of Kazakhstan or foreign citizens with a residence permit in the Republic of Kazakhstan, with own number registered as an individual.

2. Procedure for the Promo

- 2.1 The Participants of the Promo are the Subscribers who meet the following criteria simultaneously during the Promo:
 - 2.1.1 Participant has during 01.05.2018-01.09.2020 used the mobile financial services and paid with their mobile balance.
 - 2.1.2 The Participant’s mobile number is in ‘active’ status.
- 2.1. The Promo shall be deemed finalized upon determination of the one-millionth user of MFS.
- 2.3 The Operator is entitled to send SMS messages with information about the Promo to the Subscribers during the period of the Promo.
- 2.4 By performing the actions stated in clause 2.1, the Participants of the Promo confirm that they have read and agree to be bound by the Rules and the terms and conditions of the Promo.
- 2.5 The Operator has the right to refuse to award the prize to the Participant if the latter fails to meet the terms and conditions of the Promo.
- 2.6 The prize fund of the Promo is formed at the expense of Operator.

3. Procedure for winner selection

- 3.1 The winner of the promotion is the one-millionth customer with unique phone number who has during 01.05.2018-01.09.2020 used the mobile financial services and paid with their mobile balance.

4. Procedure for receiving the prize

- 4.1 To receive a prize, the Winner must submit the following:
 - 4.1.1 Identification document with IIN;
 - 4.1.2 Confirmation of the subscriber number registration to the subscriber - Winner.
 - 4.1.3 The prize will be considered unclaimed by the Winner in the following cases:
 - the Operator failed to reach the Winner to inform about his/her winning the prize. The Operator will make two consecutive calls during the promotional period;
 - the Operator failed to obtain the Winner’s consent, as provided in par 5.3 of the Rules;
 - the Winner failed to pick up his/her prize within 3 (three) days after the winner announcement from one of the Operator’s offices. The Operator has the right to retain the prize, if it is not claimed by the Winner.
 - 4.1.4 If the prize is not claimed by the Winner, Operator will select a new Winner in accordance with the Rules.
 - 4.1.5 Operator has the right to refuse to give the prize away to the Winner if the latter fails to fulfil any of the requirements set forth herein, violates the Public Mobile Services Agreement or current legislation.
 - 4.1.6 Operator is not responsible for the prize failure to meet the Winner’s expectations.
 - 4.1.7 Prize pool – one year subscription to the Jana 2990 plan.

5. Final provisions

- 5.1 The full information on the Promo is available on activ.kz, kcell.kz websites.
- 5.2 The Operator reserves the right to change the conditions of this Promo by posting the relevant information on activ.kz, kcell.kz websites. All changes take effect from the moment they are posted.
- 5.3 In order to be able to post the information about the Winner and the prize on the website, the Winner shall, on a free of charge basis, give the Operator a written consent to the collection and processing of personal data and other information about the Winner; to the creation, publication, reproduction and distribution of the subscriber's full name, image (including photographs), visual works (including video) and other documents, records (including interviews), works containing the images of the Winner. The consent of the Winner will be given in the form and on the conditions (including the date and purpose of the consent, the place and method of publication and distribution) approved by the Operator.
- 5.4 The Operator is not responsible for:
 - 5.4.1 a failure to receive or untimely receipt of information/documents/consents required to receive a prize;
 - 5.4.2 untimely fulfillment or non-fulfillment by the participants of the Promo of the obligations stipulated by these Rules;
 - 5.4.3 the Winner's failure to pick up a prize for any reason.

6. Miscellaneous

- 6.1 Provided that it does not contradict the laws of the Republic of Kazakhstan, the Operator has the right to amend the Rules unilaterally for any reason, subject to giving a same-day notice to that effect through activ.kz and kcell.kz websites, and also publish additional information regarding this Promo.
- 6.2 The Operator will not be liable in case of any disputes as may arise in respect of rights of ownership, possession or use of the subscriber devices and subscriber numbers. A person who shows the subscriber device that uses a subscriber number he/she used to sign up for the Promo to the Operator and/or the regional branch of the Operator, shall be deemed a real owner of such device, provided that such person is a registered subscriber of the subscriber number or has produced a sufficient proof of his/her rights.
- 6.3 In case of a Participant's application for claims confirming the right to receive a prize pursuant to these Rules, the Operator prepares a response in accordance with the requirements of the Public Mobile Services Agreement and the current legislation of the Republic of Kazakhstan.
- 6.4 The Operator is not liable in case of defect in workmanship as well as technical and technological failures as may occur in the Operator's cellular communication networks or equipment.
- 6.5 The Promo is arranged and run by the Operator in order to promote payment from the balance, to create an influx of new users of mobile financial services, and to encourage Kcell JSC subscribers to use mobile financial services.
- 6.6 All disputes arising in connection with the Promo must be settled by negotiations. Failing which, such disputes will be referred to the relevant court of the Republic of Kazakhstan and settled through the procedure prescribed by the RoK laws.
- 6.7 In case of claims brought against the Operator in connection with the participant's violation of third party rights during the Promo, the participant will be responsible to settle such claims independently.
- 6.8 These Rules of the Promo are published by the Operator on the website: activ.kz, kcell.kz

For more information, contact the Operator's Call center on 3030 (activ) or 9090 (Kcell).

7. BY PARTICIPATING IN THIS PROMO YOU AGREE TO BE BOUND BY THESE RULES.