

## **TERMS OF USE AND DISCLAIMER**

**Access to and use of this World Wide Web Site is provided subject to these terms and conditions.**

**PLEASE READ THESE TERMS CAREFULLY BEFORE USING THIS SITE AS USE OF THIS SITE CONSTITUTES ACCEPTANCE OF THESE TERMS AND CONDITIONS.**

### **Use of Material**

The materials (including but not limited to information, documents, logos, graphics, sounds, images and other items) that are made available by the Penticton & Wine Country Chamber of Commerce on this site ("Materials") are provided to you only as a convenience and may be used for informational purposes only. By using this site or downloading any Materials from it, you hereby agree to these terms of use. If you do not agree to them, do not use this site or download any Materials from it.

The terms set forth herein apply to all of the Materials, including each individual page on this site.

### **Copyright Information**

Copyright Notice:

Copyright © Penticton & Wine Country Chamber of Commerce. All rights reserved.

The Materials on this site are protected by copyright laws and international copyright treaties, and may not be copied, distributed, downloaded, modified, posted, published, reproduced, reused, re-posted, uploaded or otherwise used without the express written permission of Penticton & Wine Country Chamber of Commerce.

### **Notice Specific To Documents Available On This Site:**

With respect to particular documents (such as white papers, press releases, articles and information sheets) that are made available on this site ("Documents"), you are hereby authorised to view, copy, print and distribute such Documents subject to your agreement that:

- Your use is for informational, non-commercial, personal purposes only.
- You will not copy or post Documents on any network computer or broadcast Documents in any media.
- You will not modify any Documents, nor will you copy or distribute graphics separate from their accompanying text.
- You will not quote any Documents out of their context.

- You will display the copyright notice set forth above and retain any other copyright, trademark and other proprietary notices and marks contained therein on every copy you make.

The Penticton & Wine Country Chamber of Commerce reserves the right to revoke such authorization at any time, and you shall immediately discontinue any such use upon written notice from Penticton & Wine Country Chamber of Commerce.

This is a license, not a transfer of title. Use for any purpose other than as set forth herein is expressly prohibited by law, and may result in severe civil and criminal penalties. Violators will be prosecuted to the maximum extent possible.

The term "Documents" does not include the design or layout of the site or any other site which is owned, operated, licensed or controlled by Penticton & Wine Country Chamber of Commerce. Elements of Penticton & Wine Country Chamber of Commerce sites, including page headers, custom graphics, logos, sounds, images and button icons, are protected by trade dress and other laws and may not be copied or imitated in whole or in part. No logo, graphic, sound, image or other element from any Penticton & Wine Country Chamber of Commerce site may be copied, reproduced, redistributed or retransmitted unless expressly permitted by Penticton & Wine Country Chamber of Commerce.

### **Anti-Piracy**

Penticton & Wine Country Chamber of Commerce actively protects its patents, copyrights, trademarks and other intellectual property rights.

### **Trademark Information**

Penticton & Wine Country Chamber of Commerce, the Penticton & Wine Country Chamber of Commerce logo, the Penticton & Wine Country Chamber of Commerce tag line, and the Penticton & Wine Country Chamber of Commerce domain name are either registered trademarks or trademarks of Penticton & Wine Country Chamber of Commerce in Canada and/or other countries.

All other trademarks, trade names or company names referenced herein are used for identification and/or informational purposes only and are the property of their respective owners.

### **Warranties and Disclaimers**

Penticton & Wine Country Chamber of Commerce and its suppliers disclaim any and all warranties and conditions, either express or implied, including, without limitation, implied warranties of merchantability, fitness for a particular purpose, title, and non-infringement, and those arising out of usage of trade or course of dealing, concerning the Materials, including the software and documents, the provision of or failure to provide services, or information available from this site. The Materials, including the software and documents, and references to corporations and their respective services and products, are provided "as is" without warranty of any kind.

Penticton & Wine Country Chamber of Commerce and its suppliers do not warrant the accuracy or completeness of the information, text, graphics, links or other items contained within the Materials, make no representations about the suitability of the information contained in the Materials for any purpose, and assume no responsibility or liability for any errors, omissions or inaccuracies that may appear in the Materials or in other publications which are referenced by or linked to the Materials. The Materials could include technical or other inaccuracies or typographical errors. Changes are periodically made to the Materials, which changes are incorporated into new editions of the Materials. Penticton & Wine Country Chamber of Commerce may make changes and/or improvements to the Materials, or to the products described therein, at any time without notice. Penticton & Wine Country Chamber of Commerce makes no commitment to update the Materials.

Penticton & Wine Country Chamber of Commerce does not guarantee that solutions suggested in the Materials will be effective in your particular situation. If you are not familiar with any of the steps listed in any solution, Penticton & Wine Country Chamber of Commerce advises that you do not proceed without first consulting additional resources.

### **Limitation of Liability**

Under no circumstances shall Penticton & Wine Country Chamber of Commerce or its suppliers (or their respective agents, directors, employees or representatives) be liable for any damages whatsoever (including, without limitation, consequential, incidental, direct, indirect, special, economic, punitive or similar damages, or damages for loss of business profits, loss of goodwill, business interruption, computer failure or malfunction, loss of business information or any and all other commercial or pecuniary damages or losses) arising out of or in connection with the use of or inability to use the Materials, including without limitation the use or performance of software or documents, the provision of or failure to provide services, or information available from this site, however caused and on any legal theory of liability (whether in tort, contract or otherwise), even if Penticton & Wine Country Chamber of Commerce has been advised of the possibility of such damages, or for any claim by any other party.

### **Links to Third-Party Sites**

The links in the Materials will let you leave the Penticton & Wine Country Chamber of Commerce site. The third-party sites which are linked in the Materials are not under the control of Penticton & Wine Country Chamber of Commerce and Penticton & Wine Country Chamber of Commerce is not responsible for the contents of any linked third-party site or any link contained in such linked third-party site. Penticton & Wine Country Chamber of Commerce is providing these links to third-party sites to you only as a convenience, and the inclusion of any link to a third-party site does not imply endorsement by Penticton & Wine Country Chamber of Commerce of such third-party site.

### **Third-Party Products**

The mention of third parties and their respective products in the Materials on this site is provided to you only as a convenience, is for informational purposes only and constitutes neither an

endorsement nor a recommendation of such third parties or their products. All licenses and warranties relating to such third-party products, if any, are between you and such third party.

## **Forward-Looking Statements**

Except for the historical information contained in the Materials, the matters discussed therein, particularly those identified with the words "expects," "believes," "anticipates" and similar expressions, are forward-looking statements. These forward-looking statements (including but not limited to projections and other statements regarding future events or the future financial performance of the Company) reflect the Company's best judgement based on factors known to it at the time of such statements. Such forward-looking statements are subject to certain risks, uncertainties and other factors, many of which are beyond the Company's control that could cause actual results, achievements, events or performance to differ materially from those anticipated, expressed or implied by such forward-looking statements. Such risks, uncertainties and other factors should be carefully considered when evaluating Penticton & Wine Country Chamber of Commerce business and prospects, and the forward-looking information provided by the Company. Penticton & Wine Country Chamber of Commerce disclaims any obligation to update any forward-looking statements.

## **Right To Communications**

Should you, or any viewer of the Materials, communicate any information, feedback, data, questions, comments, suggestions or other items to Penticton & Wine Country Chamber of Commerce regarding the Materials, any such communication shall be deemed not to be confidential and Penticton & Wine Country Chamber of Commerce shall be free to reproduce, use, disclose and distribute such communication to others, without limitation. You agree that Penticton & Wine Country Chamber of Commerce shall have the unrestricted right to use any ideas, concepts, know-how, software, documentation, diagrams, drawings, schematics or techniques contained in your communication in any manner and for any purpose whatsoever including, but not limited to, developing, manufacturing and marketing products or providing services.

## **No Obligations**

The Materials on this site may be accessed internationally and may contain references to Penticton & Wine Country Chamber of Commerce products, programs and services that are neither available nor planned for availability in your particular country. These references do not imply that Penticton & Wine Country Chamber of Commerce intends to announce such products, programs or services in your country, and by referring to such products, programs or services, Penticton & Wine Country Chamber of Commerce incurs no obligation to subsequently make them available in such country.

## **Applicable Laws**

This site is controlled and operated by the Penticton & Wine Country Chamber of Commerce from its offices within the province of British Columbia, Canada. Penticton & Wine Country

Chamber of Commerce makes no representation that the Materials are appropriate or available for use in other jurisdictions, and access to them from jurisdictions where its contents are illegal is prohibited. Those who choose to access this site from other jurisdictions do so on their own initiative and are responsible for compliance with applicable local laws. You agree that the laws of British Columbia and Canada apply to any issue which may arise relating to the Materials, and to settle such disputes in the courts of British Columbia, Canada.

### **All Rights Reserved**

Except as expressly provided herein, nothing in the Materials or on this site confers or is to be construed as conferring, whether by implication, estoppel or otherwise, any license or right under any patent, copyright or trademark of Penticton & Wine Country Chamber of Commerce or any third party. Note that any product, process or technology in the Materials may be the subject of other intellectual property rights reserved by Penticton & Wine Country Chamber of Commerce, and are not licensed hereunder.

Any and all rights not expressly granted herein are reserved by Penticton & Wine Country Chamber of Commerce.