

## Terms and Conditions

### 1. **ASSUMPTION OF THE RISK RELATING TO COVID-19.**

Each entrant acknowledges that they are aware of the inherent risks associated with his/her participation in the expenses paid trip to South Australia ("Final Prize") including, but not limited to the potential for illness or death from infectious diseases including, but not limited to, COVID-19. By participating in the final prize, each entrant assumes all such risks, including, but not limited to, the risks associated with infectious diseases, such as COVID-19, and each entrant accepts and assumes all responsibilities for such risks. This includes costs associated with loss of income or rebooking flights. Entrants may withdraw from the Competition at any time upon giving notice to the Promoter.

2. Information on how to enter and prizes form part of the Terms and Conditions of Entry. Entry into this competition is deemed acceptance of these Terms and Conditions. The promoter is Never Never Distilling Co., ABN 94612663117, PO Box 2433 McLaren Vale, South Australia 5171. ("Promoter"). The Promoter is committed to the responsible consumption and promotion of alcohol.
3. Entry is open to all residents of Australia over the age of 18, as of the date of entry and who have fulfilled the requirements set out below ('Eligible Entrants').
4. Employees, and their immediate families, of the Promoter, associated agencies and companies, contractors or individuals are not eligible to enter this competition. Immediate family means any of the following: spouse, ex-spouse, de-facto spouse, child or step child (whether natural or by adoption), parent, step parent, grandparent, step grandparent, uncle, aunt, niece, nephew, brother, sister, step brother, step sister or 1st cousin.
5. The promotion will commence 1200 AEST on Wednesday 28 June 2023 and will continue until 2400 AEST on Wednesday 9 August 2023 ("Promotion Period"). To enter the promotion, Eligible Entrants must complete the requirements as outlined in the competition document and also submit photography and

details of their menu and drinks to the competition portal found here <https://neverneverdistilling.com.au>

6. Entries received will be considered final by the Promoters. Entries which are incomplete, inaccurate, erroneous, illegible, inappropriate, offensive or incomprehensible or which infringe intellectual property rights will be deemed invalid.
7. All menus must be live in the Eligible Entrants venue by Wednesday 28 June 2023.
8. Evaluation of the menus, gin and tonic and cocktail serves will occur between 2400 AEST Wednesday 12 July 2023 and 2400 AEST August 10 2023 and selection of the top three entries nationally will occur.
9. The Final Prize will occur from Saturday 30 September 2023 to Tuesday 3 October 2023.
10. The Eligible Entrants with the highest score nationally will be deemed as the winners (“Winners”). This is a game of skill and chance plays no part in determining the Winners.
11. The Promoter will select three (3) Winners from across Australia.
12. If a Winner does not accept any element of the Final Prize, the Promoter is not obliged to provide the Prize Winner with a substitute prize. The next positioned competitor will be promoted to fill the vacant position.
13. The winning entrants will be announced on Saturday 13 August 2023 on Never Never Distilling Co. social media

channels.

14. If any Winner during the period between being announced as the Winner and undertaking the prize ceases to be employed as a bartender, they will no longer be eligible as the Winner and the fourth positioned winner will be appointed the new Winner. If they still casually work as a bartender then it must make up the majority of their working week.
  
15. If the Winner during the period between being announced as the winner and undertaking the prize moves venues, their new venue must range Never Never Distilling Co. on their back bar or cocktail menu. If they do not they will no longer be eligible as the and the fourth positioned winner will be appointed the new prize winner.
  
16. The Winners will be determined by the following breakdown of criteria.
  1. *Is it actually a menu that can be read in venue? (10 points) Can you read the drink names and the prices clearly? Was everything spelled correctly? (10 points), Does the menu make you want to consume the drinks, does it make you thirsty? (25 points), Did the venue, to the best of your knowledge, promote the drinks as per the competition rules during the period? (25 points)*
  2. *Did you use the right gin and a minimum of 30ml? (10 points) Does the g&t have a great name that is aimed at selling more drinks? (10 points), Has thought been put into the presentation of the g&t, Does the garnish look great, does it work with the combination of tonic (and/or soda), is there enough ice, is it in the right glass, Is it a great photo and make you thirsty? (25 points), Is it in your opinion, a thoughtful and/or unique representation of a Never Never gin and tonic? (25 points).*

3. *Does the drink's composition from the recipe appear to be balanced? (10 points), Is the cocktail name awesome and will it sell the drink? (10 points), Has thought been put into the presentation of the cocktail, does the garnish look great, is it in the right glass, is there enough ice or chill on the glass, is it a great photo and make you thirsty? (25 points), Does the drink use three ingredients (or less) including a minimum of 30ml of Triple Juniper Gin OR Ginache Gin OR Oyster Shell Gin not including water, Co2, salt, sugar and yeast? (25 points).*
17. The Promoter's decision is final, and no correspondence will be entered into.
18. Total maximum prize pool is up to the value of \$2000 (incl. GST) per Winner. The Prize is not transferable or exchangeable and cannot be taken as cash (unless otherwise indicated). The Prize must be taken as offered and cannot be varied. The Promoter accepts no responsibility for any variation in prize value. All prize values are the recommended retail price including GST (where applicable). Prize includes flights and accommodation from each contestants region (with the exception of South Australia). It also includes dinner and lunch for the 2 day period. Prize also includes the chance to win cash prizes across separate challenges during the 2 day period. These prizes will be delivered in the form of a cash card and are a game of skill.
19. The Promoter takes no responsibility for Winners who miss flights. These flights will not be re-booked and the Winners will forfeit their position unless they re-book flights at their own expense.
20. Prizes, or any unused portion of a prize, are not transferable or exchangeable and cannot be taken as cash unless otherwise won as a cash component of the prize.
21. The Promoter collects personal information in order to conduct the promotion and may, for this purpose, disclose such information to third parties, including but not limited to agents,

contractors and service providers. Entry is conditional on providing this information. The Promoter may, for an indefinite period, unless otherwise advised, use the information collected for promotional, marketing, publicity and research purposes. All drink entries become the property of the Promoter.

22. To the extent permitted by law the Promoter (including each of their officers, employees and agents) will not be liable for any loss, damage or personal injury (including liability in negligence) or any loss of opportunity whether direct, indirect, special or consequential arising in any way out of the entrants' participation in the Promotion except for any liability which cannot be excluded by law.
23. Nothing in these Terms and Conditions limits, excludes or modifies or purports to limit, exclude or modify the statutory consumer guarantees as provided under the Competition and Consumer Act 2010 (Cth), as well as any other implied warranties under any similar consumer protection laws in the State and Territories of Australia.
24. The laws of Australia apply to this promotion to the exclusion of any other law. Entrants submit to the exclusive jurisdiction of the courts of Australia.