

## “BEST OF BOTH WORLDS NZ” PROMOTION

### TERMS AND CONDITIONS

1. Information on how to enter and the prize form part of these Terms and Conditions. Participation in this promotion is deemed acceptance of these Terms and Conditions.
2. Entry is only open to New Zealand residents aged 18 years or over.
3. Employees (and their immediate families) of the Promoter, Participating Stores (defined below) and agencies associated with this promotion are ineligible to enter. 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 1<sup>st</sup> cousin.
4. Promotion commences on 01/02/2024 and closes at 11:59pm NZDST on 31/03/2024 (“**Promotional Period**”).
5. A “**Participating Store**” is any store in New Zealand that advertises the promotion and stocks the Eligible Product/s (defined below) during the Purchase Period.
6. To be eligible to enter, individuals must purchase, in a single transaction, any two (2) DEWALT TSTAK or TOUGHSYSTEM product/s as outlined below in Annexure A (“**Eligible Product**”) from a Participating Store during the Promotional Period and obtain a purchase receipt (“**Qualifying Transaction**”). For clarify, the two (2) products for the Qualifying Transaction can consist of one (1) DEWALT TSTAK product and one (1) TOUGHSYSTEM product. It is the individual’s responsibility to request a purchase receipt if one is not automatically handed to them by a member of staff.
7. To enter, individuals must then visit [www.guaranteedtough.co.nz](http://www.guaranteedtough.co.nz), follow the prompts to the promotion entry page, input the requested details including full name, email address, mobile phone number, residential postcode, the location of the Participating Store where the Qualifying Transaction was made, product of purchase and then upload the purchase receipt for their Qualifying Transaction and submit the fully completed online entry form during the Promotional Period. Once an entrant has submitted an entry, a message will appear on screen informing the entrant if the entry has been successfully submitted.
8. Multiple entries permitted, subject to the following: (a) only one (1) entry permitted per Qualifying Transaction regardless of the number of Eligible Products purchased in excess of two (2) in the Qualifying Transaction; and (b) each entry submission must be submitted separately and in accordance with entry requirements.
9. Entrants must retain a copy of their purchase receipt(s) for all entries as proof of purchase. Failure to produce the proof of purchase for all entries when requested may, in the absolute discretion of the Promoter, result in invalidation of ALL of an entrant’s entries and forfeiture of any right to a prize. Purchase receipt(s) must clearly specify the store of purchase and that the purchase was made during the Purchase Period but prior to entry.
10. The Promoter reserves the right, at any time, to verify the validity of entries and entrants (including an entrant’s identity, age and place of residence) and reserves the right, in its sole discretion, to disqualify any individual who the Promoter has reason to believe has breached any of these Terms and Conditions, tampered with the entry

process or engaged in any unlawful or other improper misconduct calculated to jeopardise fair and proper conduct of the promotion. Errors and omissions may be accepted at the Promoter's discretion. Failure by the Promoter to enforce any of its rights at any stage does not constitute a waiver of those rights. The Promoter's legal rights to recover damages or other compensation from such an offender are reserved.

11. Incomplete or indecipherable entries will be deemed invalid.
12. If there is a dispute as to the identity of an entrant, the Promoter reserves the right, in its sole discretion, to determine the identity of the entrant.
13. The draw will take place at Anisimoff Legal, 3 Amy Close, Wyong NSW 2259 Australia on 15/04/2024 at 1:00pm AEST. The Promoter may draw additional reserve entries and record them in order in case an invalid entry or ineligible entrant is drawn. The winners will be notified by phone and email within two (2) business days of the draw.
14. The Promoter's decision is final and no correspondence will be entered into.
15. The first five (5) valid entries drawn will each win a DEWALT 18V XR 5.0Ah Li-on Cordless 8pce Combo Kit (SKU Code: DCZ878P3-XE) valued at NZD\$2,699.
16. If the prize (or part of the prize) is unavailable, the Promoter, in its discretion, reserves the right to substitute the prize (or that part of the prize) with a prize to the equal value and/or specification, subject to any written directions from a regulatory authority.
17. Total prize pool value is up to NZD\$13,495.
18. Prizes are not transferable or exchangeable and cannot be taken as cash, unless otherwise specified.
19. Entrants consent to the Promoter using their name, likeness, image and/or voice in the event they are a winner (including photograph, film and/or recording of the same) in any media for an unlimited period without remuneration for the purpose of promoting this promotion (including any outcome), and promoting any products manufactured, distributed and/or supplied by the Promoter.
20. If this promotion is interfered with in any way or is not capable of being conducted as reasonably anticipated due to any reason beyond the reasonable control of the Promoter, including but not limited to technical difficulties, unauthorised intervention or fraud, the Promoter reserves the right, in its sole discretion, to the fullest extent permitted by law: (a) to disqualify any entrant; or (b) subject to any written directions from a regulatory authority, to modify, suspend, terminate or cancel the promotion, as appropriate.
21. Any cost associated with accessing the promotional website is the entrant's responsibility and is dependent on the Internet service provider used.
22. Nothing in these Terms and Conditions limits, excludes or modifies or purports to limit, exclude or modify the statutory consumer guarantees as provided under consumer protection laws in New Zealand ("**Non-Excludable Guarantees**"). Except for any liability that cannot by law be excluded, including the Non-Excludable Guarantees, the Promoter (including its respective officers, employees and agents) excludes all liability (including negligence), for any personal injury; or any loss or damage (including loss of opportunity); whether direct, indirect, special or consequential, arising in any way out of the promotion.

23. Except for any liability that cannot by law be excluded, including the Non-Excludable Guarantees, the Promoter (including its respective officers, employees and agents) is not responsible for and excludes all liability (including negligence), for any personal injury; or any loss or damage (including loss of opportunity); whether direct, indirect, special or consequential, arising in any way out of: (a) any technical difficulties or equipment malfunction (whether or not under the Promoter's control); (b) any theft, unauthorised access or third party interference; (c) any entry or prize claim that is late, lost, altered, damaged or misdirected (whether or not after their receipt by the Promoter) due to any reason beyond the reasonable control of the Promoter; (d) any variation in prize value to that stated in these Terms and Conditions; (e) any tax liability incurred by a winner or entrant; or (f) use / taking of the prize.
24. 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, service providers and prize suppliers. Entry is conditional on providing this information. The Promoter will also use and handle PI as set out in its Privacy Policy, which can be viewed at <https://www.stanleyblackanddecker.com/privacy-policy>. The Promoter may, for an indefinite period, unless otherwise advised, use the information for promotional, marketing and publicity purposes, including sending electronic messages or telephoning the entrant. Entrants should direct any request to access, update or correct information to the Promoter. All entries become the property of the Promoter.
25. The Promoter is Stanley Black & Decker NZ LTD of 39 El Kobar Drive, East Tamaki, Auckland 2013, New Zealand ("**Promoter**").

**"Annexure A"**

<b>SKU</b>	<b>Description</b>
1-70-324	ToughSystem® DSCARRIER Tool Trolley
DWST1-75654	ToughSystem® DS280 Tote
DWST1-75664-XE	ToughSystem® Radio + Charger
DWST1-75694	ToughSystem® Workshop Racking
DWST83293-1	ToughSystem® 2.0 DS166 Toolbox
DWST83294-1	ToughSystem® 2.0 DS300 Toolbox
DWST83295-1	ToughSystem® 2.0 DS450 Toolbox
DWST83342-1	ToughSystem® 2.0 DS400 Toolbox
DWST83392-1	ToughSystem® 2.0 Half Width Deep Organiser
DWST83394-1	ToughSystem® 2.0 DS100 Organiser
DWST83401-1	ToughSystem® 2.0 4-in-1
DWST83402-1	ToughSystem® 2.0 3-in-1
DWST83407-1	ToughSystem® 2.0 Shallow Tray
DWST83408-1	ToughSystem® 2.0 Deep Tray
DWST83522-1	ToughSystem® 2.0 Duffle Tool Bag
DWST83524-1	ToughSystem® 2.0 1/2 Width Tool Bag
DWST83529-1	ToughSystem® 2.0 2 Drawer Toolbox
DWST08035-1	ToughSystem® 2.0 Deep Compact Toolbox
DWST08330-1	ToughSystem® 2.0 3 Drawer Toolbox

DWST08061-1	ToughSystem® 2.0 Task Box & Light
DWST83472-XE	ToughSystem® 2.0 CHARGER BOX
DWST1-70705	TSTAK™ Single Drawer Toolbox
DWST1-70706	TSTAK™ Double Drawer Toolbox
DWST1-71196	TSTAK™ Trolley
DWST1-71228	TSTAK™ Open Tote
DWST1-71229	TSTAK™ Carrier
DWST1-81080-XE	TSTAK™ Radio
DWST82968-1	TSTAK™ IP54 Organiser
DWST82990-1	TSTAK™ Soft Tote Bag
DWST82991-1	TSTAK™ Soft Tool Bag
DWST83343-1	TSTAK™ IP54 Deep Toolbox - Long Handle
DWST83344-1	TSTAK™ IP54 Shallow Toolbox - Long Handle
DWST83345-1	TSTAK™ IP54 Shallow Toolbox
DWST83346-1	TSTAK™ IP54 Deep Toolbox
DWST83347-1	TSTAK™ IP54 Mobile Toolbox
DWST83411-1	TSTAK™ IP54 3-in-1 Combo
DWST83495-1	TSTAK™ 4-in-1 Combo W/ Cart
DWST83540-1	TSTAK™ Rigid Covered Tool Bag
DWST83541-1	TSTAK™ Open Tool Tote Bag
DWST17871-1	TSTAK™ Quick-Access Job Chest