

OPEN CALL

NON-FICTION NARRATIVE AUDIO WORKS



I. INITIAL PROVISIONS

1. These regulations (hereinafter referred to as the "Contest Regulations") are applicable to the Narrative Audio Works Contest (**hereinafter referred to as the "Contest"**), organized by the **Adam Mickiewicz Institute (hereinafter referred to as "AMI")** having its registered office at Warsaw, ul. Mokotowska 25, 00-560 Warsaw, Poland entered in the Register of Cultural Institutions, entry no. RIK 70/2006, tax identification number (NIP): 701-00-10-966, statistical number (REGON): 140470071.
2. The following terms used in the Contest Regulations shall have the following meanings:
 - a) Author – any individuals being the creator (pursuant to the Act) of the Audio Work, who submits the Narrative Audio Work for the Contest,
 - b) Narrative Audio Work or Audio Work – a non-fiction narrative audio piece with a duration of up to 10 minutes, submitted by the Author for the Contest, constituting a piece of work pursuant to the Act,
 - c) Website or Websites – www.culture.pl website, www.iam.pl website and www.digitalcultures.pl website,
 - d) Website Regulations – regulations of www.culture.pl website, www.iam.pl website, published on the website(s),
 - e) Act – the Act on copyrights and related rights of the 4th of February 1994 (Journal of Laws /Dz. U./ of 2016, item 666,)

II. DURATION OF THE CONTEST

1. The Contest's duration is from the 25th of June 2018 until the 24th of September 2018 as per the following time schedule:
 - a) the 25th of June, 2018 – official opening;
 - b) the 10th of August, 2018, no later than 23:59 CET (Central European Time) – deadline for Audio Works entries;
 - c) the 13th of August, 2018 – start of the Jury assessment process;
 - d) the 27th of August, 2018 – contact with the winner via e-mail;
 - e) the 24th of September, 2018 – the official announcement of the winner at the Digital Cultures conference.

III. CONTEST AIMS AND CONDITIONS

1. The aim of the Contest is to select the best Audio Work which will address the subject of non-fiction narrative, that will be published on Radio Atlas website (www.radioatlas.org),
2. The Contest is open to all individuals who are over 18 years old, being residents from any of the countries mentioned hereby: Poland, Lithuania, Latvia, Estonia, Belarus, Ukraine, Georgia, Romania, Bulgaria, Serbia, Bosnia and Herzegovina, Croatia, Slovenia, Hungary, Slovakia, Czech Republic, Armenia and Russia.

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3. Neither employees, cooperators, contractors nor business partners of the Contest Organizer, neither employees, cooperators, contractors and business partners of Radio Atlas, members of their families, members of the Contest Jury nor members of their families may participate in the Contest.
4. The Author may submit her/his Audio Work for the Contest, provided that:
 - a) The Audio Work is submitted for the Contest by the Author in person,
 - b) The Author holds all copyrights and related rights and titles to the Audio Work,
 - c) Any proprietary copyrights and related rights to the Audio Work have not been in any way limited, in particular for account of a third party,
 - d) The Author has obtained consents of all persons appearing in the Audio Work, allowing the Author to use (publish, distribute) such persons' voice or sound in all fields of use referred to in item VIII 3 of the Contest Regulations (the Organizer is authorized to verify consents held by the Author),
 - e) The Audio Work has not been commissioned as paid work by the Author nor by any other person,
 - f) The Audio Work has not been made with the involvement of the Contest Jury, members of Organizers and/or Radio Atlas' or the Organizer's staff nor members of their families,
 - g) The Audio Work should not prominently refer to any other for profit companies' or product names, brands or trademarks,
 - h) The Audio Work cannot contain any offensive material or any elements such as graphic pornographic scenes, graphic violence, or material that is racially insensitive, profane, slanderous, disparaging to any person or third party, offensive to good taste, discriminatory on the basis of sexual orientation, religion or race or any subject which is contrary to the interests of Organizer or contain anything that is contrary to the interests of any of the Contest's Authors.
5. Audio works which violate the Contest Regulations, Website Regulations, legal regulations or generally acceptable practice shall not be admitted to the Contest. The Organizer shall decide on whether an Audio Work will be admitted to the Contest or not.
6. By submitting the Audio Work for the Contest, the Author declares to hold all copyrights and related rights (in particular: moral and proprietary copyrights) to the Audio Work as well as to all pieces of work making up the Audio Work and that it holds the rights to any insertions, music or representations used in the Audio Work and to use the same in the way referred to in item no. VIII 3 of the Contest Regulations, as well, as that it has obtained the consent of people whose vocal representations are used in the Audio Work for the use of their voice (publication, distribution) in the way specified in item VIII 3 of the Contest Regulations.
7. The Organizer reserves right to decide to permit Audio Works to the Contest. No appeal is admissible to that decision.

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IV. MEANS OF SENDING APPLICATIONS AND DEADLINE

1. Application of a Narrative Audio Work is obtained by sending a link to an Audio Work uploaded on website (e.g. YouTube, Vimeo) or as a .WAV or .MP3 file attached to an e-mail sent to digitalcultures@iam.pl. In subject line should be listed: First and last name of the Author, the title: 'An Application to the Contest Audio Digital Cultures'. The content of the message should contain contact details of the Author: e-mail, phone number, or a different way of communication.
2. The Author will provide an English language transcription of the Audio work. The transcription will be attached as a .doc or .docx form to the e-mail with application.
3. Works should be submitted by the deadline mentioned in item II. of the Contest Regulations.
4. A biographical note about the Author should be attached with the submission with a maximum amount of 600 characters.
5. The Author is allowed to secure her/his work with a password. If an Audio Work is secured it should be mentioned in the content of the message with the access password.
6. The Audio Work should not be longer than 10 and should not be shorter than 8 minutes.
7. Works sent after the deadline will not be considered.
8. In case of consideration that the submission does not meet the formal requirements specified in the Contest Regulations – the submission will be rejected.
9. The Contest is considered valid if at least one submission meeting the formal requirements and the Contest Regulations is entered.
10. The Contest is considered invalid if no submissions are entered or none of the submissions meets the Contest requirements.
11. If the Author provides incorrect or incomplete details in the Audio Work submission form, this will constitute a basis for the Audio Work exclusion from the Contest, even if this takes place after the Contest winner selection.

V. JURY AND EVALUATION CRITERIA

1. Audio Works submitted to the Contest will be assessed by an independent Contest Jury appointed by the Organizer, consisting of:
 - a) One representative of Adam Mickiewicz Institute from Culture.pl Audio Department;
 - b) One representative of Adam Mickiewicz Institute from Experts Team;
 - c) One representative of the Radio Atlas Website;
 - d) One representative of the Polish Radio Reportage and Documentary Studio;
 - e) One independent audio producer and educator.
2. Jury members will be announced by the Organisers in the separate document.

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3. One Audio Work will be picked out of all of the submitted Audio Works, which will be published on Radio Atlas Website and publicly presented at the Digital Cultures conference, with the possibility of publishing the Audio Work on websites: www.iam.pl, www.culture.pl, www.digitalcultures.pl and up to two honorable mentions being accreditations to the Digital Cultures conference and workshops.
4. The evaluation of submitted Audio Works will be held according to the following criteria:
 - a) original and personal approach to the Contest's subject (20 points),
 - b) high production and factual quality of the Audio Work (10 points),
5. The Jury will determine the evaluation by appointing points by every member of the Jury to every Audio Work fulfilling the Contest Regulations,
6. The Jury determines the winner by picking the Audio Work with the most points gained. In case of two or more Audio Works having the same amount of points – the amount of points from item 4.a regarding the production and factual quality will be decisive. In case of not determining the winning Audio Work in this way, the final vote of the Jury will be decisive – in which case every Jury member will have one vote.
7. The Organizer reserves the right to not awarding the prize in case of determining that none of the submitted Audio Works meets the purpose and conditions of the Contest.

VI. CONTEST WINNERS AND AWARDS

1. The Author of the winning Audio Work will be awarded by:
 - a) A trip to Poland provided by the Organizer, including accommodation in time of the Digital Cultures Conference in Warsaw on 24th-25th September 2018. The cost of the trip, accommodation and conference attendance will be covered by the Organizer
 - b) The winning Audio Work will be published by Radio Atlas website and publicly presented during the Digital Cultures Conference, with the possibility of publishing on sites mentioned: www.iam.pl, www.culture.pl, www.digitalcultures.pl. The decision related to the announcement of the winner or any other decision of the Contest Jury will be posted on the Websites within the time stipulated by the item II of the Contest Regulations.
2. Prizes will be released after the Author signs and provides to the Organizer an agreement regarding Author's assignment of author's economic copyrights to the Audio Work onto Radio Atlas and AML according to the Website Regulations.
3. Failure to sign the agreement by the Author shall result in the Audio Work being excluded from the Contest. Organizer restricts the right to give a prize to a next Audio Work in line in respect of points given and sign the agreement with the Author of that Audio Work, or to cancel the Contest without giving a reason.
4. The Organizer reserves the right to contact only the Authors of the Audio Work, which will be awarded in the Contest. The Organizer shall contact the Author by any means of communication, using for this purpose contact details provided in the Audio submission form.
5. Decisions of the Contest Jury are final and are not subject to appeal. The information on the Contest Jury decision shall be published on the Websites.

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VII. PROVIDING INFORMATION ON THE CONTEST REGULATIONS

Every participant of the Contest has the right to turn to the Organizer asking for clarification of the Contest Regulations. Questions should be addressed to the Organizer via e-mail digitalcultures@iam.pl. The Organizer shall respond to those questions within three working days after receiving the question. Explanations will also be sent to all Contest participants with the original question, but without referencing the Author of the question.

VIII. TRANSFER OF COPYRIGHTS

1. By submitting the Audio Work for the Contest, the Author declares that she/he is in possession of all of the copyrights and related rights (especially author's rights and economic rights) to the Audio Work and all of the songs and artistic performances constituting the Audio Work (or is authorized to use it in the Audio Work based on a particular license),
2. The Author declares that he acquired consent of people, whose image and voice were used in the Audio Work, and that the consent applies to their image and voice be distributed within the Audio Work.
3. By submitting the Audio Work for the Contest, the Author grants non-exclusive, free-of-charge, regionally unlimited license to the Organizer, to use the Audio Work in the following way:
 - a) save and store the Audio Work on Radio Atlas' and the Organizer's computers and servers,
 - b) digitally process the Video in order to adapt it to the Contest requirements,
 - c) publish and distribute the Video free of charge through the www.digitalcultures.pl Website, and partners Websites,
4. At the time when the agreement referred to in item VI 3 of the Contest Regulations is signed, the Organizer shall acquire ownership of the medium, on which a copy of the Audio is recorded along with license to author's economic rights and related rights to the Audio on the following fields of use:
 - a) reproducing using any technology (in any system, format and on any medium), including in print, on photographic film, on magnetic tape, digitally,
 - b) introducing into market, lending, renting, leasing,
 - c) introducing to computer memories, computer networks and/or multimedia networks, databases,
 - d) making publicly available in such way so that anyone can access the Audio work at a time and in a place of their choice (including on the Web, e.g. on any webpages or websites – either against a fee or free of charge, available inter alia in the form of downloads, streaming, ADSL, DSL or otherwise), as well, as in any telecommunication services, using any systems and equipment (e.g. fixed-line telephones or mobile telephones, mobile and non-mobile computers as well as using any available technologies, by means of telecommunication data networks),
 - e) broadcasting,
 - f) distribution and dissemination in IT, telecommunication or data networks, in particular using such technologies as ADSL, DSL, xDSL, Ethernet,

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5. Under the rule of the Contest Regulations, the Organizer is granted the power to use the winning Audio Work for informational and publicity purposes of the Digital Cultures conference, and to promote Digital Cultures conference and statutory activities of the Organizer.

6. If any claims are sought against Radio Atlas and/or the Organizer by any third parties referring to alleged breach of any of their rights in relation to the Audio Work submitted for the Contest, in particular for:

- a) a breach of such party's moral rights or proprietary copyrights to the Audio Work,
- b) a breach of any other rights to the Audio Work that the party may be entitled to (e.g. rights to the content, music, material or representations embedded in the Audio Work),

Radio Atlas and/or – accordingly – the Organizer shall notify the Author of the same and the Author shall promptly undertake all possible efforts in order to clarify the situation and subrogate Radio Atlas and/or the Organizer in the legal proceeding or join Radio Atlas and/or the Organizer in its participation in such legal proceeding as a third-party respondent as well as refund all costs incurred by Radio Atlas and/or the Organizer related to the breach of third party rights, in particular costs of legal services, costs related to legal representation, costs of legal procedures and costs related to satisfaction of judgment regarding the breach of third party rights, on the first demand Radio Atlas and/or the Organizer.

7. Radio Atlas and/or the Organizer shall promptly notify the Author on any claims filed by third parties against Radio Atlas and/or the Organizer resulting from breaches of their rights, either through the Website, by e-mail or otherwise.

IX. PERSONAL DATA PROCESSING

1. When submitting the Audio Work for the Contest the Author shall provide details necessary for its correct participation in the Contest and conducting the Contest.

2. Submission of the Audio Work for the Contest shall be interpreted as consent being given by the Author for the processing of personal data included in the Audio Work submission form for the purpose of the Contest. This includes the consent to publish the first and last name of the winning Author and her/his artistic alias if applicable, by the Organizer on the Websites.

3. According to the General Data Protection Regulation regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC called further GDPR, AMI informs that:

- 1) The Organizer – Adam Mickiewicz Institute – shall act as an administrator of the personal data provided to it by Authors, with its registered office in Warsaw, at Mokołowska Str. 25, 00-560 Warsaw,
- 2) Contact with the Data Protection Inspector is possible via e-mail: odo@iam.pl,
- 3) Authors' personal data is collected by the Organizer for the purposes of ensuring correct execution of the Contest,
 - a) to grant and execute the Contest Award – based on Article 6(1) lit. b GDPR,
 - b) to allow the Contest participation and publication of the winning Author's name – based on Article 6(1) lit. b GDPR,

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- 4) Personal data contained in the Audio Work submission form is processed for the extent of the Contest's Duration, in accordance with legal provisions and in particular pursuant to the relevant legal framework,
- 5) Receivers of personal data will be subjects cooperating with AMI in the process of organizing the Contest – Radio Atlas, IT providers, subjects authorized to access personal data pursuant to the provisions of Polish Law (including the public administration authorities),
- 6) Authors have the right to access to their personal data and have them corrected, removed, to restrict the processing, right to move data, right to appeal – in cases specified by GDPR,
- 7) In case of processing of the data enacting on basis of the agreement (cf. item 3.b above), Authors are permitted to withdraw their consent in any time without consequence, in accordance with the data processing agreement hitherto agreed upon by both Parties.
- 8) Authors have the right to appeal to the President of the Personal Data Protection Office, if the Authors considers that processing of Author's data infringes GDPR regulations.

X. DISCLAIMERS

1. Participation in the Contest shall be only at the expense and risk of the Author. The Author shall cover all costs related to making the Audio work and its correct submission for the Contest.
2. Both the Organizer and Radio Atlas shall not be liable whatsoever for the content of Audio Works, in particular for any Authors' violation of rights of any third party or provisions of applicable laws.
3. A violation of the Website Regulations shall be deemed a breach of the Contest Regulations.
4. Both the Organizer and Radio Atlas state that whenever requested by any court or competent law enforcement authorities it will provide all of information about the Author held by it, including the IP address of the Author, from which the Audio was submitted for the Contest.
5. Both the Organizer and Radio Atlas reserve the right to reject from the Contest (even after the Contest winner selection) any of the Audio Works, which in view of the Organizer or of Radio Atlas violate rights of any third parties (in particular copyrights or image rights protection) or which breach the Contest Regulations, Website Regulations, legal regulations or generally accepted practice. The Organizer may at its sole discretion reject the Audio Work from the Contest.
6. The Organizer reserves the right to cancel the Contest without providing a reason. Authors shall not be entitled to any claims against Radio Atlas and/or the Organizer for the cancellation of the Contest.
7. The Contest does not constitute gambling as indicated in the act dated 19th of November 2009 on gambling (Journal of Laws /Dz. U./ of 2016, item 471).

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XI. FINAL PROVISIONS

1. Prior to submitting the Audio for the Contest, the Authors shall familiarize themselves of the Websites Regulations and the Contest Regulations. The submission of a Audio for the Contest shall be also deemed as acceptance of the Website Regulations and the Contest Regulations by the Author.
2. The Organizer reserves the right to amend the Contest Regulations at any time. In the case that the Contest Regulations are amended by the Organizer, the amended Contest Regulations shall become effective upon being published on the Website. Any amendments to the Contest Regulations shall be notified by the Organizer to Authors by posting relevant information on the Website or by e-mail. If the Author refuses to accept amendments introduced to the Regulations, the Author may request its Audio Work to be withdrawn from the Contest. The request should be in writing or via email. If the Author fails to request withdrawal of its Audio Work from the Contest within 7 days from when amendments to the Contest Regulations are introduced, this shall imply that all amendments to the Contest Regulations have been accepted.
3. These Contest Regulations are governed by Polish law. The Parties shall make every effort to resolve all disputes arising in connection with this Contest Regulations by negotiations or settlement. In the event of their efforts being unsuccessful, the disputes shall be submitted for resolution to the common court having jurisdiction over the Organizer's registered office.
4. Any matters not regulated in the Contest Regulations shall be subject to relevant legal regulations.
5. The Contest Regulations are subject to publication on The Digital Cultures Contest website (www.digitalcultures.pl)