

LEGAL NOTICE FOR THE WEBSITE

www.thesecretofthecanaryislands.com

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1. WEBSITE OWNER.

www.thesecretofthecanaryislands.com is an official website for the promotion of the Canary Islands as a tourist destination. It is owned and managed by **PROMOTUR TURISMO CANARIAS, S.A. (hereinafter PROMOTUR)** as a public capital company attached to the Regional Ministry of Tourism of the Government of the Canary Islands, with registered place of business at Víctor Hugo St., no. 60, Postal code 35006 Las Palmas de Gran Canaria and bearer of company tax code C.I.F. A-35845593, entered in the Register of Companies of Las Palmas, in folio 141, volume 1758, sheet GC-34913 (hereinafter the **website**).

2. THE WEBSITE AND ITS LIMITATIONS OF LIABILITY: CONTENTS AND ACCESS.

2.1. Website contents.

The website www.thesecretofthecanaryislands.com contains content for the promotion of the Canary Islands destination, which provides information and offers services, both free and at a fee provided by **PROMOTUR** or by third parties (legal or physical persons) (hereinafter **third parties**).

Use of the website and its content implies full acceptance on the part of the user of all the conditions contained in this Legal Notice, whereby if the user does not accept the content of said Legal Notice, then he/she should abstain from using the website.

The limitations of liability of the website contents are:

2.1.1. Information contained on the website.

Information on the Canary Islands destination contained on the website may be provided directly by **PROMOTUR** or indirectly by a third party.

PROMOTUR's aim is to provide- directly through the website- information that is objective, obtained from official sources, and that is general public knowledge, as well as advertising and marketing creations with the aim of promoting tourism in the Canary Islands.

PROMOTUR accepts no responsibility for any inaccuracy, lack of precision or veracity of the original sources of information used to this end.

PROMOTUR reserves the right to make any changes, at any time, to the information contained on the website and to suspend access to same at any time and without advance notification.

PROMOTUR accepts no responsibility for third party information provided through the website, nor does it monitor or approve or claim as its own such information found on the website.

The use that any user may make of the information contained herein is the sole responsibility of that user.

2.1.2. Website Services and Products.

The website provides services managed directly by **PROMOTUR** or by third parties, that are free, without detriment to the right to put a price on certain services or products offered, informing of same in due form in the sections for this purpose.

Promotions may run on the website organised by **PROMOTUR**, directly, or by third parties, free of charge notwithstanding the singular prize stated in the promotion informing of same in due form in the sections for this purpose or according to the promotion rules.

PROMOTUR accepts no direct responsibility for the legality, veracity, quality or reliability of services and content that are not under the control of or directly managed by **PROMOTUR**, even though these may be accessed through the website.

Any contractual or non-contractual relationship that, as the case may be, is entered into with third parties contacted through the website, as well as, participation in contests and promotions and the purchase of goods or services provided by these, is understood to be conducted by and between the user and those third parties only.

The user accepts that **PROMOTUR** is not responsible for any damage or injury of any kind arising from its negotiations, conversations and/or contractual and non-contractual relations with third parties through the website.

2.1.3. Links to other websites.

The website contains links to web pages other than those that **PROMOTUR** makes available to the user, with the sole purpose of providing access to other content and/or services that may be of interest. These are not under the control of or managed by **PROMOTUR**.

Where a user enters such a third party website he/she is then subject to the indications, notices or legal warnings established by such other website for use thereof.

Inclusion of these links does not imply any type of link between **PROMOTUR** and the entities that own the linked websites.

2.2. Access to the website.

2.2.1. Users.

Any person interested in information relative to the Canary Islands as a destination may use the website bearing in mind the effects of this legal notice as a **user**.



However, for certain services and products, **PROMOTUR** will require that these users identify themselves for the purposes of registration (hereinafter **registered user**), in which case they will then be subject to the provisions of **section 4.1.** and **4.3.**

User access to the website is the sole responsibility of that user.

2.2.2. Website access service.

PROMOTUR does not guarantee that access to the website will not be interrupted, delayed, contain errors or omissions or contain viruses or other elements of a similar nature.

PROMOTUR will not be responsible for any damage and/or injury of any kind that a user or third party may suffer resulting from:

- Lack of availability, maintenance or effective operation of the website, of its services or of its content.
- Third party violation of the website's security measures for unauthorised access to its content or services or to process personal data stored by **PROMOTUR**.
- In general, any use of the website, its services and/or contents that the user or a third party may make, in breach of the conditions for access and use of same established by **PROMOTUR**.

3. INTELLECTUAL OR INDUSTRIAL COPYRIGHT.

3.1. Intellectual and industrial copyright of the website and its elements.

PROMOTUR, either itself or as assignee, owns all the intellectual and industrial property rights to the website, in addition to the elements contained therein, (including but not limited to images, sound, audio, video and texts; brand names or logos, colour combinations, structure and design, selection of materials used, software, including that required for the operation, access and use thereof or similar elements).

Consequently, any use or any type of reproduction, distribution, public communication or transformation of its entirety or of part of its constituent elements accessible on the website, is strictly forbidden and will be pursued.

The user may view the elements contained on the website and even print, copy and store same on any device or support, wherever this is for personal and private use only, whereby any public reproduction, distribution, communication and transformation, provision or any other form of use is strictly forbidden.

3.2. Intellectual property rights to the promotional material for the Canary Islands destination available through the website.



PROMOTUR, itself or as assignee, is the sole owner of and may assign all the intellectual property rights to the promotional material on the Canary Islands destination that is available through the website.

The user and third parties may use the stated promotional material for reproduction, distribution and public communication with the aim of promoting the Canary Islands as a destination, in any part of the world for an unlimited period of time.

3.3. Intellectual property rights to third party content on the website.

PROMOTUR will not be responsible for third party content offered to users through the website, nor does it claim this as its own, or guarantee the intellectual property rights to same.

Any users that believe their intellectual property rights have been violated by unauthorised use of their protected work that appears on the website, may contact **PROMOTUR** at the following email address info@turismodecanarias.com, in order that, upon examining the request, it may proceed to take the necessary measures to avoid said infringement where this is deemed appropriate.

4. PRIVACY POLICY.

4.1. Data protection and confidentiality.

PROMOTUR hereby notifies that user data will be collected through the website using the following types of forms:

4.1.1. Registration Forms.

Users are informed that, in accordance with the provisions of the data protection law, Organic Law 15/1999, of 13 December and Law 34/2002, of 11 July on Information Society Services and E-Commerce, in the case of forms used to collect and process personal details the registered user consents to his/her data being incorporated into a file for which **PROMOTUR TURISMO CANARIAS, S.A.** is responsible and which will be processed for the purposes of the "*promotion of the Canary Islands as a Tourist Destination*", through direct communication.

The user will be given specific details at the time of registration should any other file and/or use become applicable.

Likewise, the user may exercise the right to access, correct, cancel and oppose by contacting **PROMOTUR**, at the postal address calle Víctor Hugo, 60 Bajo, 35006. Las Palmas de Gran Canaria; Canary Islands, Spain or by sending an email to the following address: webturismolopd@turismodecanarias.com.

The correspondence should contain the following information:

- User's name, surname and email address.

- Specific request.
- Address for notices, date and signature of the user.

PROMOTUR will be responsible for and guarantees confidentiality and security in regard to personal data it receives from the user through the website and undertakes to meet its duty of secrecy relative to personal data and the duty to treat it with due confidentiality. To this effect, it will take the steps required to avoid any unauthorised access to or alteration, loss or processing thereof

PROMOTUR informs its users that these rights are deeply personal, whereby only the user may exercise said right with respect to personal data which he/she legitimately owns. However, and in exceptional cases, a representative duly authorised by the user may exercise his/her rights under the terms set forth, wherever the aforementioned letter is accompanied by a document accrediting such representation.

4.1.2. Other Forms.

In the case of other forms that do not have the characteristics described above, **PROMOTUR** will only process data after notifying the user and then only to the extent required to protect confidentiality and for the purposes for which such forms were intended.

4.2. Data protection: Cookies.

In accordance with article 22.2. of Law 34/2002, of 11 July on Information Society Services, **PROMOTUR** will use data storage and recovery devices on user terminal equipment using cookies, which will allow it to record preferences for a later visit, ensuring a better on-line experience; under no circumstances will cookies process data that is personal or that compromises privacy.

The consent of the user to accept data processing will be obtained through a pop-up window, which will always be visible until it has been read and accepted.

The types of cookies used on this website and their purpose are as follows:

- **User authentication or identification cookies:** to maintain the session of registered users.
- **Analysis cookies:** to obtain information on browsing and to measure and analyse readership.
- **Advertising and behavioural cookies:** to manage advertising spaces based on criteria such as the frequency with which advertisements are displayed and to manage advertising spots in accordance with the specific profile of the user.

Notwithstanding the above, data may be stored or accessed for technical reasons with the sole purpose of transmitting correspondence via an electronic

communication network or, to the extent deemed strictly necessary to provide a service requested by the user.

The website may be used without accepting cookies, however this may result in the user having a somewhat impaired experience.

Cookies installed on user equipment may be blocked or removed changing the browser options configuration, more information on how to do this can be found at the following addresses, depending on the browser installed:

[Google Chrome](#)

[Mozilla Firefox](#)

[Internet Explorer](#)

[Safari](#)

[Safari for IOS \(iPhone, iPad\)](#)

[Cookies Flash](#)

If the user uses other browsers, more information may be obtained on how to configure the installation of cookies through the help or assistance section of those browsers.

4.3. Privacy of access codes.

PROMOTUR may require users to register to access and/or use a specific service or content of the website, in which case it will provide the user with access codes that are confidential, secret, personal and non-transferable in order to access and/or make use of such service or content as a registered user.

Such access may be blocked by **PROMOTUR** where the code is entered incorrectly a certain number of times in a row. The block will only be removed once the identity of the user has been verified to our satisfaction.

The user is responsible for the confidentiality of his/her access codes and under no circumstances should these be given to third parties, nor should they be recorded on any type of support that makes it possible for them to be discovered.

PROMOTUR will provide the user with mechanisms for changing access codes after they have been assigned.

5. JURISDICTION

Users of the website expressly waive any other jurisdiction that may apply to them by authority of the law, and submit to that of the Courts and Tribunals of the city of Las Palmas de Gran Canaria for the resolution of any matter which may arise regarding interpretation, application and compliance with these terms and conditions or to resolve any dispute which may arise in relation to the website.

