

# Niederthai Card General Terms & Conditions

## 1. **Scope of application:**

Ötztal Tourismus acts as organizer of the Niederthai Card guest card (in the following it is also called „Guest Card“). These terms and conditions of use apply to the receipt or purchase, the issuing and the use of the guest card. Based on these conditions of use, the (lawful) holders of the guest card are entitled to receive varied benefits from „service providers“ (ski lifts, cross-country skiing taster course, etc.) free of charge.

## 2. **Receipt of the Guest Card:**

The requirements to receipt the guest card are at the guests´ own responsibility prior to arrival. The guest has no legal right to receive or purchase a guest card.

**2.1.** The Niederthai Card as Inclusive Card is available to all taxable and officially registered guests staying in one of the partner accommodations.

**2.2.** Some of the guest cards (depending on the issuing party) can also be obtained as a digitale guest card. In this case, there is no haptic card issued but a digital authorization is sent tot he owner by email. It can easily be saved locally on a smartphone by clicking on the „Add to Wallet“ button (if required a conforming digital wallet must first be installed as a smartphone app). If a guest also purchases digital guest cards for fellow travelers, he/she must provide the personalized digital guest card to their fellow travelers at their own risk (e.g. forwarding by e-mail).

## 3. **Validity:**

The Niederthai Card is seasonal and can be used between 13<sup>th</sup> December 2021 and 22<sup>nd</sup> April 2022. The Niederthai Card is valid for the duration of the officially registered stay at a Niederthai Card partner accommodation; the day of arrival and day of departure are included.

## 4. **Scope of Services:**

**4.1.** The guest card is organized by Ötztal Tourismus within the scope of its statutory duties in accordance with §3 of the Tirolean Tourism Law. The associated amenities included in the guest are not part of the travel service booked by the guest.

**4.2.** On presentation of the guest card, the (lawful) holder of the guest card is entitled to take advantage of several services provided by independent "service partners" (ski lifts, cross-country skiing taster course, etc.) free of charge during the validity period of the guest card. In the course of the organization of the guest card, Ötztal Tourismus provides only the technical and organizational means in order to offer the guest card holder the possibility to consume free services directly with the service providers in an uncomplicated way. If the guest makes use of any services, this use (even on presentation of the guest card) is always and directly subject to an independent contractual relationship between the guest and the service provider. In each case the general terms and conditions as well as all additional contractual terms of the service provider apply. Concerning this, Ötztal Tourismus is not a contracting party and is not liable for the performance of the contract, nor for any damages incurred to the guest or other third parties arising from this contract.

**4.3.** The detailed scope of services (available services) results from the respectively current folder belonging to the guest card as well as the supplementary notices or individual service descriptions based on the guest card. In general, the seasonal opening times and operating hours of individual service providers have to be checked. The range of services can be severely limited particularly during off-peak season times. Sometimes the services included in the guest card can be used only in a limited way in terms of the location (for example: only certain facilities are in operation) or quantity (for example: only one-time admission, limited capacity). Please see folder.

**4.4.** The guest card services described in the separate folder are provided to the guest as a comprehensive package which, however, may be limited in the short term or must be adapted in the longer term due to various factors (for example: discontinued service of a provider, inclement weather conditions). If services cannot be used by the guest it will not result in any replacement or reduction claims made by the guest.

## **5. Use of the Guest Card:**

**5.1.** The guest card is not transferable. The name of the guest is printed on the card or made visible/stored on the digital guest card for visual inspection. The holder of the guest card is obliged to carry a photo identification card when using services, so that the identity of the owner can be checked if necessary. Without presenting the guest card and/or photo ID card, no services are available. And there is no refund. The same applies if the digital guest card is not presented or if the digital guest card is not readable due to circumstances arising from the sphere of the card holder (e.g. damaged smartphone).

**5.2.** In case of misuse (e.g. passing on to other persons, wrong personal data) the (haptic or digital) guest card will be confiscated and locked by the service provider or Ötztal Tourismus. Any misuse is reported to the police. Without any refund, no further services are available to the former card holder. When receipt the digital guest card for fellow travelers, the purchaser is liable - in addition to the card holder - for any improper use by the fellow traveler.

**5.3.** In general there are no further discounts, reductions or redeemable vouchers when using the guest card.

**6. Refund:**

In case of non-use of services included in the guest card, no refund will be made. There is no cash alternative offered.

**7. Lost/Damaged Guest Card:**

A lost/damage of the guest card must be reported by the card holder immediately. The lost/damaged guest card will be locked and the guest receives a new guest card on presentation of the proof of purchase. The previously used services are transferred to the new card. This also applies correspondently to the digital guest card.

**8. Data Privacy:**

In connection with the issuing process and use of the guest card, several data processing operations take place in relation to the personal data of the card holder. For more details please refer to the privacy policy of Ötztal Tourismus (<https://www.oetztal.com/datenschutzrichtlinien>). Please note that under certain circumstances also the individual service providers as independently responsible partners process your personal data.

**Umhausen, 22<sup>nd</sup> September 2021**