

REGULATIONS OF THE FORUM WITHIN THE FRAMEWORK
OF THE 3rd INTERNATIONAL HEART OF EUROPE TELEVISION FESTIVAL,
HEREINAFTER REFERRED TO AS “REGULATIONS”

§ 1

1. The organizer of the Forum is Telewizja Polska S.A. (TVP) - with its registered office in Warsaw, at ul. J. P. Woronicza 17, entered under KRS No. 0000100679 in the Register of Entrepreneurs of the National Court Register, kept by the District Court for the City of Warsaw, 13th Commercial Division of the National Court Register, tax identification number NIP 521-04-12-987, share capital of PLN 286,596,500.00 paid up in full, hereinafter referred to as the “Organizer”.
2. The Regulations specify the terms and conditions for the acceptance of Projects and the organization of the Forum (hereinafter referred to as the “Forum”) organized within the framework of the 3rd edition of the Heart of Europe Festival (hereinafter referred to as the “Festival”).
3. The purpose of the Forum is to present in an international forum composed of participating representatives of broadcasters, producers, representatives of institutions co-financing film productions and other stakeholders of original projects in the festival (hereinafter referred to as the “Project”) in three categories, i.e. documentaries, feature films and series, from filmmakers from the region of Central and Eastern European countries that are innovative and meet the needs of a wide and growing audience.
4. The Regulations are available on the Organizer’s website at: www.heartofeurope.tvp.pl and at the Organizer’s registered office.

§ 2

1. A person submitting a Project (hereinafter referred to as the “Participant”) may be a natural person of full legal capacity who meets all the provisions, conditions and requirements stipulated in the Regulations, or a legal entity (i.e., among others: capital companies, state-owned enterprises, local government units (provinces, counties, municipalities), cooperatives, universities, foundations, registered associations and others), having full legal capacity; and being Project developers from the countries of Central and Eastern Europe, i.e. Poland, Czech Republic, Slovakia, Hungary, Lithuania, Latvia, Estonia, Romania, Bulgaria, Croatia, Slovenia, Serbia, Ukraine, Georgia, Belarus and Moldova.
2. The content of the Project must constitute a work of the Participant’s original creation, to which the Participant owns all rights, including copyrights and related rights. In the event of a claim against the Organizer by third parties related to copyright infringement, the Participant agrees to indemnify the Organizer from the obligation to provide any benefits to third parties related to copyright infringement and to pay the claims of such third parties in their full amount whenever requested by the Organizer.
3. Employees of Telewizja Polska S.A. are not allowed to participate in the Forum. The “employee” shall solely mean persons employed under an employment contract.
4. The participant shall fully cover all costs and expenses arising from the preparation and submission of the Project to the Forum.

§ 3

1. The submission of a Project to the Forum (hereinafter referred to as the “Submission”) must include:
 - a. Participant’s Statement, completed in English and signed, the template of which constitutes Schedule 1 hereto. The template of the Statement may be downloaded from the Organizer’s website at: www.heartofeurope.tvp.pl.

- b. The Submission form, completed in English and signed, available on the website at www.heartofeurope.tvp.pl (hereinafter referred to as the “Submission Form”), constituting Schedule 2 hereto:
 - i. Including: Project title, name, photo, contact information, short biography and filmography of the Participant, project status, logline, short synopsis, treatment, director’s statement, production metric, link to view the video, (this can be a trailer, teaser, moodbook, moodreel, powerpoint presentation, however, in case of using reference materials of others, their source must be provided) and estimated project budget;
 - ii. Participant’s statement in English, that they familiarized themselves with the Regulations and accepts them.
2. If the Project is created by more than one person, the Submission must be accompanied by the written consent of all co-authors to its submission to the Forum, at which time the percentage of creative contribution of the co-authors must be specified in the Submission Form.
3. The participant ensures that they have the rights and consents to free, multiple reproduction and use of the image of the persons captured on the submitted materials specified in section 2, dissemination of the image through use in the Organizer’s media, understood also as the Organizer’s channels and profiles on third-party platforms, including through online transmission and public access to the video material, with mention of the name and surname, of the persons referred to above. The Participant has a statement regarding consent to the dissemination of images of the creators and to the processing of their personal data, made available in the content of the Submission, and will present it upon request of the Organizer. This statement shall be understood as a declaration that the aforementioned materials of the Participant do not violate their personal rights. In the event that claims are made on this account, the Participant agrees to assume such liability and to support the Organizer, at its expense, in any legal action taken. The consent referred to above is not limited in time or territory and applies to all video materials and photos/photos submitted by the Participant.
4. Submission of the Project to the Forum is free of charge.

§ 4

1. Acceptance of Projects to the Forum will be performed according to the following schedule:
 - a. Stage I: acceptance of Submissions until 15.08.2023.
 - b. Stage II:
 - i. evaluation of submitted Projects and selection by the Committee of Projects for presentation during the Forum until 10.09.2023.
 - ii. the selected Projects will be announced by 15.09.2023 on the Organizer’s website at www.heartofeurope.tvp.pl.
 - c. Stage III: presentations of selected Projects within the Forum will be held on 25-28.09.2023. A detailed schedule of the Project presentations will be communicated to the Participants on a current basis.
2. All statements and materials referred to in §3 should be sent to the Organizer’s email address heartofeurope@tvp.pl as separate files in the following formats:
 - a. graphic - PNG, JPG or JPEG;
 - b. documents – PDF.

§ 5

1. The Participant, upon sending the Submission, grants the Organizer a non-exclusive, gratuitous license to use the Project during the Forum in whole or in part, without territorial limitation, in the following fields of exploitation:

- a. any fixation and reproduction (including entry into the memory of a computer or other device), production of copies, by any technique, including printing, reprography, magnetic, mechanical, optical, electronic or other recording, by analog or digital technique, in any system or format; on any media, including audio or video media, paper or similar media, photosensitive, magnetic, optical, disks, memory bones, computer media and other recording and memory media;
 - b. any other dissemination, including:
 - i. all broadcasting and re-broadcasting, including by means of wire or wireless vision or sound, by terrestrial stations, via satellite, on cable, telecommunications or multimedia networks or other transmission systems (including so-called simulcasting or webcasting), in unencoded or encoded manner, in open or closed circuit, in any technique (including analog or digital), system or format, with or without recording capability, including text, multimedia, Internet, telephone or telecommunications services;
 - ii. any publishing of the Project or its fragments in such a way that is available to the general public at a place and time of their own choosing, including through terrestrial stations, via satellite, cable, telecommunications or multimedia networks, data communications systems, databases, servers or other devices and systems, including those of third parties, in open or closed circulation, in any technique, system or format, with or without the possibility of recording, including the services mentioned in point i. - VOD rights.
 - c. Any public reproduction, display, performance, exhibition.
2. The Organizer has the right to use fragments of the Projects in informational, promotional and advertising activities regarding the Forum and the Festival, including spots, trailers, printed materials, including in book publications informing about or promoting the Forum and/or the Festival in all fields of exploitation specified in section 1.
 3. The licenses and permits referred to in this section shall be granted from the moment the Submission is sent to:
 - a. 28.09.2023 to the extent referred to in section 1.
 - b. 28.09.2033 to the extent referred to in section 2.
 4. The license referred to in section 1 also includes the right to authorize the exercise of derivative copyrights only to the extent of the right of translation and exploitation in the fields listed in section 1.
 5. The license granted authorizes the Organizer to grant further licenses, if required, for the purpose of performance of the Project demonstrations within the Forum.
 6. Presentations of the Projects during the Forum may take place with the participation of the audience and may be recorded, fixed and exploited by the Organizer, as the producer of videograms, in the fields of exploitation specified in section 1 without time and territorial limitations, to which the Participants hereby agree.
 7. The Participant authorizes the fixation of the Participant's image and voice recorded during the Forum and their use in the fields of exploitation specified in section 1 without time and territorial limitations.

§ 6

1. The Organizer appoints a selection team (hereinafter referred to as the "Committee"), which makes the selection in each category (feature films, documentaries and series) from among the Submissions.

2. The Committee will select from among the submitted Projects that meet the formal requirements specified in the Regulations a maximum of 10 Projects in each category to be presented during the Forum. In selecting the Projects, the Committee will take into account the following criteria:
 - a. theme/idea - exploratory, substantive value,
 - b. executive idea - creativity, innovation, originality;
 - c. clarity of the film's structure - drama, dynamics and appeal of the story;
 - d. universality of the message.
3. The deliberations of the Committee shall be confidential. Decisions of the Committee are final and are not subject to appeal procedure, and the Organizer is not obliged to provide explanations as to the Committee's decisions.
4. The deliberations of the Committee will be concluded with minutes signed by the Committee.

§ 7

1. Representatives of the Participants who have submitted Projects selected by the Committee will be invited to their presentation during the Forum. The Organizer will provide accommodation (for three hotel nights) for up to two representatives of the Participant.
2. Information about the Projects presented during the Forum will be made public on the Organizer's website at www.heartofeurope.tvp.pl by 15.09.2023.

§ 8

1. In accordance with the content of Articles 13 and 14 of the Regulation of the European Parliament and of the Council (EU) 2016/679 of 27.04.2016 on the protection of natural persons in relation to the processing of personal data and on the free flow of such data, and repealing Directive 95/46/EC (hereinafter referred to as the "Regulation"), the personal data of Participants (if they are natural persons), persons representing Participants, as well as co-creators and performers of submitted Projects will be processed by the Forum Organizer for the purpose of selection and verification of Projects, their evaluation and presentation, as well as, in justified cases, for the purpose of notification and invitation of creators to present them.
2. The administrator of the personal data of the persons indicated in section 1 is Telewizja Polska S.A. with its registered office in Warsaw, ul. J.P. Woronicza 17, 00-999 Warsaw.
3. The source of personal data are the Participants.
4. Personal data of persons referred to in section 1 shall be processed on the basis of legally justified interest of the Organizer - Article 6(1)(f) of the Regulation - consisting in organizing and conducting the Forum in accordance with the provisions of the Regulations, in particular the recruitment and verification of Projects, their evaluation and presentation, as well as notification and invitation of authors to their presentation.
5. Personal data of persons referred to in section 1 may also be processed on the basis of Article 6(1)(f) of the Regulation - i.e. the legitimate interest of the Organizer consisting in the necessity to pursue possible claims or defend against such claims.
6. The Organizer will process the following personal data of persons referred to in section 1: full name, provided contact details, and in case of artists also biographical data, data concerning previous works, image (photo), data of the organization the Participant represents, and, if necessary, in connection with providing accommodation to persons, also identification data: PESEL number, and in case of persons not holding PESEL number - identity document number, citizenship, address of residence.

7. Personal data of persons indicated in section 1, whose Projects will not be presented during the Forum will be processed until 29.09.2023.
8. Personal data of persons indicated in section 1, whose Projects will be presented during the Forum, will be processed according to the principles specified in the content of § 5 section 2 in connection with section 3 letter b of the Regulations until 29.09.2023.
9. The period for storing personal data may be each time extended by the statute of limitations for claims, if processing of personal data is necessary for the assertion of potential claims or defense against such claims.
10. Persons specified in section 1 have the right to access the content of their data and the right to rectify and delete data, limit processing thereof, as well as the right to file objection with regard thereto - in situations strictly specified in the content of the Regulation. Exercise of these rights is possible by contacting in the manner indicated in section 12.
11. The persons indicated in section 1 also have the right to lodge a complaint to the President of the Personal Data Protection Office, if they consider that the processing of personal data concerning them violates the provisions of the Regulation.
12. The Data Protection Inspector appointed by the Organizer may be contacted by way of e-mail at rodo@tvp.pl, as well as by regular mail sent to the address: Telewizja Polska S.A., ul. J.P. Woronicza 17, 00-999 Warsaw, with a note "to the Data Protection Inspector".
13. Data of persons indicated in section 1 will not be subject to profiling or automated decision-making.
14. The Organizer will not transfer personal data to a third country or an international body.
15. Personal data may be disclosed to public administration authorities, if the obligation to disclose the data results from applicable laws, and to other entities providing services on behalf of the Organizer to the extent and for the purpose consistent with the Regulations, including hotels in cases where the Organizer provides accommodation to persons.
16. Personal data of persons entitled by copyright and related rights to the Projects will also be processed on the basis of the Act of 4 February 1994 on Copyright and Related Rights and for the periods provided for therein.

§ 9

1. Correspondence between the Participant and the Organizer shall be by way of e-mail. The following address for correspondence with the Organizer shall be heartofeuropa@tvp.pl.
2. The decisions of the Organizer are final and cannot be appealed. The Organizer reserves the right to change the rules of the Regulations even during the term of the Regulations, as long as the changes do not worsen the conditions of participation in the Forum. Information about the changes will be posted on the Website and sent by email to the Participant's email address indicated in the Submission Form. The changes shall become effective as of the date of their announcement on the Website. In the case of Participants who have accepted the Regulations, they have the right to cancel their participation in the Festival, within 14 calendar days from the date they were notified of the change in the Regulations.
3. Failure of the Participant to comply or improperly comply with the Regulations will result in the exclusion of their Submission from the Forum.
4. The Organizer reserves the right to cancel or revoke the Forum at any time, without stating reasons therefor.
5. In matters not covered by these Regulations, the provisions of the Civil Code, the Law on Copyright and Related Rights shall apply.
6. Any disputes will be settled by common courts having jurisdiction over the Organizer's registered office.

Schedule 1

to the Regulations of the Forum organized by Telewizja Polska S.A. as part of the 3rd Heart Of Europe International Television Festival

Statements of the participant (or co-authors) filing the Submission to the Forum organized by Telewizja Polska S.A. within the framework of the 3rd Heart Of Europe International Television Festival

The Participant represents that he/she:

1. read the Regulations of the Forum and accept their contents without reservation;
2. is the sole creator of the submitted Project, and in case the Project is created by more than one person - all Participants submitting a given Project are its sole co-authors and hold all copyrights, related rights to the Project, along with the right to dispose of it, and that they consent to the use of the Project by the Organizer in the fields of exploitation on a non-exclusive basis, in all fields of exploitation in the manner specified in § 5 of the Regulations;
3. grants the Organizer permission for free, exclusive use of the Project for the duration of the Forum, for purposes related to the Forum, and permission for the Organizer to register, record and use the Project and the Participant's image, expression and voice in accordance with §5 of the Regulations;
4. assumes full legal liability for his/her own actions or omissions in the event that he/she is not authorized to submit the Project to the Forum or violates the copyright, related rights or personal rights of third parties. In the event that legitimate claims of third parties are made against the Organizer, the Participant agrees to settle such claims and indemnify the Organizer from any liability in this regard;
5. the Participant shall not make the Project available, directly or indirectly, to any other broadcaster, producer or other third party, until the date of announcement of qualified Projects for the Forum, and in the case of Projects qualified for participation in the Forum, until the date of completion of the Forum;
6. fully cover all costs and expenses arising from the preparation and submission of the Project to the Forum;
7. acknowledges that failure to provide the Organizer with Schedule 2 to the Regulations, signed by the Participant, will result in the Participant not being admitted to the third stage of the Forum referred to in § 4 of the Regulations.

Date and legible signature of the Participant

Schedule 2

Regulations of the Forum organized by Telewizja Polska S.A. as part of the 3rd Heart Of Europe International Television Festival

Submission Form

Project title in English

Project title in original language

Planned length

Full name of the Participant, according to the identity card or passport

Photo of the Participant

Phone:

E-mail:

<input type="text"/>	<input type="text"/>
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Short biography and filmography of the Participant (min. 500, max. 1000 characters)

Participant's role in project implementation

Project Status

Logline (max. 200 characters)

Short synopsis (min. 250, max. 500 characters)

Treatment (min. 3000, max. 6000 characters)

Director's statement (min. 1000, max. 2000 characters)

Link to presentation (trailer/teaser/ (max 3 minutes) /other)

Estimated Project budget in euro

Statement of the Participant (or co-authors):

I represent that I have read the Regulations and accept their provisions without reservation.

Date and signature of the Participant:
