

STAY SAFE WITH THOMAS RAIL SAFETY ART CONTEST

Official Rules

Safety Rules First

1. Safety during this project is of highest importance. Operation Lifesaver (OL) and its corporate and community partners take no responsibility and assume no liability for any omissions, acts or damages that may result from the preparation of artwork for submission to this contest. **OL stresses that participants must create their artwork under the direct supervision of a responsible adult (herein known as the “Champion”) and avoid potentially dangerous situations in its preparation that could put the young artist, his or her subjects, or the public at risk.**

2. Railway tracks, yards and equipment are private property and pose a danger to members of the public – participants **must not** trespass on railway property in preparation of their artwork. The following safety rules must be followed. Violation of these rules will lead to immediate disqualification from this contest:
 - You must be accompanied by a parent or guardian if in proximity to any railway equipment, property, tracks, or railway crossings
 - Do not get closer than 10 metres from railway tracks
 - Do not get closer than 10 metres from railway equipment such as locomotives, rail cars, etc.
 - Only cross tracks at designated railway crossings
 - Do not walk or ride a bicycle, ATV or other off-road vehicle on or next to railway tracks
 - Do not trespass in rail yards
 - Do not trespass on train bridges
 - Do not trespass in railway tunnels
 - Obey all railway warning signs and signals
 - Do not go around or under railway crossing gates
 - Only cross tracks at designated railway crossings once all warning signals have ceased (such as lights, bells and gates) and when you are certain no trains are approaching from either direction on any track

Description of the Contest

The *Stay Safe with Thomas Rail Safety Art Contest* challenges children to create a static piece of original visual artwork (i.e. a digital poster, painting, drawing or comic strip) depicting their favourite [Thomas & Friends™](#) character, and emphasizing one of the following rail safety messages:

- Train or track? Just keep back!
- Never use tracks as a path or a shortcut
- Don't play near tracks or on train equipment
- Always obey railway signs and signals
- Stand well behind the yellow line on train station platforms

Contest Sponsor

This contest is sponsored by Operation Lifesaver Canada.

Binding Agreement

To enter the contest, participants and their Champion (i.e. parent or legal guardian) must agree to these Official Rules. Thereby, please read the following rules prior to entry to ensure that you understand and agree. You agree that submission of an entry into the contest constitutes agreement to these rules. You may not submit an entry to the contest and are not eligible to receive the prizes described in the Official Rules, unless you agree to the Official Rules. These Official Rules form a binding legal agreement between you and the contest sponsor with respect to the contest.

Contest Period

The contest begins at 0001hrs. Eastern Time (ET), September 20, 2021 and ends at 2359hrs. (ET), October 20, 2021.

Entry Period

Eligible participants must submit their entries electronically during the contest period.

Who Can Enter

1. To be eligible to participate in this contest, entrants must be between 4 and 8 years of age (at any time during the contest period).

How to Enter

1. No purchase or payment is necessary to enter or win the contest.

2. For each submission, a registration form must be completed by the participant's Champion (a parent, legal guardian or teacher of at least 21 years of age) and submitted along with the original artwork through the OL website.
3. Qualified entrants shall submit artwork that highlights one of the five specific rail-safety messages listed on the submission page by the contest closing date and time. All entries must be submitted electronically.
4. All entries must be accompanied by a completed entry form. Each entrant agrees not to submit any entry that infringes any third-party proprietary rights, intellectual property rights, industrial property rights, personal or moral rights or any other rights, including without limitation, copyright, trademark, patent, trade secret or confidentiality obligations, or otherwise violates applicable Canadian law.
5. Each entry is restricted to a maximum file size of 10 megabytes.
6. The contest sponsor is not responsible for lost, late or misdirected electronic correspondence, errors, server unavailability, or computer or any other electronic or telecommunications malfunction.
7. All entries become the property of the contest sponsor and will not be acknowledged or returned.

Categories

1. There are two age categories of winners:

a) 4 to 6 year olds

b) 7 to 8 year olds

The top five submissions for each category will be selected by a panel of Operation Lifesaver judges based on the following criteria:

- a. Artwork clearly conveys one of OL's five rail safety messages as outlined on the contest website
 - b. Artwork shows a child's original depiction of a [Thomas & Friends™](#) character (not a tracing or cut-and-paste of an existing image from a Thomas & Friends™ publication or product)
 - c. Artwork shows [Canadian railway signs and signals](#)
 - d. Creativity
2. The top five submissions for each category will then be posted to Operation Lifesaver's website and social media channels. Winners will be the participants whose rail-safety artwork receives the greatest number of valid votes from the public during the voting period and who satisfy all of the Official Rules.
 3. For privacy reasons, contest participants will not be named during the voting process.
 4. Voting is open to residents of Canada only. A voter can only vote once per category.
 5. The entries with the most online votes win. In the event of a tie, the sponsor will choose the winner.

Prizes

1. Prizes will consist of the following:

Category 1: 4 to 6 year olds

First Prize

- Trip for four on VIA Rail's economy class to any destination in the Corridor (Québec City, Montréal, Ottawa, Kingston, Toronto, London, Niagara Falls, Sarnia or Windsor)
- Fisher-Price® Thomas & Friends™ Talking Thomas & Percy Train Set
- Fisher-Price® Thomas & Friends™ Super Cruiser™
- Thomas & Friends™ TrackMaster™ Motorized Engine Assortment
- Thomas & Friends™ Minis 7-pack
- AMOSTING Kids Wooden Easel with Magnetic Whiteboard & Chalkboard

Second Prize

- Fisher-Price® Thomas & Friends™ Talking Thomas & Percy Train Set
- Fisher-Price® Thomas & Friends™ Super Cruiser™
- Thomas & Friends™ TrackMaster™ Motorized Engine Assortment
- Thomas & Friends™ Minis 7-pack
- AMOSTING Kids Wooden Easel with Magnetic Whiteboard & Chalkboard

Third Prize

- Fisher-Price® Thomas & Friends™ Talking Thomas & Percy Train Set
- Fisher-Price® Thomas & Friends™ Super Cruiser™
- Thomas & Friends™ TrackMaster™ Motorized Engine Assortment
- Thomas & Friends™ Minis 7-pack

Category 2: 7 to 8-year-olds

First Prize:

- Trip for four on VIA Rail's economy class to any destination in the Corridor (Québec City, Montréal, Ottawa, Kingston, Toronto, London, Niagara Falls, Sarnia or Windsor)
- KINSPORY 174 Pack Deluxe Art Supply Set
- Dan & Darci 1000+ Piece Arts and Craft Vault
- Mega Construx™ Wonder Builders™ 480-pc Building Tub

- KERPLUNK™ Game
- Thomas & Friends™ Minis 7-pack

Second Prize:

- KINSPORY 174 Pack Deluxe Art Supply Set
- Dan & Darci 1000+ Piece Arts and Craft Vault
- Mega Construx™ Wonder Builders™ 480-pc Building Tub
- KERPLUNK™ Game
- Thomas & Friends™ Minis 7-pack

Third Prize:

- KINSPORY 174 Pack Deluxe Art Supply Set
- Mega Construx™ Wonder Builders™ 480-pc Building Tub
- KERPLUNK™ Game
- Thomas & Friends™ Minis 7-pack

2. Winners' Champions will be contacted by email or phone to claim prizes and confirm their shipping address.
3. Upon proper verification, contest prizes will be awarded to the Champion for distribution to winning Participants.
4. Odds of winning depend on the number of entries received.

Winner Selection

Finalists will be selected in each category by a panel of Operation Lifesaver judges. All finalists' entries will be posted to the OL website for online public voting from 00:01hrs (ET), October 27, 2021 to 23:59hrs. (ET), November 10, 2021.

Online votes will be tabulated on November 12, 2021 and the winners of each category will be contacted on or before November 17, 2021.

Prizes will be sent to winners as soon as possible, while keeping health and safety in mind and taking into consideration the ongoing and fluid COVID-19 pandemic situation.

All decisions of the judges are final and binding.

Winner notification

1. Winners' Champions will be notified by email or phone.
2. By participating in the contest, participants waive any and all claims of liability against the contest sponsor, and its employees and agents, their respective

- employees and agents, for any personal injury or loss that may occur from the conduct of, or participation in the contest, or from the use of any prize.
3. The winner authorizes the use, without additional compensation, of his/her submission for promoting rail-safety by Operation Lifesaver.

Elimination

1. Any false information provided within the context of the contest by any participant concerning identity, mailing address, telephone number, email address, ownership of right or non-compliance with these Official Rules or the like may result in the immediate elimination of the participant from the contest. The contest sponsor further reserves the right to disqualify any entry that it believes in its sole and unfettered discretion infringes upon or violates the rights of any third party, otherwise does not comply with these Official Rules, or violates Canadian or applicable laws.

Additional Rules

1. The conduct of the contest is governed by the applicable Canadian laws which take precedence over any rule to the contrary herein. The contest sponsor shall follow the applicable laws for conducting contests.
2. The contest sponsor is not liable for any lost or stolen entries, prizes or contest information.
3. By participating in the contest, participants agree to be bound by the decisions of contest sponsor personnel. The contest sponsor reserves the right to disqualify any participant or winner and may refuse to award any prize to a person who is ineligible or has violated any rule, gained unfair advantage in participating in the contest, or obtained winner status using fraudulent means. The contest sponsor will interpret these rules and resolve any disputes, conflicting claims or ambiguities concerning the rules or the contest, and the contest sponsor's decisions concerning such disputes shall be final. If the conduct or outcome of the contest is affected by human error, any mechanical, technical, electronic, communications, telephone, computer, hardware or software errors, malfunctions or failures of any kind, intentional interference or any event beyond the control of the contest sponsor, the contest sponsor reserves the right to terminate this contest, or make such other decisions regarding the outcome as the contest sponsor deems appropriate. All decisions will be made by the contest sponsor and are final. The contest sponsor may waive any of these rules in their sole discretion.
4. The contest sponsor reserves the right to withdraw or terminate this contest at any time without prior notice.

Intellectual and Property Rights

1. By submitting artwork to this contest, entrants thereby grant Operation Lifesaver and affiliates an irrevocable, perpetual and royalty-free right to use, reproduce, edit, display, transmit, prepare derivative works of, modify, publish and otherwise make use of the submitted work in any media, whether now known or hereinafter created for the purpose of promoting rail safety. In addition to other things, the rights granted to OL include, but are not limited to, the right to resize, crop, censor, compress, edit, feature, caption, affix logos to, and to otherwise alter or make use of the submitted work.
2. By submitting an entry, entrants thereby represent and warrant that the submitted work or information does not and shall not infringe on any copyright, any rights of privacy or publicity of any person, or any other right of any third party, and the entrants grant any and all rights and licenses to the contest sponsor herein, including but not limited to, all necessary rights under copyright, free and clear of any claims or encumbrances.
3. Entrants acknowledge and agree that the contest sponsor shall have no obligation to post, display or otherwise make publicly available any work submitted by the entrant, and may, in their sole and unfettered discretion, remove, edit, modify or delete any work that the entrant submits.

Waiver of Liability and Agreement to Indemnity

By submitting an entry of artwork, each entrant thereby releases, forever discharges and covenants not to make a claim against or sue Operation Lifesaver (Contest sponsor) of and from all manner of action or actions, cause or causes of action, at law or in equity, suits, claims, demands, liability, loss, cost or expense, of any nature whatsoever, known or unknown, fixed or contingent, which the entrant may have or hereafter have against the contest sponsor of any injuries or damages the entrant may sustain, whether to the entrant's person, property, reputation, or otherwise, as a result of, incident to, or related in any way to the entry, the contest, or the use, incorporation or exploitation of the entry for any purpose described herein.