

## LEGAL TERMS AND CONDITIONS FOR THE ENDESA ENERGÍA PROMOTION

### "1 month's free electricity consumption per year forever"

#### 1. ORGANISER

ENDESA ENERGÍA, S.A.U. with registered offices in Madrid, Calle Ribera del Loira 60, 28042 Madrid, with Tax ID No. A81948077 ("Endesa Energía"), is the organiser of the promotion "1 month of free electricity consumption forever" (the "Promotion"), which will be governed by the following Legal Terms and Conditions.

#### 2. AIM OF THE PROMOTION

The aim of the Promotion is to increase the volume of contracts signed with Endesa Energía for the electricity tariffs indicated in Section 5 with electricity power less than or equal to 15kW during the Period of Validity of the Promotion.

#### 3. PERIOD OF VALIDITY

The Promotion starts on 17/01/2023 at 00:01 and ends on 26/04/2023 at 23:59 (the "Period of Validity").

#### 4. TERRITORIAL SCOPE

This Promotion will be valid in all Spanish provinces, except for Ceuta and Melilla.

#### 5. TARGET PUBLIC

The Promotion is aimed at any natural person aged 18 or over, or any legal person that arranges a new electricity and/or gas contract with Endesa Energía. A new contract is defined as any contract from a retailer other than Endesa Energía in any part of Spain, as well those registered directly.

Endesa Energía customers who wish to take advantage of this promotion may also do so by taking out a new contract with Endesa Única.

Contracts made for the following electricity tariffs during the Period of Validity are included in the Promotion:

- Tempo Happy Tariff, One Luz Tariff, One Luz 3 Time Bands Tariff and Libre Tariff (Access Tariffs 2.0TD).
- Única Tariff (only for domestic supplies up to 10kW, without a maximeter).

Endesa Energía reserves the right to exclude from the Promotion any Participant who alters, causes a negative impact or in any way endangers the correct operation and normal, regulatory execution of the Promotion. Any Participant will also be excluded who, whether intentionally or not, harms or damages the image of Endesa, any company in the business Group to which it belongs, its customers, or other Participants.

#### 6. DEPOSIT AND ACCESSIBILITY

The Legal Terms and Conditions will be published and accessible to all Participants and the general public on: [www.endesa.com/es/promociones-ganadores](http://www.endesa.com/es/promociones-ganadores).

## 7. INCENTIVE

Participants who meet the requirements set forth may benefit from:

□ **In the case of the Happy, One, One Luz 3 Periodos and Libre tariffs**, during the first year of the contract, electricity consumption (energy cost) for 720 hours (30 days) will be billed at a price of €0/kWh, from the time the contract is activated.

In the following years, as long as the customer maintains the electricity contract with Endesa and has not changed products, the bonus will be repeated for 720 hours (30 days) at €0/kWh, once a year. These hours will be applied each year, on the bill that coincides with the activation date (a year after the start of the contract).

□ **In the case of Endesa Única**, the discount in the first year will consist of one instalment free of charge that will be applied to the second and third bill (50% each) after contracting. The "Open Charge" service for charging electric vehicles, third-party services and Netflix are excluded from this free instalment if these are included in the contract.

In the following years, as long as the customer maintains the contract with Endesa Energía and has not changed the product, the bonus will be 50% on the first and second bills with a date after that of the year on which the Única contract started.

"One month of electricity consumption" is understood to be 720 hours of consumption.

This Promotion is not compatible with any other discount or additional promotion on the electricity contract except for the discount for having a digital invoice on this contract (2% discount on consumption for 1 year), only in the case of the Tempo Happy and Free tariff, and a 10% discount for one year on the energy term only valid for new customers in the One Luz, One Luz 3 Time-Bands, Tempo Happy and Free tariffs.

## 8. HOW THE PROMOTION WORKS

Any Participant who wishes to benefit from this incentive offered by the Promotion should take out a new contract with Endesa Energía during the Period of Validity of the Promotion for a new electricity contract with one of the tariffs indicated in section 5.

In order to be entitled to the Incentive included in the Promotion, the contract should be made through any of the Endesa sales channels and should comply with all the terms and conditions.

Furthermore, if a customer already has an electricity contract in force with Endesa Energía and takes out a new gas contract, they may participate in the promotion. The promotion always applies to the electricity contract (except in the case of Única), so if the customer already has their electricity supplied by Endesa and changes their gas contract to Endesa (for the same address or supply point), a new electricity contract should be arranged with the terms and conditions and products for this promotion. Therefore, they will lose the conditions they had in their previous electricity contract.

In the event that the customer cancels or changes the distributor for one of the contracts that were used to qualify for this promotion (electricity or gas), or changes the contracted product subject to the promotion for another, the free month that would have been obtained in the future will be lost.

## **9. TAXES**

The prices applied in bills will be subject to the tax applied under the tax regulations in force and applicable at the time they accrue.

## **10. ACCEPTANCE OF THE LEGAL TERMS AND CONDITIONS**

By participating in the Promotion, the Participant accepts the Legal Terms and Conditions. The Participant accepts that Endesa Energía may postpone, shorten, extend, modify, cancel or suspend the Promotion if necessary, without this implying any liability for Endesa Energía, who will notify such changes as soon as possible on the following website: [www.endesa.com](http://www.endesa.com)

Endesa Energía is authorised to resolve any unforeseen contingency in these Legal Terms and Conditions, and to interpret it, without prejudice to the provisions of section 11 with respect to disputes.

## **11. APPLICABLE LAW AND JURISDICTION**

The interpretation of and compliance with these Legal Terms and Conditions will be governed by Spanish law.

In case of any disagreement that may arise with regard to the interpretation or application of these Legal Terms and Conditions, the Participants submit to the jurisdiction of the courts of the city of Madrid, without prejudice to any other jurisdiction to which they may be entitled by law.

## **12. PROCESSING OF PERSONAL DATA**

Taking into account that, in order to participate in this Promotion, the interested parties must contract one of the Endesa Energía services indicated above, Participants' Personal Data shall be processed in accordance with the provisions in the data protection clause of the general conditions in their contract.