

ENDESA PROMOTION LEGAL TERMS AND CONDITIONS

“FLY WITH ENDESA CAMPAIGN”

1.- ORGANISING COMPANY

The commercial entity ENDESA ENERGÍA, S.A. with address in Madrid, calle Ribera del Loire no. 60, 28042 Madrid and provided with CIF no A-81948077 (hereinafter "**Endesa**") organises these promotions called "*Avios Incentives for new contracts*" (hereinafter the "**Advertising Promotion**") and "*Endesa 200-Avios welcome Plan*" (hereinafter the "**Loyalty Promotion**"); together **the Promotions**, which will be governed by the following Legal Bases:

2.- PURPOSE OF THE PROMOTIONS

The purpose of the Promotions is to reward Endesa customers for both new contracts and for having and maintaining active any electricity contracts or services that are entered into through one of the promotions on the website www.vuelaconendesa.com during the validity period for receiving Avios.

3.- PERIOD OF VALIDITY

The **Fly with Endesa** Programme is valid from 01/06/2019 until the end of the programme, which includes the **Promotions**:

Contracts that follow the procedure referred to in point 7 of these Legal Bases between 00.01 (Spanish mainland time) on 01/10/2020 until the end of the promotion (hereinafter the "**Advertising Promotion Period**") may benefit from the Advertising Promotion.

The period of participation in the **Loyalty Promotion** will be from 00.01 (Spanish mainland time) on the 01/09/2021 until the end of the promotion (hereinafter **the "Loyalty Promotion Validity Period"**).

4.- REGIONAL SCOPE

This Promotion will be valid in all the provinces of Spain.

5.- TARGET PUBLIC

The **Advertising Promotion** is intended for any natural person over the age of 18 or legal entity that takes out a new contract with Endesa with the 2.0TD electricity tariff or the 3.1 or 3.2 gas access tariffs.

Likewise, to participate in the Promotion it is essential to register on the website www.vuelaconendesa.com during the promotion validity period.

The **Loyalty Promotion** targets any natural person over the age of 18 or legal entity that has at least one current contract with Endesa, is up to date with payments and registered in the Iberia Plus program.

Current Endesa customers will be able to join the **Loyalty Promotion** and be rewarded with Avios if they maintain an energy contract or active service with Endesa with the 2.0TD electricity tariff or 3.1 or 3.2 gas tariffs.

Likewise, to participate in the Promotion it is essential to register on the website www.vuelaconendesa.com during the promotion validity period.

All employees of Endesa, or any of the group companies, who currently have at least one Endesa contract and do not have staff tariffs may participate in the **Loyalty Promotion**.

Both profiles will be referred to, hereinafter, as "**Participants**"

Endesa reserves the right to exclude from the Promotion any Participant who alters, damages or in any way endangers the correct operation or the normal and regulatory functioning of the Promotion.

Also excluded is any Participant who, whether intentionally or not, harms or damages the image of Endesa, any Group company to which it belongs, its customers, or the other Participants.

6.- DEPOSIT AND ACCESSIBILITY

The General Terms and Conditions for the Promotions are published and accessible to all Participants and the general public at the following address:
www.vuelaconendesa.com and the incentive bases will be listed at the following Iberia Plus partner address: <https://www.iberia.com/es/iberiaplus/partners/ofertas/>

7.- HOW THE PROMOTIONS WORK

All Participants wishing to benefit from the **Advertising Promotion** are required to take out any Endesa Energía contract with the 2.0TD electricity access tariff or 3.1 or 3.2 gas tariffs.

In addition, to be entitled to the Promotion Incentive, electricity <10kW should be contracted through one of the following Endesa sales channels:

- Click to Call: Customers leave their details and Endesa calls back for possible contracting.
- Telephone: The number enabled for customers to sign up over the phone is 800007951

New customers who adhere to the **Advertising Promotion** will be entitled to receive the Avios corresponding to the new contracts according to the table of equivalences available at www.vuelaconendesa.com. If the customer contracts the 2.0TD electricity access tariff or the 3.1 or 3.2. gas tariff, plus an electricity and gas maintenance service, they can accumulate up to 15,500 Avios.

New customers will receive 50 Avios on a monthly basis until the end of the **Fly with Endesa Programme**, they voluntarily request to withdraw from the **Fly with Endesa Programme**, or the participant no longer has an active contract with Endesa or ceases to be registered in Iberia Plus.

All Participants wishing to benefit from the **Loyalty Promotion** have to access the programme activation platform on the website www.vuelaconendesa.com or the phone number 800007951.

If they register through the website, the **Participant** is required to introduce the card number of their Iberia Plus Avios card that has been activated, as well as the ID of the holder of the active contract with Endesa in the format on the website. For registrations over the phone, the operator will require the same details mentioned previously.

Once they have registered and accepted the legal conditions, they will join the programme. This registration will receive 200 Avios throughout the **Term of the Loyalty Promotion** on the loyalty card used to register in the programme plus 50 Avios every month throughout the term until the participant requests withdrawal from it, no longer has at least one active contract with Endesa or is no longer registered with Iberia Plus.

Welcome Avios are not cumulative. If the customer has previously contracted an Endesa product or service benefiting from Avios, the welcome Avios will not be awarded. In this case, they would automatically become an active member of the "Endesa Avios Plan" programme receiving the 50 Avios monthly from the second month of programme membership.

Likewise, for both registration formats in the **New Client Promotion** and the **Loyalty Promotion**, the card holder for the Avios Iberia Plus programme will need to match the holder of the Endesa contract or appear as the contract holder in the Endesa system. However, only a maximum number of 3 customers (each identified with different ID) may request the credit of Avios to be made to the same Iberia Plus card. The Avios that are obtained can only be credited once and to a single card.

The client authorises Endesa and IAG (International Airlines Group) to collaborate in the identification of the depository of the Iberia Plus card. Endesa and Iberia reserve the right to request registered customers to provide documentation proving the relationship between the depository of the Iberia Plus card and the holder of the contract identified in the registration process, and where this relationship cannot be shown, the Avios credited will be immediately withdrawn.

Avios will be awarded per customer, not by active contract. The number of active contracts with Endesa will not result in more Avios.

The award of Welcome Avios, as well as those awarded monthly, will be made at the end of the month in the account associated with the card number provided.

For any incident related to the award of Avios contact Endesa on 800 007 951 or at vuelaconendesa@enel.com

8.- INCENTIVE

The incentive is to benefit customers who have one of the contracts within those mentioned in the **Target Audience** and who sign up for the Fly with Endesa Program through the website www.vuelaconendesa.com or on the phone number 800007951 during the **Fly with Endesa Program**.

The Fly with Endesa Program includes:

- The **Advertising Promotion** with which the customer will receive up to 15,500 Avios for new contracts and 50 Avios a month on a recurring basis from the second month of membership in the programme.
- The **Loyalty Promotion** with which the customer will receive 200
- Welcome Avios when enrolling in the Fly with Endesa programme and 50 Avios a month on a recurring basis every month from the second month of membership in the programme.

Endesa is removed from any matter or incident related to the services offered by Iberia, the company which the customer must address at all times.

09.- TAXATION

Law 35/2006 of 28 November, with revised wording in Law 26/2014, on the Income Tax of Natural Persons and other concordant provisions, will be applicable to the Promotions, and, where appropriate, Endesa shall be responsible for deposits on account or withholding Income Tax on Natural Persons (**hereinafter IRPF**).

In accordance with these regulations, Customers are informed in these terms and conditions that the Promotion of goods or services is subject to withholdings or payments on account of income tax if the value of the award exceeds 300 euros.

In relation to the above and pursuant to current tax regulations, Endesa will make any withholdings or payments required from the Promotion and, in due course, will issue the appropriate certificate to enable the participant to meet their tax obligations having to incorporate the award received in their income tax declaration, along with the other income received, and the aforementioned amount in the certificate for the deposit on account may be deducted from the total tax due as it will have already been deposited.

10.- ACCEPTANCE OF CONDITIONS

By participating in the Promotion, the Participant accepts the Legal Terms and Conditions.

The Participant accepts that Endesa may postpone, shorten, extend, modify, cancel or suspend the Promotion if necessary, without this implying any liability for Endesa, which will give notice of any such changes as soon as possible on the website www.vuelaconendesa.es

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

11.- APPLICABLE LAW AND JURISDICTION

The interpretation of and compliance with the Legal Terms and Conditions will be governed by Spanish law. Endesa and the Participants, expressly waive any other legal code that may apply to them and submit any dispute that may arise with regard to the Terms and Conditions or the Promotions to the courts and tribunals of Madrid for resolution, without prejudice to the jurisdiction that may apply to them by law.

12.- AWARD OF AVIOS

Avios will be issued and redeemed in accordance with the Avios terms and conditions. For more details, please refer to these terms at: <https://www.iberia.com/es/iberiaplus/condiciones/>

It should also be mentioned that the Happy tariff has its own discounts and the One tariff is not included in the Fly with Endesa promotion.

TURN YOUR ENERGY INTO AVIOS

PRODUCT

AVIOS

Electricity < 10kW	3.500
Electricity >10kW	9.000
Gas	2.500
OKGas	2.000
OKGas Calentador	1.000
OKLuz Assist	1.500
OKLuz Confort	2.000

Electricity + Gas + OKLuz Assist	7.500
Electricity + Gas + OKLuz Confort	8.000
Electricity + OKGas + OKLuz Assist	7.000
Electricity + OKGas + OKLuz Confort	7.500
Electricity + OKGas Calentador + OKLuz Assist	6.000
Electricity + OKGas Calentador + OKLuz Confort	6.500

Electricity < 10kW + Gas	6.000
Electricity < 10kW + OKGas	5.500
Electricity < 10kW + OKGas Calentador	4.500
Electricity < 10kW + OKLuz Assist	5.000
Electricity < 10kW + OKLuz Confort	5.500
Electricity < 10kW + Gas + OKGas	8.000
Electricity < 10kW + Gas + OKGas Calentador	7.000
Electricity < 10kW + OKGas + OKLuz Assist	7.000
Electricity < 10kW + OKGas + OKLuz Confort	7.500
Electricity < 10kW + Gas + OKGas + OKLuz Assist	9.500
Electricity < 10kW + Gas + OKGas + OKLuz Confort	10.000
Electricity < 10kW + Gas + OKGas Calentador + OKLuz Assist	8.500
Electricity < 10kW + Gas + OKGas Calentador + OKLuz Confort	9.000

Electricity > 10kW + Gas	11.500
Electricity > 10kW + OKGas	11.000
Electricity > 10kW + OKGas Calentador	10.000
Electricity > 10kW + OKLuz Assist	10.500
Electricity > 10kW + OKLuz Confort	11.000
Electricity > 10kW + Gas + OKGas	13.500
Electricity > 10kW + Gas + OKGas Calentador	12.500
Electricity > 10kW + Gas + OKLuz Assist	13.000
Electricity > 10kW + Gas + OKLuz Confort	13.500
Electricity > 10kW + OKGas + OKLuz Assist	12.500
Electricity > 10kW + OKGas + OKLuz Confort	13.000
Electricity > 10kW + OKGas Calentador + OKLuz Assist	11.500
Electricity > 10kW + OKGas Calentador + OKLuz Confort	12.000
Electricity > 10kW + Gas + OKGas + OKLuz Assist	15.000
Electricity > 10kW + Gas + OKGas + OKLuz Confort	15.500
Electricity > 10kW + Gas + OKGas Calentador + OKLuz Assist	14.000
Electricity > 10kW + Gas + OKGas Calentador + OKLuz Confort	14.500

Gas + OKGas	4.500
Gas + OKGas Calentador	3.500
Gas + OKLuz Assist	4.000
Gas + OKLuz Confort	4.500
Gas + OKGas + OKLuz Assist	6.000
Gas + OKGas + OKLuz Confort	6.500
Gas + OKGas Calentador + OKLuz Assist	5.000
Gas + OKGas Calentador + OKLuz Confort	5.500
OKGas + OKLuz Assist	3.500
OKGas + OKLuz Confort	4.000
OKGas Calentador + OKLuz Assist	2.500
OKGas Calentador + OKLuz Confort	3.000



endesa