



## DISCLAIMER NOTICE for Transnet Spotlight

Last updated January 2024

### Introduction

Transnet Port Terminals is an operating division of Transnet SOC Ltd ("Transnet") and therefore all terms of this disclaimer shall be equally applicable for the benefit of Transnet. "User" means any person who enters or uses this mobile app.

### Terms and Conditions

These terms and conditions are only intended to apply to the use of this mobile app and not for any business undertaken with Transnet Port Terminals. By accessing and/or using this mobile app, the User agrees to be bound by the terms of this disclaimer in full. Transnet Port Terminals reserves the right to delete, change or amend any of these terms at any time, without notice, and the User will be bound by the terms as so amended. It is the User's obligation to familiarise itself with the terms of this disclaimer on each visit of the mobile app.

### Accepted Use

Transnet Port Terminals grants the User the licence to view and download the content of this mobile app provided that such use is for private, personal, educational, and/or non-commercial purposes only. The content from this mobile app may not be used or exploited by the User for any commercial and non-private purposes without the prior written consent of Transnet Port Terminals. More importantly, the User may not use this mobile app for any harmful purposes; illegal purposes; disclosing, sharing, or publishing material that may be offensive, defamatory, regulated, copyrighted, incorrect, untrue, prohibited, infringing, or damaging to any person; and/or the creation, storage and sending of unsolicited commercial communications.

Any attempts to modify any information stored on this mobile app, to defeat or circumvent security features, or to utilise this mobile app for purposes other than for accepted use are prohibited and may result in Transnet Port Terminals taking legal action against the perpetrator.

### Disclaimer

This mobile app is supplied on an "as is" basis and has not been compiled to meet the User's individual requirements. Transnet Port Terminals does not make any warranties or representation that the material in this mobile app is accurate, complete, or up to date nor that it will be available at all times. The User agrees that Transnet Port Terminals will not be held liable for any lapse in the mobile app's accessibility, or any consequences whatsoever that flow from the unavailability of the mobile app. Information, ideas and opinions expressed on this mobile app should not be regarded as professional advice or the official opinion of Transnet Port Terminals and Users are encouraged to consult professional advice before



taking any course of action related to the information, ideas or opinions expressed on this mobile app.

### **Intellectual Property**

All intellectual property on this mobile app, including but not limited to content, marks, drawing, signs, pictures, videos, are the property of Transnet Port Terminals and all rights therein are hereby expressly reserved. No use of such intellectual property shall be allowed without the prior written consent of Transnet Port Terminals.

### **Indemnity**

The User agrees to indemnify and keep Transnet Port Terminals indemnified fully against all liabilities, damages, claims, losses, costs and expenses, which Transnet Port Terminals may incur to a third party or the User as a result of the User's breach of the provisions of this disclaimer.

### **Hyperlinks**

This mobile app may contain hyperlinks to other websites or mobile apps operated by third parties. The User accepts that Transnet Port Terminals has no control over, and is not responsible for, any material contained on any third-party mobile app. Any links or references to any other sites are intended for convenience only and are to be used at the User's own risk. Any links or references to third party sites does not constitute an endorsement or an attempt by Transnet Port Terminals to associate itself with the views, services or products offered by the third party.

### **Privacy**

Protecting the User's privacy is very important, and Transnet Port Terminals is committed to maintaining the security of all personal information submitted through its mobile app. This may involve Transnet Port Terminals taking whatever steps it may consider necessary to ensure the integrity of this mobile app and its information. The User is also encouraged to report any unlawful or unauthorised use of or activity on this mobile app.

### **Applicable Law**

All terms of this disclaimer shall be construed in accordance with the laws of the Republic of South Africa.