

## **JustIn Case Prog Radio – Terms of Use**

### **Introduction**

Welcome to JustIn Case Prog Radio, the first progressive radio in Greece!

The radio broadcasts on the net through the website [www.justincaseradio.com](http://www.justincaseradio.com). Navigation on this page requires from the visitor / user of the website the full and unconditional acceptance of the following terms. Each visitor / user is encouraged to carefully read the present terms and in case of their disagreement with any of the terms must refrain from navigating or / and using the website concerned. The operation of [www.justincaseradio.com](http://www.justincaseradio.com) is determined by the present Terms of Use, to which every visitor / user is legally bound. It is indicated that navigating the website and/or the use of it is considered unconditional acceptance of the Terms of Use, while [www.justincaseradio.com](http://www.justincaseradio.com) reserves the right to modify these Terms at any moment and without justification and the changes will be valid from the moment of their publication at [www.justincaseradio.com](http://www.justincaseradio.com). For that reason, any visitor / user is required to often check the terms for possible changes, as the continuous navigation and use of [www.justincaseradio.com](http://www.justincaseradio.com) after each change signifies that the visitor / user accepts that he is legally bound to these terms in their renewed and modified form. Wherever in the present Terms there is mention of radio producers, as such are considered present and past producers.

JustIn Case Prog Radio is controlled and operates in Greece. If JustIn Case Prog Radio is accessed from abroad, each visitor / user understands and agrees that the service of JustIn Case Prog Radio (a) hasn't been designed or adapted for distribution in each specific country or jurisdiction.

(b) isn't intended for distribution to or use by any person or entity in any area in which such distribution or use would be contrary to local legislation.

(c) might not be appropriate or available for access or use in any specific area

and

(d) is provided without screening of contents or mechanism of evaluation.

JustIn Case Prog Radio has no obligation to ensure that the service of JustIn Case Prog Radio conforms to valid local laws and regulations inside the jurisdictions through which each visitor / user may choose to use the service of JustIn Case Prog Radio. The use of JustIn Case Prog Radio in any specific area is exclusively the responsibility of each visitor / user, who is exclusively responsible for his compliance to local laws with which he has gained access or uses JustIn Case Prog Radio. Administrator of the website is Dimitris Katsikis, resident of Koropi in Attica, Greece, Dimitriou Katsiki Street number 4.

## **1. Aim**

The aim of JustIn Case Prog Radio is the promotion of a representative range of progressive music. More specifically, the main aspiration of JustIn Case Prog Radio is the broadcast of music from all the range of progressive rock'n'roll as well as music outside its limits. The aim is the introduction of the public to a large amount of music and songs that combine rock, jazz, heavy metal, classical, psychedelic, popular, electronic as well as other genres of music. At the same time, the radio producers' favourites and songs that the public continues to love after many years will also be broadcast as will many songs that do not belong to the field of progressive music. Also, visitors / users of [www.justincaseradio.com](http://www.justincaseradio.com) will be informed about old and new releases of artists as well as about concerts, through reviews – articles which will be uploaded to the website, while they will be given the chance to read interviews the radio producers have taken from various artists / musicians.

It must be stressed that the best possible effort has been made from the personnel of the radio station for the largest possible coverage of new releases. In case an artist wishes to promote his work at [www.justincaseradio.com](http://www.justincaseradio.com) he can send a message to the e-mail [info@justincaseradio.com](mailto:info@justincaseradio.com). Afterwards, a producer of the radio station will inform him about the promotion packages of

[www.justincaseradio.com](http://www.justincaseradio.com) as soon as possible.

It is clarified that the largest possible effort is made from the station producers for the immediate answer of the sent messages and that's why we ask for the understanding of the artists / managers of artists in case there is a delay. Whoever communicates with [www.justincaseradio.com](http://www.justincaseradio.com), explicitly agrees that [www.justincaseradio.com](http://www.justincaseradio.com) and it's connected, in any relationship, natural and legal persons, including the radio producers, hold no responsibility for possible delay or absence of communication on their part.

Also, [www.justincaseradio.com](http://www.justincaseradio.com) holds the right to delete, edit, move whichever post of whatever content freely and without prior notification whenever it chooses to.

## **2. Use with exclusive personal responsibility of visitors / users**

The use of the website [www.justincaseradio.com](http://www.justincaseradio.com) is with exclusive responsibility of its visitors / users. The Administrator of the website is limited to the wholly automatic, technical and neutral hosting of the content that users upload to the chat box as a web hosting provider and holds the rights and obligations which originate from the relevant legislation. It is clarified that the form, quantity and size of messages and/or files that a user uploads to the chat box can be restricted. The radio producers upload and comment within the above content, which in no occasion can be considered a counseling service or incitement to the execution of a specific act or omission. Only aim of all representatives of the station is providing information and entertaining the visitors / users, as well as the promotion of music works.

## **3. No claim of use**

No claim of use exists for the use of the webpage [www.justincaseradio.com](http://www.justincaseradio.com). Also, [www.justincaseradio.com](http://www.justincaseradio.com) can anytime block any specific IP address (Internet Protocol Address) from the ability of participating in the chat box,

especially (but not exclusively) in case of any violation or non-compliance or refusal of acceptance of the present Terms of Use, any violation of any law or provision, any complaint of any illegal or in bad faith or countertransactional or contrary to accepted principles of morality or malicious act or omission, any recommendation, suggestion or decision from any Legal, Judicial or other Authority.

#### **4. Minimum requirements for participation**

##### **1. Legal Capacity**

Participation in the Chat Box is only possible for natural persons with full legal capacity. Minors (persons under 18 years old) are requested to abstain from the chat box.

Also, the webpage of JustIn Case Prog Radio may provide access to music or music videos with inappropriate content for adults including prophanity or depiction of graphic violence or sexual intercourse. Minor visitors / users of JustIn Case Radio are not allowed to have access to inappropriate / offensive / indecent material, which cannot be continuously monitored by JustIn Case Prog Radio. If, however, minors voluntarily visit [www.justincaseradio.com](http://www.justincaseradio.com) , JustIn Case Prog Radio and its associated in any relationship with it natural persons and legal entities, including the radio producers, do not hold any responsibility.

2. The username that the user will select must not be illegal for example vulgar, derogatory or indecent in any way or violate intellectual or industrial property copyrights or any rights of a third party, nor should it aim to deceive concerning the identity of the user. Moreover, the username shouldn't include indications of email or Internet addresses, personal information for contact / communication with the user or to harm any third party rights, especially details which will refer to competitive radio stations.

## **5. Exclusion from participation in [www.justincaseradio.com](http://www.justincaseradio.com)**

[www.justincaseradio.com](http://www.justincaseradio.com) is entitled to exclude temporarily or permanently anybody, at any time, without prior notice and / or special justification, in other words to cancel / delete / block access and / or participation of the user (temporarily or permanently) without any claims being made against [www.justincaseradio.com](http://www.justincaseradio.com)

It is understood that this user is forbidden to participate again in the chat box of [www.justincaseradio.com](http://www.justincaseradio.com) with the same or other information details, except if [www.justincaseradio.com](http://www.justincaseradio.com) expressly consents to that. To this end, the user consents that [www.justincaseradio.com](http://www.justincaseradio.com) keep his personal information in its internal system in order to be able to identify any subsequent effort to participate in the chat box. The above apply especially (but not exclusively) in the case of violation by the user of the terms of use, which in their entirety are recognised and agreed upon by the user as fundamental, in case of claim made by any Authority, Court, in case there is a complaint from a third holder of rights against the user, in case of any complaint of another user etc.

## **6. General obligations of visitors / users**

### **A. Property of posts**

The users recognize and accept that whatever material, comment and / or other content is posted on the chat box is granted to the Administrator of [www.justincaseradio.com](http://www.justincaseradio.com) exclusively to find out any infringement of the user terms as is agreed upon especially in the user terms and for no other purpose. JustIn Case Prog Radio may not inform third parties about the contents of such messages, except if their author agrees. [www.justincaseradio.com](http://www.justincaseradio.com) does not return and does not compensate any user for use of their content in the above context; the users express consent to the above use and process of this content.

## B. Technical interference

The use of mechanisms, software or other actions which interfere with the regular function of the web page is forbidden.

Visitors / users are forbidden to perform actions which could lead to unacceptable or extensive burdening to the functioning of [www.justincaseradio.com](http://www.justincaseradio.com)

Visitors / users are forbidden to obstruct, replace or alter any content that has been created by [www.justincaseradio.com](http://www.justincaseradio.com) or in any way interfere with the function of webpage [www.justincaseradio.com](http://www.justincaseradio.com)

Visitors / users are forbidden to acquire or to try to acquire unauthorized access to any section or characteristic of the webpage, or any other system or network that are connected to [www.justincaseradio.com](http://www.justincaseradio.com) or to any system or network of the servers of [www.justincaseradio.com](http://www.justincaseradio.com), with 'hacking', 'password-mining' or with any other illegal method of access to information.

The use of methods for the falsification of the origin of messages, publications and other actions of each visitor / user is forbidden.

## C. Intellectual property of others

All information, data, texts, graphics, photos, pictures, music files, videos, sounds, messages and kinds of content that any user posts on the chat box of [www.justincaseradio.com](http://www.justincaseradio.com) in any way and form, as for example through text or hyperlink, or appear on the web page of [www.justincaseradio.com](http://www.justincaseradio.com) for other reasons, mustn't infringe the intellectual property of others.

Users may use and publicize information, data, texts, photos, pictures, music files, videos, messages and any content which they have created themselves or have agreed with or taken special permission from the proprietor for their use on the web page of [www.justincaseradio.com](http://www.justincaseradio.com). That also applies for texts, pictures and any sort of content that has been published on other web pages. In any case, the user is responsible for the content of their publications and

not [www.justincaseradio.com](http://www.justincaseradio.com) or it's connected, in any relationship, natural and legal persons, including the radio producers.

All the material that is posted on the web page from the Administrator, including texts, graphics, information, content, pictures, illustrations, designs, photos, videos etc sounds, music, works of art, computer software, as well as the copyrights, trademarks and / or other intellectual property rights to them (collectively, the 'Content'), belong, are monitored and / or have received permission from [www.justincaseradio.com](http://www.justincaseradio.com).

The web page and its content are intended exclusively for personal, non commercial use. The visitors / users may download or copy the content and other material that appears on the web page exclusively for their personal use. No right, title or benefit can be transferred through the aforementioned actions of copying or downloading of Content.

The content can be transferred as result of such downloading or copying. Each visitor / user must not copy, publish, broadcast, distribute, show, represent, alter or modify, create derivative work, sell, resell or exploit or in any other way use any part of the Content of the web page to any public or commercial end, as for example to sell a product or a service or in order to increase hits on their web page.

[www.justincaseradio.com](http://www.justincaseradio.com) may forbid the copying and / or downloading of part or the whole of the Content at any time. Any commercial use of JustIn Case Prog Radio requires the explicit approving opinion of the Administrator. Any interested part is invited to communicate at the e-mail [info@justincaseradio.com](mailto:info@justincaseradio.com). [www.justincaseradio.com](http://www.justincaseradio.com) reserves the right to take legal action against any violation related to the above or any other part of the User Terms from and towards anyone.

#### D. No insulting third parties

Texts and pictures that any user posts at [www.justincaseradio.com](http://www.justincaseradio.com) mustn't affect third parties in any way or form as for example their personality, honour, reputation, their personal data etc, nor should they include vulgar, indecent, slanderous, containing hatred or threat, sexual, racially, nationally, politically or religiously oriented, defamatory, derogatory, harmful for a person's reputation, racist content etc.

Posting any such content may lead to the direct and permanent exclusion of the person as a user, and at the same time the Internet Service Protocol that the member uses will be informed if that is deemed necessary. The IP address (Internet Protocol Address) of each post is recorded for the possibility of enforcement of the present terms in the context of the provisions of the law of rights and obligations of the Administrative as a hosting provider.

#### E. Forbidden communication

Indicative but not restrictive categories of forbidden communication of the users are presented below. Users are forbidden to publish content which:

- ⤴ is defamatory, offensive, indecent, blasphemous or insulting or
- ⤴ violates intellectual properties of others (such as music, videos, photos or other materials for which they don't have written authorization for publication at [www.justincaseradio.com](http://www.justincaseradio.com) from the owner of those materials), including the right of publication of any member or the right of protection of privacy or
- ⤴ violates any law, statute, provision or regulation of the Greek, European and international law or
- ⤴ threatens, harasses or promotes racism, intolerance and hatred of any kind against any team or person or
- ⤴ promotes or encourages violence against any person or the damage or destruction of property or



- ⤴ is in any way inaccurate, false or misleading or
- ⤴ is illegal or promotes illegal activities or
- ⤴ promotes illegal or unauthorized copying of the protected work of another person or provides links or information for bypassing security measures or
- ⤴ includes digital viruses or any other electronic code, file or program designed to interrupt, destroy or limit the function of any software or computer equipment or telecommunications equipment or
- ⤴ includes advertisements, advertising material, junk mail, spam, chain letters, pyramid schemes or any other form of unwanted promotion of content.

Also, users are forbidden to:

- ⤴ bomb the chat box with repetitive, meaningless posts
- ⤴ publish messages that are completely irrelevant to the conversation
- ⤴ publish info that violates the privacy of other persons
- ⤴ personally attack other users or producers of the station and trigger disputes trying to cause reactions
- ⤴ publish links towards other websites or / and blogs which include, promote or facilitate: religious or political organizations, hatred or anti-government or pro-government propaganda or activities, adult oriented material or services, gambling material or services, illegal activities or content, pornography or sexual material or services, illegal narcotics or enterprises, alcohol, tobacco or guns.

## F. Other obligations of Users

1. Texts and pictures that a member publishes to [www.justincaseradio.com](http://www.justincaseradio.com) in any way and form mustn't include any kind of advertisement but only be related to music.
2. Every visitor / user can use the web page only as allowed from the User Terms and only in such a way according to the Greek, European and

international current legislation.

3. Every user states and guarantees that any content submitted by himself is original for the user, that he reserves all legal rights, and that the content doesn't violate the rights of any other person or entity. Also, the user guarantees, certifies and states that any persons, which are shown or heard in sound or visual files that are submitted in the chat box, apart from himself, are adult in the respective country of residence and have given their consent for the participation in those files. The user grants on behalf of these persons authorized use of the specific files by [www.justincaseradio.com](http://www.justincaseradio.com) If any of these persons shown in any publication of a user is a minor in their country of residence, the user certifies and guarantees that he is the parent or legal guardian of the specific person and that he grants the permission of use of the files where the specific persons are shown to [www.justincaseradio.com](http://www.justincaseradio.com)

## **7. Chat Box**

[www.justincaseradio.com](http://www.justincaseradio.com) reserves a place for the provision of services of real time conversations on the Internet according to the more specific terms that it sets and provides the visitors / users with the ability to display their own messages and take part in any conversation. In their conversations, the visitors / users are required to follow the rules, as they are listed above. In no case can it be assumed that [www.justincaseradio.com](http://www.justincaseradio.com) accepts or endorses in any way the hereby expressed personal ideas or attitudes. [www.justincaseradio.com](http://www.justincaseradio.com) can record the content of the messages that are sent by the visitors / users of the relevant services exclusively in order to find any breach of Terms of Use as is provided specifically in the Terms of Use and for no other reason and every visitor / user expressly consents to that.

## **8. Exclusion of Liability**

### **A. Generally**

Subject to mandatory nature provisions, [www.justincaseradio.com](http://www.justincaseradio.com) and its

connected, in any relationship, natural and legal persons, including the radio producers are explicitly excluded from any responsibility for direct loss due to willful misconduct, gross or slight negligence regardless of legal reason. [www.justincaseradio.com](http://www.justincaseradio.com) and its connected, in any relationship, natural and legal persons, including the radio producers are fully and explicitly excluded from any responsibility for indirect and consequential damages as well as for lost profits regardless of reason.

Also, [www.justincaseradio.com](http://www.justincaseradio.com), as well as its producers, do not hold any responsibility whatsoever for comments they have posted in the chat box or for any other opinion they air during their shows or publish at [www.justincaseradio.com](http://www.justincaseradio.com) in the form of article – review of a musical work or concert.

#### B. Content of publications

[www.justincaseradio.com](http://www.justincaseradio.com) reserves the right (but not the obligation) to omit or modify any material was posted by the user in the web page. As control of all posts isn't possible (nor legally obligatory), if a user deems that material posted on the web page infringes copyrights and the present terms, they can contact the web page administrator.

#### C. Technical faults, maintenance

[www.justincaseradio.com](http://www.justincaseradio.com) and its connected, in any relationship, natural and legal persons, including the radio producers, hold no responsibility for the temporary unavailability of the web page, for the interruption of individual or complete functions or for its malfunction. The webpage of [www.justincaseradio.com](http://www.justincaseradio.com) may temporarily not be partially or totally available, due to maintenance works or other reasons, without the visitor / user to be able to raise claims against [www.justincaseradio.com](http://www.justincaseradio.com) or against its connected, in any relationship, natural and legal persons, including the radio producers.

Every possible effort is being made for the protection of the web page against viruses and other malware. Taking into account the nature of these dangers,

the visitors / users accept that [www.justincaseradio.com](http://www.justincaseradio.com) cannot offer complete protection and that they themselves must take any measure necessary to protect their computer systems.

#### D. Content, Connected Web Pages, Links and webpage addresses

[www.justincaseradio.com](http://www.justincaseradio.com) and its connected, in any relationship, natural and legal persons, including the radio producers, do not guarantee the actuality, correctness, legality, completeness or quality of the content of connected web pages, which are accessible from the webpage [www.justincaseradio.com](http://www.justincaseradio.com) and explicitly disclaim any relevant responsibility. Mainly but not restrictively, it will concern links which will refer to web pages of music artists or organizers of music events. If the visitor / user uses these links, he leaves the webpage of [www.justincaseradio.com](http://www.justincaseradio.com)

[www.justincaseradio.com](http://www.justincaseradio.com) and its connected, in any relationship, natural and legal persons, including the radio producers, isn't responsible for any content, material, information or event which is located or appears in other web pages.

[www.justincaseradiio.com](http://www.justincaseradiio.com) and its connected, in any relationship, natural and legal persons, including the radio producers, isn't responsible for any URL links or web page addresses that users post.

JustIn Case Prog Radio and its connected, in any relationship, natural and legal persons, including the radio producers, isn't responsible for the alteration of data, the calling off or cancellation of music events and other events which are posted at [www.justincaseradio.com](http://www.justincaseradio.com).

Reproduction of content of [www.justincaseradio.com](http://www.justincaseradio.com) in another web page requires explicit permission from the Administrator of the webpage.

#### E. Members and third parties

[www.justincaseradio.com](http://www.justincaseradio.com) and its connected, in any relationship, natural and

legal persons, including the radio producers, hold no responsibility for loss or damage caused to users or third parties due to the behaviour of other users or third parties connected with the use of the web page.

## **9. Personal data**

[www.justincaseradio.com](http://www.justincaseradio.com) does not keep nor save any kind of personal data of the users / visitors, except in the cases mentioned in paragraphs 5 and 6D.

By exception, the user may give his explicit consent for the collection and processing of his messages during his participation in the chat box in case an artist is invited to the conversation (online interviews). The user may withdraw his consent from this the latest until the end of the conversation with each artist. In addition, e-mail addresses of users / visitors during their communication with the radio station are kept only in the context of the messages that have been exchanged, are not disclosed to third parties – except in case that it is required by the law – and are used only with the purpose of communication of the user / visitor with the station, as well as in case of collaboration (for example, information about promotional actions, invitation to participate in a competition etc). Finally, any personal data that becomes known to the station due to the participation of the user / visitor in a competition organised by JustIn Case Prog Radio is saved and kept until the end of each competition and the actions that are required (for example reception of gifts). It isn't made public to third parties – except in the case that it is required by the law – and isn't used for any other purpose.

## **10. Applicable Law and Jurisdiction**

All differences between [www.justincaseradio.com](http://www.justincaseradio.com) or its connected, in any relationship, natural and legal persons, including the radio producers on the one side and a (current or former) user on the other side, concerning the Terms of Use are subject to Greek law. Responsible are the law courts of Athens, Greece.

## **Authors**

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