



KAAP AGULHAS MUNISIPALITEIT
CAPE AGULHAS MUNICIPALITY
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FACEBOOK PAGE POLICY

TERMS AND CONDITIONS OF USE

Any person accessing this facebook page (use) is subject to, and agrees to, the terms and conditions set out in this legal notice. If the user does not wish to be bound by these terms and conditions, the user may not access, display, use, download and /or otherwise copy or distribute content obtained on this facebook page.

1. Usage and Copyright

1. Users may view, copy, download to a local drive, print and distribute the content of this Facebook page, or any part thereof only for non-commercial informational or reference purposes.
2. Users who wish to use content from this site for commercial purposes may only do so with the prior written permission obtained from the Facebook page administrator at telephone number +27 28 425-5500 or email gurswinp@capeagulhas.gov.za. Any reproduction and/or copy of the content or portion thereof for commercial purposes must include this copyright notice in its entirety: © CAMfacebook. ALL RIGHTS RESERVED
3. All moral and any other rights of the Cape Agulhas Municipality or other legal entity in respect of which content is contained on this site not expressly granted are reserved.

2. Intellectual property rights

All content, data and trademarks, including, but not limited to, software, technology, databases, know-how, text, graphics, icons, hyperlinks, private information, designs, programs, publications, products, processed, or ideas described in this Facebook page may be the subject of the other rights, including other intellectual property right; which are the property of or licensed to the Cape Agulhas Municipality, or a legal entity and as such are protected from infringement by South African legislation and international treaties and conventions . Subject to the rights afforded to the user herein, all other rights to all intellectual property on this website are expressly reserved. By accessing data on this website, the user is not licensed or authorized.

3. Disclaimer

1. The information on this Facebook page is intended to provide general information on a particular subject or subjects and is not an exhaustive treatment of such subject(s).
2. It is the sole responsibility of the user to satisfy itself prior to accessing this Facebook page that the Facebook page will meet the user's individual requirements and be compatible with the user's hardware and/or software. Information ideas and opinions Expressed on this site should not be regarded as professional advice or the official opinion of the Cape Agulhas Municipality or any legal entity in respect of which information, ideas and opinions are expressed on this Facebook page. Users are encouraged to consult professional advice before talking any course of action related to information, ideas or opinions expressed on this site.
3. The Cape Agulhas Municipality makes no representation or warranties, implied or otherwise, that, among others, the content and technology available from this site are free from errors or omissions, that the service will be 100% uninterrupted and error-free or will meet any particular criteria of performance or quality. This site is provided 'as is'. The Cape Agulhas Municipality expressly disclaims all implied warranties, including, without limitation, warranties of merchantability, title, fitness for a particular purpose, non- infringement, compatibility, security, and accuracy.

It makes no express or implied representations or warranties regarding the content of the Facebook page and that the Facebook page has been compiled or supplied to meet the user's individual requirements. Users are encouraged to report any possible errors, malfunctions, or offensive material by using the contact number supplied on the homepage.

4. The use of the content of this Facebook page is at the user's own risk. The user assumes full responsibility and risk of loss resulting from the use of the content of this Facebook page. The Facebook page or any of the legal entities in respect of which information are contained on this page, or employees of the Cape Agulhas Municipality or such entity, will not be liable for any special, indirect incidental, consequential, or punitive damages or any other damages whatsoever, whether in an action or contract, statute, tort (including without limitation negligence). or otherwise, relating to the use of this document or information. If any of the foregoing is not fully enforceable for any reason, the remainder shall nonetheless continue to apply. Subject to section 43(5) and 43(6) of the Electronic Communications and Transactions Act, 2002 (Act 25 of 2002). The Cape Agulhas Municipality shall not be liable for any damage, loss or liability of whatsoever nature arising from the use or inability to use this Facebook page or the services or content provided from and through this Facebook page.
5. Certain links in the Facebook page lead to resources maintained by third parties over whom the Cape Agulhas Municipality has no control. The Cape Agulhas Municipality makes no representations or warranties as to the accuracy of, or any other aspect relating to those resources.
6. The provisions of Part 2 of Chapter III of the Electronic Communications and Transactions 2002 is hereby excluded from applying to any electronic communications and data messages that a user sends to the Cape Agulhas Municipality via this Facebook page. Any communications or data message that a user sends to the Cape Agulhas Municipality will be regarded having been received by the Cape Agulhas Municipality when receipt is acknowledged in writing. If the user does not receive a response within a reasonable period of time, the user should follow it up with the Cape Agulhas Municipality. The Cape Agulhas Municipality shall not be liable for any failure to respond.
7. If a user requires any information from the Cape Agulhas Municipality regarding its services or the content of this Facebook page, they should send an email to info@capeagulhas.gov.za or contact the Municipality at 1 Dirkie Uys Street PO Box 51 Bredasdorp 7280, Tel+27 28 425-5500.

4. Security

1. Protection

The Cape Agulhas Municipality has in place reasonable commercial standards of technology and operational security to protect all information provided by users from loss, misuse, alteration, or destruction. All reasonable steps will be taken to secure a user's information. Authorized employees, who are responsible for the maintenance of any sensitive data submitted are required to maintain the confidentiality of such data. The policy applies to all employees of the Cape Agulhas Municipality or public bodies that may receive such information from the Cape Agulhas Municipality. It is expressly prohibited for any person, business, or entity to gain or attempt to gain unauthorized, damaging or malicious code or material or entry to this Facebook page.

If a person delivers or attempts to deliver any unauthorized, damaging, or malicious code, material or posting to this Facebook page or attempts to gain unauthorized access to this Facebook page, a criminal charge will be laid against that person, and if the Cape Agulhas Municipality or any public body should suffer any damage or loss, civil damages will be claimed.

2. Linkage and framing

We welcome third-party Facebook pages to link to the information that is hosted on these pages.

It is expressly prohibited for any person, business, entity, or Facebook page and/or website to frame any page on this Facebook page, including the home page, in any way whatsoever, without prior written approval of the Cape Agulhas Municipality.

3. Links to Third-party websites

The Cape Agulhas Municipality may provide links to other websites or Facebook pages only as a convenience. The inclusion of any link does not imply the Cape Agulhas Municipality's endorsement of such sites or pages. Linked websites or pages are not necessarily subject to the control of the Cape Agulhas Municipality. The Cape Agulhas Municipality is not responsible or liable, directly, or indirectly in any way for the content, use, or inability to use or access any linked websites, Facebook pages or any links contained in a linked website or Facebook page.

5. Privacy

1. Introduction

The Privacy statement applies to the Cape Agulhas Municipality and any legal entity which control, verify, or make use of information that may be collected via this Facebook page.

A user may visit this Facebook pages without providing any personal information. A user, however, agrees to the use of such data in accordance with this privacy statement. Please note that this Facebook page may contain links to other sites which are not being governed by this privacy statement.

If a user has any questions or concerns regarding this privacy statement or the user's privacy while using this Facebook page, please contact the Municipality by sending an e-mail to info@capeagulhas.gov.za or contact the Municipality at No 1 Dirkie Uys Street, P O Box 51, Bredasdorp 7280, Tel +27 28 425-5500

2. Cookies

The Cape Agulhas Municipality May use cookies (small text files stored in a user's browser) or web beacons (electronic images that allow this website to count users who have accessed a particular page and to access certain cookies) to ensure that the Facebook page is well managed and to facilitate improvement of the site. The Cape Agulhas Municipality or its service-provider(s) may use cookies to collect aggregate data. The Cape Agulhas Municipality may use such devices from time to time to track information on its systems and identify categories of users. The Facebook page administrator uses the information to analyze the number of users of different areas of the Facebook Page and to ensure that this Facebook page is serving as a useful and effective information source.

Neither cookies nor web beacons collect personal information such as the users name or email address. A user may reject cookies as most browsers permit individuals decline cookies. Under certain circumstances, users may be denied access to some parts of this Facebook page if their browser are set to decline cookies.

3. Personal information use

Personal Information is used only for limited purposes e.g., when a user registers with the Facebook page to request future communications about Cape Agulhas Municipality's areas of interest. The Cape Agulhas Municipality may use this information to create a personal profile to customize its response to further requests or enquiries and to improve the Facebook page. When a user chooses to register online for Cape Agulhas Municipal-hosted event, the Cape Agulhas Municipality will use the information the user submits to respond to the user. In addition, the Facebook page administrator may, when necessary, use a user's information for various site-related tasks. The Cape Agulhas Municipality will ensure that any marketing activities comply with applicable law and that it is implemented with procedures to obtain the necessary consent before sending the users e-mail containing information about the Cape Agulhas Municipality's services. The user may at any time request that Cape Agulhas Municipality discontinues sending such material to the user by contacting the Municipality by sending an e-mail to info@capeagulhas.gov.za or contact the Municipality at No 1 Dirkie Uys Street, P O Box 51, Bredasdorp 7280, Tel +27 28 425-5500.

4. Disclosure to third parties

Although the Cape Agulhas Municipality may provide users information to service providers that handle information on its behalf, it will usually not share the information with third parties or other public entities for secondary or unrelated purposes unless otherwise disclose at the point of collection.

Where appropriate, personal information may be disclosed to law enforcement, regulatory or other government agencies, or third parties where necessary or desirable to comply with legal or regulatory obligations or requests or for the purposes identified above.

5. No agreement

Nothing contained herein creates or is intended to create a contract or agreement between the Cape Agulhas Municipality and any user visiting the Facebook page.

6. Children's privacy protection

The Cape Agulhas Municipality recognizes the importance of protecting children's privacy in the interactive online world.

7. Severability

These terms and conditions of use constitute the entire professional or other relationship between the Cape Agulhas Municipality and the user of this Facebook page. Any failure by the Cape Agulhas Municipality to exercise or enforce any right or provision of these terms and conditions of use shall in no way constitute a waiver of such right or provision. If any terms and conditions of use of this Facebook page is not fully enforceable or valid for any reason, such term(s) or conditions(s) shall be severable from the remaining terms and conditions. The remaining terms and conditions shall not be affected by such unenforceability or invalidity and shall remain enforceable and applicable.

8. **Updating of these terms and conditions**

The Cape Agulhas Municipality reserves the right to change, modifies, add to or remove from portions or the whole of these terms and conditions of use from time to time. Changes to these terms and conditions of use will take effect upon such changes being posted to this Facebook page. It is the user's obligation to periodically check these terms and conditions of use at this Facebook page for changes or updates. The users continue use of this Facebook page following the posting of changes or updates will be considered notice of the user's acceptance to abide by and by bound by these terms and conditions of use, including such changes or updates.

9. **Information about Facebook page and owner**

1. The full name and legal status of the Facebook page owner is:
Cape Agulhas Municipality, a B-Municipality in the Overberg region of the Western Cape within the Republic of South Africa, as represented by the Municipal Manager of the Cape Agulhas Municipality.
2. The address of this Facebook page is <https://www.facebook.com>
3. Contact details of Facebook page owner:

Postal address:
Cape Agulhas Municipality
P O Box 51
BREDASDORP
7280

Street Address:
Cape Agulhas Municipality
1 Dirkie Uys Street
BREDASDORP
7280
South Africa

Tel: +27 28 425-5500
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