

## "Sunshine....Guaranteed" Terms and Conditions

**1. How it Works.** This "Sunshine....Guaranteed" Refund Policy (the "Refund Right") from Tourism Victoria ("Tourism Victoria") entitles you to a refund of \$500.00 CAD in the event that it rains 1.25 centimeters or more on any day of the Measurement Period, as measured at the Weather Station.

"Measurement Period" means each day during the trip you purchase through Tourism Victoria, starting on the day you arrive and ending on the day you depart. Measurement hours are 12:00am - 11:59pm PST each day.

"Weather Station" means the weather monitoring station located at the Victoria International Airport.

"Data Provider" means the independent third party weather data provider selected by Tourism Victoria.

**2. Refund Terms.** You acknowledge and agree that: (i) the measurement of rainfall at the Weather Station will be determined exclusively by the Data Provider, irrespective of any conflicting weather data published by other sources; and (ii) the Refund Right does not constitute insurance, and your right to receive a refund is not dependent upon or linked to any actual loss that you may suffer.

**3. Payment.** If you are entitled to a refund pursuant to these terms and conditions, a notice will be sent to your e-mail address within five (5) days of the final date of your travel and a refund cheque will be mailed to the address associated with your Tourism Victoria user account within ten (10) days of the final date of your travel.

**4. Customer Service.** If you have any questions related to your Refund Right, please send an e-mail to [info@tourismvictoria.com](mailto:info@tourismvictoria.com) with your contact information and your question or call 250-953-2033.

**5. Miscellaneous.** In the event of a conflict between these terms and conditions and the Standard Tourism Victoria Terms and Conditions, these terms shall prevail.

**6. Reservations.** All reservations must be a new booking made between March 23, 2009 and April 20, 2009. The reservation must be for a minimum of two nights and be made ten days prior to the arrival date.