



---

## POLICY

---

# ACCEPTABLE USE POLICY

### 1. Application of these terms

1.1 This Acceptable Use Policy (Policy) governs the use of the websites, vicbar.com.au and barristerconnect.com.au (the Sites), which are made available to users and visitors (Users/you/your) by The Victorian Bar Inc. and Barristers' Chambers Limited (we/us/our).

1.2. Users hereby accept and agree to be bound by this Policy, as may change from time to time.

1.3. We reserve the right to modify the Policy at our sole discretion without notice to Users. Your continued use of the Sites constitutes your agreement to be bound by such terms and conditions.

### 2. Acceptable use

2.1 You must only use information from the Sites for your own personal or internal corporate use. You must not use information from the Sites for commercial purposes, with the exception of the display of your personal profile webpage for general marketing purposes.

2.2 You must use the online facility for uploading of personal profile information in a responsible manner and for lawful purposes only. You are responsible for all information you provide to us through or in relation to the Sites. Information provided must not be false, misleading, deceptive, defamatory, obscene, offensive or otherwise contravene any law or regulation, infringe intellectual property rights or a third party's rights.

2.3 You are responsible for all aspects of the use and security of your username and password.

2.4 In using the Service, you must take reasonable precautions to guard against the transmission of any virus or other form of malicious computer code.

2.5 We reserve the right to remove or modify any information that you post or upload to the Sites without reference to you.

### 3. Limitation of liability

3.1 Content available on the Sites is provided for general information purposes only and not intended to constitute legal or other professional advice.

3.2 To the maximum extent permitted by law:

|  |                                  |
|--|----------------------------------|
| Policy Name: Acceptable use policy     | Date approved: 20 September 2002 |
| Approved by: The Victorian Bar Council | Last reviewed: 7 November 2019   |
| Page 1 of 3                            |                                  |



- a) we do not warrant the accuracy, completeness or timeliness of the information displayed on the Sites and are not responsible for any loss that results from your reliance on the information;
- b) information on the Sites is provided "as is". We do not guarantee continuous, uninterrupted or secure access to the Sites and are not responsible for any interferences, disruptions, faults or interruptions during access or in availability of the Sites;
- c) we exclude all liability to you or anyone else for loss or damage of any kind relating to the Sites including loss or damage you might suffer as a result of:
  - i) errors, mistakes or inaccuracies on the Sites;
  - ii) an act or failure to act by you, on any information or link contained on or referred to on the Sites;
  - iii) personal injury or property damage of any nature resulting from your use of the Sites;
  - iv) any unauthorised access to or use of our secure servers, personal information or financial information stored on those servers;
  - v) any interruption or cessation of transmission to or from the Sites;
  - vi) any bugs, viruses, Trojan horses or other harmful code or communications which may be transmitted through the Sites by any third party; and/or
  - vii) the merchantability or fitness for any purpose of any product or service of any linked sites.

3.3 You indemnify us, our shareholders, directors, officers, employees, licensors, affiliates, agents and representatives against liability to any third party in respect of any claim for damages or demand arising out your misuse of the Sites.

3.4 The Sites may include links to third party sites and resources provided by third parties, which are provided for convenience only. We do not have control over the contents of these sites and resources and do not warrant the accuracy, completeness, legality or reliability of them. We do not and will not accept liability for any loss or damage, howsoever occurring, as a result of your use of third-party websites. Your use is entirely at your own risk.

#### 4. Privacy

4.1 All information collected on the Sites are subject to the Victorian Bar's Privacy Policy, as may change from time to time. Users hereby consent to all actions taken by us with respect to personal information, which will be in accordance with the Privacy Policy.

#### 5. Copyright

5.1 We own or licence the copyright and other intellectual property rights in all content, features and functionalities of the Sites, including the website design, pictures, video and audio, graphics, brochures, colours and specifications (Content). We grant you a non-exclusive licence to reproduce the Content:

- a) for the purpose of browsing the Sites; and
- b) in hardcopy for the purpose of reviewing the material for personal or internal corporate use only; and

|  |                                  |
|--|----------------------------------|
| Policy Name: Acceptable use policy     | Date approved: 20 September 2002 |
| Approved by: The Victorian Bar Council | Last reviewed: 7 November 2019   |
| Page 2 of 3                            |                                  |



- c) the provision of your personal profile page details to third parties for general marketing purposes.

5.2 Apart from as set out in this clause, you must not reproduce, distribute, modify, upload, transmit, reuse or post any information on the Sites unless you have our prior written consent.

5.3 You may not reproduce or use our trademarks, logos, product names or business name without our express consent.

5.4 No right, title or interest in or to the Sites or any content on the Sites are transferred to you. All rights and interests not expressly granted are hereby reserved.

## **6. Governing law**

6.1 The governing law of the Sites is Victoria, Australia and you agree to submit to the exclusive jurisdiction of the courts of Victoria.

|  |                                  |
|--|----------------------------------|
| Policy Name: Acceptable use policy     | Date approved: 20 September 2002 |
| Approved by: The Victorian Bar Council | Last reviewed: 7 November 2019   |
| Page 3 of 3                            |                                  |