

### **IUBENDA**

## Terms and Conditions: Protect your business from potential liabilities

Philip M. Weiss

Abbie Clement



# More than 65,000 clients in more than 100 countries are using our legal software solutions and direct support for legal compliance



















































#### **AGENDA**

What are Terms & Conditions used for?: Important Legal Basics

Our solution



Live-Demo

Q&A



### **IUBENDA**

Terms and Conditions: Protect your business from potential liabilities

## TERMS & CONDITIONS Important elements: What is it?

- Governs the contractual relationship between the provider of a service and its users
- A contract in which the owner clarifies the conditions of use of its service
- Various names for this contract type
- Common uses: Use of content (copyright) rules, limitations of liability regarding a service, warranty and consumer rights information.



## TERMS & CONDITIONS CONT. Important elements: What is it?

• Common usage cont'd: Rules related to the cancellation or suspension of a user's account, setting governing law\* etc.

Particular attention should be given to the limitation of liability clauses (and disclaimers), for example the case of malfunctions of an app or a website.



## TERMS & CONDITIONS CONT. Important elements: Who needs it?

- Everyone from Bloggers to E-commerce, SaaS, and Enterprise businesses can benefit from setting Terms of Use.
- However, in some cases it can be mandatory.
  - Relevant for voiding misuse in general, but also with respect to applicable law.
  - E-commerce: disclosing legally required warranty & consumer rights information, etc.



## TERMS & CONDITIONS CONT. Important use case: E-commerce

Not only advisable but may also be mandatory in some cases.

• The website/app must make terms and disclosures available when complex issues are at stake, for example in the case of ecommerce, where among other things, money transactions are processed directly through the platform.



#### TERMS & CONDITIONS CONT.

Recap: How setting *Terms* protect your interests

- The ToS therefore, helps in dealing with problems or preventing them in the first place by setting a legally binding agreement between you and your users, on the subject of your rules for accessing/using your service.
- Because of that, the ToS is fundamental in many cases in order to mount an adequate and proper defence.



## TERMS & CONDITIONS CONT. Terms should at least contain (an excerpt):

- Identification of the business
- Description the service that your site/app provides
- Information on risk allocation, liability, and disclaimers
- Warranty/Guarantee information (where applicable)
- The existence of a withdrawal right (if applicable)
- Terms of delivery of product/service
- Conditions of use/purchase (eg. age requirements, location-based restrictions)
- Refund policy/exchange/termination of service and related info
- Info related to methods of payment





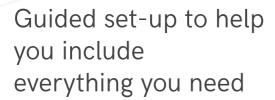
**GENERATOR FOR TERMS AND CONDITIONS** 

The solution, to draft, update and maintain your Terms and Conditions for websites/apps.





#### TERMS AND CONDITIONS GENERATOR



Optimised for everything from ecommerce and apps, to complex scenarios like marketplace and SaaS



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8 languages available

Plug-and-go integrations for popular store systems like Shopify, eBay, and Amazon



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**PRICING** 

#### **ULTRA**

## Terms and Conditions Generator

129\$/year per site, app or language

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