



LEGAL STATEMENT

This legal statement contains the terms and conditions governing www.midnightoil.com. By using this site, you expressly accept and agree to abide by all the terms and conditions contained in this Legal Statement. Do not use this site if you do not accept and agree to these terms and conditions. Unless otherwise referenced herein, any reference to "Midnightoil Web Authoring and Design" shall include the Midnightoil Web Authoring and Design Corporation and all of its affiliates.

This Site is available only for your personal use, which shall be limited to viewing the Site, providing information to the Site and downloading product or services information for your personal review.

OWNERSHIP

Midnightoil Web Authoring and Design owns or has rights to all of the wallpaper, icons, characters, artwork, images, graphics, music, text, software and other content on this Site (the "Content"), and all HTML, CGI and other code and scripts in any format used to implement the Site (the "Code"). The Content and Code of the Site are protected by copyright in any case where code is property of another person, company or organization it will be expressly stated within the code. Except as set forth above, you may not copy, modify, upload, download, transmit, re-publish, display for redistribution to third parties for commercial purposes, or otherwise distribute any Code or Content from the Site without the prior written agreement of Midnightoil Web Authoring and Design. You may not use the Content or Code from the Site for any purpose other than those set forth above. All names, logos and trademarks which appear on the Site are the property of Midnightoil Web Authoring and Design or are used by Midnightoil Web Authoring and Design under license. You may not use any of THE FOREGOING for any purpose without the prior express written permission of Midnightoil Web Authoring and Design. Your failure to comply with this Legal Statement will constitute breach of contract and will violate Midnightoil Web Authoring and Design's copyright, trademark and other proprietary and industrial property rights.

USE OF INFORMATION SUBMITTED BY YOU

Note: This section does not apply to personal data supplied by you to Midnightoil Web Authoring and Design, such as your name, address, e-mail address, telephone number and other similar personal information.

Midnightoil Web Authoring and Design welcomes your comments and suggestions on its Site, products and services, but Midnightoil Web Authoring and Design does not seek to solicit any confidential or proprietary ideas, suggestions, materials or other information relating to developing, designing, redesigning, modifying, manufacturing or marketing its products, services or any new products or services. By submitting information, you warrant that Midnightoil Web Authoring and Design may publish such information, use it as part of its operations, and incorporate its concepts in Midnightoil Web Authoring and Design products without liability.

DISCLAIMERS

Midnightoil Web Authoring and Design publishes information on its Site as a convenience to its visitors. Except for those areas where products and or services may be purchased, Midnightoil Web Authoring and Design product information is provided for informational purposes only. While Midnightoil Web Authoring and Design attempts to provide accurate and timely information, there may be inadvertent technical or factual inaccuracies and typographical errors, furthermore MidnightOil Web Authoring and Design will not be held liable for any inaccuracies that inadvertently misinformed the reader. We reserve the right to make corrections and changes to the Site at any time without notice. The Midnightoil Web Authoring and Design products and services described in its Site may not be available in your region. Midnightoil Web Authoring and Design does not claim that the information on the Site is appropriate to your jurisdiction or that the products or services described on its Site will be available for purchase in all jurisdictions.

Midnightoil Web Authoring and Design operates its Sites from the United States. It is possible that some software that may be downloaded from the Site is subject to government export control or other restrictions. By visiting and using our Site, you acknowledge these restrictions and agree that you are not subject to them.

Visitors assume all responsibility and risk with respect to their use of the Sites. Midnightoil Web Authoring and Design disclaims all warranties, representations and endorsements, expressed or implied, with regard to information accessed from or via the Site, including but not limited to all expressed and implied warranties, such as warranty of title, merchantability, non-infringement and fitness for a particular purpose. Midnightoil Web Authoring and Design does not warrant that the Site is free of computer viruses, bugs or other harmful components. Midnightoil Web Authoring and Design does not warrant that the functions contained in the material will be uninterrupted or error-free or that errors will be detected or corrected. Midnightoil Web Authoring and Design does not assume any liability or responsibility for the accuracy, completeness, reliability or usefulness of the information disclosed or accessed through the Site. Midnightoil Web Authoring and Design does not have any duty to update its Site or modify their Content or Code, and Midnightoil Web Authoring and Design shall not be liable for its failure to update such information. It is your responsibility to verify any information contained in the Site before relying upon it.

IN NO EVENT SHALL MIDKNIGHTOIL WEB AUTHORIZING AND DESIGN BE LIABLE FOR ANY DIRECT, SPECIAL, INDIRECT, OR CONSEQUENTIAL DAMAGES, OR ANY OTHER DAMAGES OF WHATEVER KIND RESULTING FROM WHATEVER CAUSE, INCLUDING BUT NOT LIMITED TO LOSS OF USE, LOSS OF PROFITS, LOSS OF DATA, OR ANY OTHER TYPE OF DAMAGE, TANGIBLE OR INTANGIBLE IN NATURE, WHETHER IN AN ACTION UNDER THEORIES OF CONTRACT, TORT OR OTHERWISE, ARISING OUT OF OR IN ANY WAY RELATING TO THE USE OR PERFORMANCE OF THE INFORMATION ON, OR ACCESSED THROUGH, MIDKNIGHTOIL WEB AUTHORIZING AND DESIGN'S SITE.

Midnightoil Web Authoring and Design reserves the right to withdraw access to the site or to revise the services and products described in the Site at any time without notice.

Midnightoil Web Authoring and Design may at any time revise the terms and conditions contained in this Legal Statement by updating this posting. You are bound by any revisions contained herein and should periodically visit this page to review the current terms and conditions which apply to your use of the Site.

The invalidity of any term, condition or provision of this Legal Statement shall not affect the enforceability of those portions of the Legal Statement deemed enforceable by applicable courts of law.

Send mail to comments@midknightoil.com with questions or comments about this web site.

Copyright © 1999 Midnightoil Web Authoring & Design

Last Modified 7/29/99