

# LOW.FARE *International* License Agreement

between

Partners Software GmbH

Zum Alten Speicher 11

28759 Bremen, Germany;

- hereafter “Partners Software” -

and

(Company Name) \_\_\_\_\_

(Street) \_\_\_\_\_

(City, Postcode) \_\_\_\_\_

(Email) \_\_\_\_\_

- hereafter „licensee“ -

## 1. License

1. The licensee orders from Partners Software the license to use and access code to the international LOW.FARE system (here after “system”):

LOW.FAREcounter (contract code LFCSD3)

LOW.FAREonline (contract code LFOSDE3)

(Please tick one or both modules)

## 2. License scope

1. The use of the LOW.FARE Counter system is limited to the licensee, and limited to one location/office.
2. The use of the LOW.FARE Online system is limited to the domain: \_\_\_\_\_ (please fill in the domain)
3. The use of the system by other parties than the licensee is not allowed. Partners Software reserves the right to terminate access to the system in case of mis-use by the licensee.

## 3. Support and Training

Partners Software does not provide training for the system. Support is provided on an email basis only.

## 4. Contract beginning, duration and end.

1. This contract is valid as of \_\_\_\_\_ and ends with the completion of the quarter year that follows the quarter of the contract starting date (minimum duration).
2. The validity of this contract is automatically extended by another quarter year if the contract is not terminated in writing by either party with a period of more than two (2) months prior to the end of the current quarter year.

## 5. License cost, payment

1. The monthly license fee for the system is

LOW.FAREcounter      € 12,95

LOW.FAREonline      € 12,95

Combination price for both systems: € 19,95

This monthly fee has to be paid three months in advance.

2. LOW.FAREcounter: Fee per booking: € 2,50

LOW.FAREonline: Fee per booking:

For the 1<sup>st</sup> passenger in a booking: € 2,50

For the 2<sup>nd</sup> passenger in a booking: € 1,50

For each additional passenger in a booking: € 1,00

This booking fee is accounted for on a quarterly basis for the three months which precede the invoice date.

3. There is a threshold of a maximum 400 transactions per booking. If this threshold is exceeded by the licensee then there is an additional charge of € 0,0015 per transaction.
4. For the LOW.FAREcounter system the licensee will pay Partners Software by bank transfer or by allowing Partners Software to charge the licensees credit card.
5. For the LOW.FAREonline system Partners Software will deduct the monthly charges and booking charges and the credit card commission from the service fee which is collected from the passengers on behalf on the licensee and send the remaining amount via bank transfer to the licensee on a quarterly basis. To avoid accounting problems with traveller credit card charge backs service charges are transferred to the licensee with a delay of eight weeks after the customer credit card has been charged.
6. The licensee authorises Partners Software to charge the passengers credit card for the services fees which have been defined by the licensee. The credit card commission for the service fee charge to the customer credit card is paid for by the licensee. This credit card commission (currently 4,5%) is deducted from the service fees before the money is sent to the licensee. Any additional costs relating to credit card charges (e.g. charge backs or non-authorized charges) are to be paid for by the licensee.

7. The licensee has to provide Partners Software with a valid European Union VAT ID number so that German VAT (MwSt.) does not have to be charged. If the licensee does not provide a valid European Union VAT ID number then Partners Software has to charge German VAT (currently 16%).

## 6. Applicable law, court of jurisdiction, writing clause

1. This contract and the entire relationship between the licensee and Partners Software is governed by German law. The sole place of jurisdiction is Bremen, Germany.
2. Should any part of this contract be invalid or unenforceable, the remainder of the contract stays in effect. The invalid or unenforceable part of the contract shall be replaced with a clause that expresses what both parties would have intended when the contract was signed.
3. Any changes to this contract require a written agreement signed by both parties.

## 7. Signatures

This contract goes into effect by both parties signing the contract.

\_\_\_\_\_  
Date, Place

\_\_\_\_\_  
Date, Place

\_\_\_\_\_  
For the licensee

\_\_\_\_\_  
For Partners Software

### Your payment method for LOW.FARE

Please tick your desired payment method for the license fees:

- We wish to pay by bank transfer
  
- We wish to pay by our agency credit card (details below)

I hereby authorise Partners Software to charge the following credit card with the fees according to this contract:

Credit Card type: VISA, Eurocard, American Express, Diners Club (please circle card type)

Credit Card number: \_\_\_\_\_

Card security number: \_\_\_\_\_

Card expiration month/year: \_\_\_\_\_

Cardholder Name: \_\_\_\_\_

Cardholder signature: \_\_\_\_\_

Date, Place: \_\_\_\_\_

## LOW.FAREonline: Booking fee/service charge settings

(Company) \_\_\_\_\_

(Contact Name) \_\_\_\_\_

(Address) \_\_\_\_\_

(City/Postcode/Country) \_\_\_\_\_

(Email) \_\_\_\_\_

LOW.FARE customer nbr (for existing customers) \_\_\_\_\_

URL: \_\_\_\_\_

(Date, Signature) \_\_\_\_\_

Service charge/booking fee amount:      EUR \_\_\_\_\_

Which type of fee shall be implemented (please tick box)?

LOW.FAREonline allows the user to charge the following fees

Fee per person

Fee per booking

### Fee per person

The appropriate amount is charged per passenger with a booked seat, i.e. it is charged per individual adult and child associated, where applicable.

### Fee per booking

The appropriate amount is charged on the basis of the individual booking, irrespective of the number of travellers involved.

## How are the fees to be displayed to the end user (please tick box)?

LOW.FAREonline offers the following possibilities:

### Fee per person

- A total price including the air fare and the fee as one amount (if both are in the same currency). Traveller still has two credit card charges.
- Air fare and fee shown as two separate figures

### Fee per booking

- Air fare and fee shown as two separate figures

## How the fees are charged

The charges you desire are stored into the LOW.FAREonline system by Partners Software. As a flight is booked the appropriate air fare is charged by the airline and the fee is charged by Partners Software in a separate credit card charge. The customer receives an email from partners software, advising the customer about the service charge and for which travel agency/tour operator the charge is generated. This allows the customer to identify the service charge and understand why there are two charges to the credit card. All service charges collected are set off against the costs that arise from using LOW.FAREonline and paid out quarterly.

To have your service charges implemented just fill in the product sheet attached. Mark just **ONE** of the three options and send the form to Partners Software or just fax it to

**+49 421 655962.**

Partners Software will then implement the service charge into your agency profile as applied for. The first implementation of the service charge facility is free of charge. For any subsequent changes a fee of 25 EUR or 17,50 GBP will be charged to you.

### LOW.FARE agency access for airlines

Airline, e.g. Air Berlin, Sterlin, HLX*	Agency number/user name for airline Internet access	Password for airline Internet access

Send this sheet to Partners Software if you wish to make use of Airline web sites with agency login or loyalty programmes. Partners Software will upload this information into your LOW.FARE agency profile. The first implementation of the service charge facility is free of charge. For any subsequent changes a fee of 25 EUR or 17,50 GBP will be charged to you.

\* Please remember that on some airlines (e.g. HLX) the use of the agency access will increase the flight price by e.g. EUR 7,50. Therefore it could be sensible not to use the agency access on such airlines as LOW.FAREonline will add you service fee on top of the higher airline price (until we are able to differentiate service fees by carrier).