

SaskTel Wireless Emergency Communication Services Limitation of Liability C F

Terms and Conditions

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|-----|---|--------------------|--|
| 1.1 | SaskTel’s liability is not limited by sections 1.2 through 1.4, below, in cases of deliberate fault, gross negligence or anti-competitive conduct on the part of SaskTel or in cases of breach of contract where the breach results from gross negligence of SaskTel. | C

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| 1.2 | Except in cases where negligence on the part of SaskTel results in physical injury, death or damage to the Customer's property or premises, SaskTel’s liability for negligence related to the provision of emergency services on a mandatory basis is limited to the greater of \$20 and three times the amount the Customer would otherwise be entitled to receive as a refund for the provision of defective service under the contract between SaskTel and the Customer. | C

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C F | |
| 1.3 | In respect of the provision of emergency services on a mandatory basis, SaskTel is not liable: | C | |
| a) | for libel, slander, defamation or the infringement of copyright arising from material or messages transmitted over SaskTel’s telecommunications network from the Customer's property or premises or recorded by the Customer's equipment or SaskTel’s equipment; | F
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| b) | for damages arising out of the act, default, neglect or omission of the Customer in the use or operation of equipment provided by SaskTel; <i>or</i> | F
C F | |
| c) | for damages arising out of the transmission of material or messages over SaskTel’s telecommunications network on behalf of the Customer which is in any way unlawful. | F
C F | |
| 1.4 | When facilities of other companies or telecommunications systems are used in establishing connections to or from customer controlled facilities and equipment, SaskTel is not liable for any act, omission or negligence of the other companies or telecommunications systems in relation to the provision of emergency services on a mandatory basis to the Customer. | F
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End

(Reserved for future use)

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