WHITELISTING APPLICATION FORM

Date submitted:

PART A

CSP details	
CSP Name	
Contact Person	
Contact No.	
Email Address	

Service Details	
Websites	
Short code subscription	
Service	
Charging details	
Justification	

PART B

Approval

For Safaricom use only	
Name	
Position	
Signature	
Date	

NB: A CONNECTION FEE OF 75,000 + VAT IS APPLICABLE.

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TERMS AND CONDITIONS

These Terms and Conditions are supplemental to the Agreement for Provision of Content ("the Agreement") entered into with Safaricom Limited ("Safaricom").

1. COMMENCEMENT AND DURATION

Access to the SDP back end may be provided by Safaricom at its sole discretion. Where it is provided, such access will be available on development and integration of the interface provided by the Safaricom Technical team. The costs of such integration shall be met by the CSP.

2. PROVISION OF THE SERVICE

i.   Subscription of subscribers from the back end shall be used only for the reasons determined and communicated by Safaricom from time to time. The reason why access from the back end is required must be disclosed in this Application. Safaricom reserves the right to reject the Application or condition such access.

ii. Any other reason arising shall require a fresh Application Form

3. AVAILABILITY AND SUPPLY OF THE SERVICE

Although Safaricom will take all reasonable steps to ensure that the Service is available to the CSP at all times, it cannot guarantee a continuous fault free service. The quality and availability of Service may be affected by factors including (but not limited to) acts of God, geographical topography, power outages, weather conditions, planned maintenance or rectification work on the Network, the transmission link(s) may interfere adversely with the quality and provision of the Service. Safaricom makes no representation or warranty in respect of the suitability or ability of the Service.

4. SUSPENSION, TERMINATION AND VARIATION OF THE SERVICE

Safaricom may in its sole discretion suspend, terminate or vary the Service without liability to compensate the CSP for any period during which:

a) Safaricom is required or requested to comply with an order or instruction of or on recommendation from the Government, court, regulator or other competent authority;

b) Safaricom reasonably suspects or believes that the Customer are in breach of the Terms and Conditions of this Agreement or any other terms and conditions referred to herein;

c) Such a suspension, termination or variation is necessary as a consequence of technical problems or for reasons of safety; and

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d) Safaricom suspends or terminates the provision of the Service for its commercial reasons.

e) The CSP abuses the Service or breaches these Terms and Conditions or the Agreement.

NOTE: Breach of the access provided will lead to suspension of the entire CSP account for a period of not less than one month. This is in addition to other remedies and penalties in the Agreement and at law.

5.   VARIATIONS

Safaricom reserves the right to vary these terms and conditions at any time by placing the revised terms and conditions on its website and the CSP will be deemed to have been bound by such variation by continuing to use the Service.

6.   INTELLECTUAL PROPERTY AND INFORMATION SECURITY

(a) It shall be the responsibility of the CSP to keep any passwords and security features provided under the Service secure. Access of the Service using the CSP's password or security features shall be deemed to be access by the CSP.

(b) The CSP shall under no circumstance share the interface or Service with any other third party. It shall the responsibility of the CSP to monitor the use of the Service by its employees.

(c) The CSP shall not copy, reverse engineer or in any manner interfere with the software provided in the Service. All the intellectual property in and related to the Service shall at all times remain the sole property of Safaricom.

Signed by for and on behalf of the CSP:

Name:

Signature:

Designation:

Date:

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