

Regulation governing use of the public Wi-Fi network

As of 01 Nov. 2023

The General Management of HES-SO Valais-Wallis

having regard to the Swiss Federal Act on Data Protection (FADP) of 25 September 2020,
having regard to the Act on Public Information, Data Protection and Archiving ("Loi sur l'information du public, la protection des données et l'archivage" - LIPDA) of 09 October 2008,
having regard to the Act on the University of Applied Sciences of Western Switzerland Valais/Wallis (Loi sur la Haute Ecole Spécialisée de Suisse occidentale Valais/Wallis) of 16 November 2012,

determines:

Art. 1 Scope of application

This Regulation governs the use of the free Internet service provided via the public wireless network (Wi-Fi) that HES-SO Valais-Wallis makes available to external users. This Regulation automatically applies to any person (hereinafter referred to as a "user") who uses the service in this context.

Art. 2 Accessing the public Wi-Fi network

- ¹ To subscribe to the service, the user must register online, using a personal and confidential access code. Once properly registered, users may use the service free of charge under the conditions set out in this Regulation.
- ² Any user can connect using their own Wi-Fi-compatible device.
- ³ Access to the network is not guaranteed and may be interrupted at any time without notice.

Art. 3 User's responsibilities

- ¹ Users are solely and entirely responsible for their online activity, both in terms of content and in terms of data transfer (transfer of files, e-mail, etc.). By subscribing to the service, the user undertakes to comply with all applicable legal provisions, in particular the provisions of the Swiss Criminal Code, the Swiss Federal Act on Data Protection and copyright law. In particular, the user undertakes to refrain from any inappropriate or abusive behaviour, and in particular to refrain from:
 - accessing or attempting to access sites with illegal content
 - misusing the connection, for example by continuously downloading content on one or more computers
 - hindering the smooth running of the network or its security, in particular by systematically or aggressively sending advertising messages, fundraising letters or other undesirable e-mails (spamming)
 - sending or downloading messages, data or information of a violent, pornographic or racist nature or with content that undermines human dignity in any other way
 - making websites or information (blogs) available with the aforementioned types of content

The user bears sole responsibility for any damage resulting from improper use. HES-SO Valais-Wallis reserves the right to take action against the user regarding any damage caused by such improper use.

- ² The network may not be used for commercial purposes without prior authorisation.

- ³ The service access code, which enables the user to be identified if necessary, is personal and non-transferable.

Art. 4 Network protection and security

- ¹ Users must not attempt to compromise the security of the network. This includes any attempt at hacking, spreading viruses or gaining unauthorised access to data.
- ² The use of software or devices that would disrupt the network or hinder the connectivity of other users is prohibited.
- ³ For security purposes and/or to meet legal obligations, HES-SO Valais-Wallis must record and retain certain data, such as the telephone number used to grant the access code, connection data (such as the assigned IP address, number and frequency of uses, exact times and dates of connection and disconnection). This data is processed in compliance with the aforementioned data protection legislation. The data may be passed on to the competent authorities in the event that the user is suspected of breaking the law or breaching the present Regulation.

Art. 5 Bandwidth limitation

HES-SO Valais-Wallis reserves the right to limit the bandwidth available to each user in order to provide all users with a fair experience.

Art. 6 Guarantees and liability

The public Wi-Fi network is provided “as is” and without guarantees of any kind. HES-SO Valais-Wallis is not liable for any service interruptions, data loss or damage caused by using the network.

Art. 7 Final provisions

- ¹ HES-SO Valais-Wallis reserves the right to update or modify this Regulation at any time. Users are responsible for regularly checking for any changes to this Regulation.
- ² Continuing to use the public Wi-Fi network following a change to the Regulation will be considered an acceptance of the change.
- ³ Failure to comply with this Regulation may result in deactivation of access to the network and, where appropriate, legal action.

The present Regulation was adopted by the General Management of HES-SO Valais-Wallis at the meeting of 30 October 2023.

Entered into force on 1 November 2023.