

# 2023 KURATAU SCHOOL

## ATV SIDE X SIDE TRAIL RIDE

### TERMS AND CONDITIONS

ASSUMPTION OF RISK AND RELEASE FROM LIABILITY AGREEMENT

#### YOU MUST READ AND AGREE TO THE FOLLOWING TERMS & CONDITIONS:

*This is an important document which affects your legal rights and obligations. Please read it carefully and do not sign it unless you are satisfied that you understand it.*

*It relates to the following Trail Bike ride:*

**EVENT: KURATAU SCHOOL UTV & ATV TRAIL RIDE (hereto referred to as "the Event")**

**DATE: SUNDAY, 2 JULY 2023**

**VENUE: KURATAU SCHOOL GROUNDS (2244 STATE HIGHWAY 41, KURATAU) & LAND ON RANGIATEA STATION, HAUHUNGAROA 2C, WAITUHI KURATAU STATION & MOERANGI STATION.**

#### **Acknowledgement/waiver acceptance**

***The acceptance of all entries to the KURATAU SCHOOL UTV & ATV TRAIL RIDE is dependent on entrants agreeing to the following conditions:***

1. I understand that the event I am entering into has inherent risks and that the area where the Trail ride is to be undertaken, also has inherent risks. I am participating knowing this, and I am fit to participate. I acknowledge that Motorcycle riding is an inherently dangerous activity and participation may expose me to the risk of serious injury or death. This possibility of injury or death can happen due to mechanical or safety equipment failure, my own actions while riding, track and weather conditions, negligent acts, the actions or failures of other people, including other riders/participants or any other combination of these factors. I agree that such an occurrence may be caused directly or indirectly by any act, omission or error outside my control. I agree to hold harmless, keep indemnified and waive all claims against the Hosts (Kuratau School), Organisers, Sponsors, Landowners or any other person(s) associated with this event from and against all losses, actions, claims, cost, expenses and demands in respect of death, injury to or damage to myself or the property of myself or any other persons arising out of or in connection with this event or my taking part in this event.
2. I acknowledge that other people may cause me injury or may damage my property, that my personal property may be lost, damaged or destroyed while participating in the event. Injury to other persons or damage to their property may occur during participation.
3. I authorise that my name, voice and or picture, or any information given as part of my entry can be used without payment in any broadcast, telecast, advertisement, and promotion or in any other way related to this event pursuant to the Privacy Act 1993. Entrants will be accepted at the discretion of the Hosts/Organisers, which reserve the right to reject any entry or issue special invitations. Furthermore, I understand that there are risks involved within the Trail Ride area. I accept these conditions and acknowledge that I am participating at my own risk. I also acknowledge that all entries are non-refundable.
4. The natural conditions and terrain where the event is to take place may vary without warning
5. My participation in the event is voluntary and I have not been coerced or required by the organiser to take part.
6. I have disclosed to the organisers, any pre-existing medical or other condition that may affect the risk that either I or any other person will suffer injury, loss or damage.
7. The organiser is not the owner or manager of the venue and makes no warranties about the condition of the venue or its suitability for the event.
8. I am aware of the dangers associated coupling participation in the event with the consumption of alcohol, mind altering substance, drug or other substance which may impair my judgement, physical ability or capacity to safely participate in the event, and I agree that I will not participate in the event while under the influence of any of these substances.

## Event Indemnity

***In consideration of the Hosts (Kuratau School), Organisers, Landowners & any other person(s) associated with this Event, I hereby agree:***

1. To unconditionally and irrevocably indemnify and hold harmless, the Hosts, Organisers, Landowners & any other person(s) associated with this Event, against all claims, actions, suits, damages, liabilities, losses, charges, proceedings and cost that maybe incurred or be put to as a result of the provision of services to enable the running of this Event. Such indemnity shall be granted whether or not legal proceedings are instituted, irrespective or the means, manner or nature of any settlement, compromise or determination.
2. To not bring any action against the aforementioned parties mentioned above, in respect of any loss or damage to property or injury to any person suffered during or in consequence of the participation in this Event, whether such loss or injury is caused by the negligence or otherwise of the parties in charge of the Event.
3. To attend the safety briefing and pay particular attention to the instructions relating to the rules stipulated for the Trail Ride. I will co-operate with all safety guidelines and lawful directions given to me by the organisers.

## Declaration

I acknowledge that I have read, understood and agree to the terms and conditions above, and acknowledge that I will give up substantial rights by signing it. I agree to abide by the rules and regulations stipulated by the Hosts, Organisers, Landowners & any other person(s) for this Event. I also agree to obey the instructions and directions issued by these people/person(s).

I, the undersigned declare that the motorcycle(s) I intend to ride are/is in good condition and fit for the purpose. I take full responsibility in respect of the condition as set down.

I agree that I am at least 18 years of age or where a rider/participant is under the age of 18 years of age, the declaration must be signed by a parent or legal guardian.

Where I have registered multiple people on this entry, I agree on their behalf to the terms and conditions and take full responsibility to ensure they are aware of the terms and conditions and that they will read all instructions and attend all briefings.

I/We agree to all the terms and conditions above. (You must tick this box to have a valid entry)

***Participants Signature:*** \_\_\_\_\_

***Please Note:*** By signing this form, you take full responsibility to ensure that those listed above have been informed of, understand and will abide by the acknowledgement/waiver/indemnity and all rules advised by the Hosts, Organisers, Landowners and any other person(s) associated with this Event prior to and during the Event.