



# 2019 Walcha Billy Cart Challenge



## INDEMNITY FORM

The Indemnity Form has been drawn up to protect the interest of the *Walcha Billy Cart Challenge* organisers, beneficiaries and sponsors. The intention of this document is for all participants to acknowledge the risks involved in participating with such an event and agree to not hold responsible the organisers, beneficiaries and/or sponsors for any injury, loss or damage that may occur as a result of participating in the *Walcha Billy Cart Challenge*.

The aim of the Billy Cart Derby is to promote craftsmanship and sportsmanship. Some of the risks associated with participating in an event such as the *Walcha Billy Cart Challenge* include, but are not limited to, the following:

- Driver accidents and subsequent driver injury and billy cart damage. Accidents may arise as a result any combination of the following:
  - Traffic / Other drivers;
  - Driver error;
  - Poor road conditions;
  - Poor weather conditions including poor visibility;
  - Mechanical malfunctions;
- Health issues for riders may include:
  - Sunburn;
  - Personal medical conditions (including fitness);

Drivers are asked to understand and agree to the following requirements;

1. Drivers are ultimately responsible for ensuring they have the appropriate strength and fitness to complete this event.
2. Billy Cart Driving on public roads is a potentially hazardous activity; therefore, all riders must exercise their own judgement as to whether each has sufficient competence and experience to safely participate.
3. During the event, all drivers will wear a correctly fitted Standards approved helmet and will comply with the current New South Wales road rules and any directions given by Police, course marshals and event organisers and will drive carefully and considerately at all times.
4. The organisers in their discretion may refuse a driver(s) entry to commence the Challenge or to continue the Challenge if your conduct during the Challenge is of a type which in the organiser's opinion is not in the best interests of the public or other participants or the billy cart challenge, without refund.

By signing this statement, participants acknowledge the risks associated with taking part in the *Walcha Billy Cart Challenge* and agree to hold harmless organisers, beneficiaries, sponsors and participants against any injury loss or damage that may be incurred. By signing, you are also acknowledging that you are aware of, and agree to, all of the above requirements. Those drivers under the age of 18 are required to gain permission to compete from their parent/guardian.

# 2019 Walcha Billy Cart Challenge

---

## Agreement

I agree to participate in the *Walcha Billy Cart Challenge* on the following terms & conditions:

1. I am aware that my participation in the *Walcha Billy Cart Challenge* carries with it dangers and risks.
2. Except to the extent that I have non-excludable statutory rights, and so far as otherwise permitted by law.
  - a) **Agree to assume ALL risk arising out of my participation in the *Walcha Billy Cart Challenge*.**
  - b) **Agree to release Walcha Council, Walcha Mountain Festival, its employees, volunteers and assistants from ALL liability no matter how it arises in respect to any injury, loss or damage suffered as a result of my participation in the *Walcha Billy Cart Challenge*.**
  - c) **Agree to indemnify Walcha Council, Walcha Mountain Festival, its employees, volunteers and assistants in respect to any legal liability it may have to any third party which in anyway arises from my participation in the *Walcha Billy Cart Challenge*.**
3. I agree to abide by all rules and conditions established by Walcha Council and the Walcha Mountain Festival Committee regarding my participation in the *Walcha Billy Cart Challenge*.
4. I have understood this document prior to signing it.
5. I am over 18 years or older, OR have the written consent of my parent or guardian.

Signature:.....Date:.....

Print Name:.....

If under 18 years of age:

Signature of parent /guardian:.....Date:.....

Print Name:.....