



DISCLAIMER AND ACKNOWLEDGMENT OF RIGHTS FORM

Parties: Fremantle Sailing Club (Inc) (**Club**) and

_____ (“you”, “your” or “Participant”)
Full name

In consideration of the Fremantle Sailing Club permitting, you to enter and participate in the **Fremantle to Exmouth Race & Rally 2023** departing 6 May 2023 (**Event**), the entrant who signs below:

- Acknowledges FSC owns all media rights in the Fremantle to Exmouth Race and Rally 2023 and all rights in and to any visual and audio material and any data taken or collected on or behalf of the Organising Authority, or provided to it, in connection with the race/rally and may exercise those rights as it sees fit.
- Grants FSC, at no cost, the unconditional, perpetual right and authority to publish and broadcast anywhere in the world, for any purpose and in any medium, their name, image, and relevant biographical information of them, and any still or moving images and audio recordings taken of them or the boat specified below prior to, during or after the race. *
- For Race entrants, confirms he or she is aware of the Racing Rules of Sailing Fundamental Rule 4 (Decision to Race). For Rally entrants, the responsibility for a boat’s decision to participate in this event or continue is hers alone.
- Acknowledges and accepts the risks (including the risk of harm to persons and property and the risks associated with the perils of the sea and the seaworthiness of any boat) associated with the participation in the Fremantle to Exmouth Race and Rally 2023 and waives all rights against and releases FSC and sponsors, and their respective officers, employees, volunteers and members, in respect of any loss of life or injury to persons, or loss of or damage to property, suffered in connection with the race or rally;
- Acknowledges that this is a Category 2 event and understands the operation of his or her life jacket/ PLB’s (and Personal AIS if fitted) and has been briefed regarding the boat’s safety equipment with respect to its stowage, maintenance, and operation.
- Acknowledges their participation in the Fremantle to Exmouth Race & Rally 2023 is agreed by FSC on the basis of this disclaimer and participation is entirely at the risk and responsibility of each member of the crew and FSC and their sponsors are not responsible for the boat or its crew.
- Acknowledges and agrees that this document is governed by the laws of Western Australia, that any liability for harm to persons that results from breach of an express or implied warranty that the Fremantle to Exmouth Race & Rally 2023 and all services relating thereto will be conducted or rendered with reasonable care and skill is excluded and that the benefit of this document is held on trust by FSC for its officers, employees, volunteers and members.

Signed as a Deed by the **Participant** in

Signature

Boat

Date



FREMANTLE SAILING CLUB

p +61 8 9435 8800
w fsc.com.au

151 Marine Terrace, Fremantle WA 6160
PO Box 860, Fremantle WA 6959
ABN 83 047 756 642

* FSC understands the importance of personal information and takes all reasonable steps to follow the privacy principles in the Privacy Act 1988