

**WISE WINERY AND LOT 80 MOUNTAIN BICYCLE TRACK
RIDING LIABILITY WAIVER FORM and CODE of CONDUCT**

I acknowledge that cycling can be an inherently dangerous activity and I recognize that there are risks and hazards specifically associated with this activity, including the possibility of injury or even death and loss and damage to myself and my possessions. I am aware of the risks and the potential consequences if things go wrong and I have been given reasonable opportunity to consider whether or not to participate in the Ride.

Initial.....

I hereby release and forever discharge **WISE WINERY AND LOT 80**, its employees, agents, tenants, customers, contractors and volunteers from any and all claims, suits, demands, expenses, costs, actions and proceedings of any nature whatsoever, which I, my executors or administrators or any other person has or might assert against any of them arising from, in relation to, incidental to or by virtue of any injury, loss or damage suffered or sustained by me in connection with my participation in the Ride.

Initial.....

I hereby indemnify and hold harmless, and shall keep indemnified and held harmless, **WISE WINERY AND LOT 80**, its employees, agents, contractors and volunteers from and against all claims, suits, demands, expenses, costs, actions and proceedings of any nature whatsoever arising from, in relation to or by virtue of:

- a) Any injury, loss or damage sustained by me.
- b) Any injury, loss or damage suffered by any other person as a result of any act, omission, neglect or default on my part, in connection with my participation in the Ride.

Initial.....

This waiver should be construed as a risk warning and is given as a risk warning in accordance with the provisions of the Civil Liability Amendment (Personal Responsibility) Act 2002. Bike riding can be a dangerous recreational activity that can involve risk of physical harm.

I understand that I must wear an approved cycle helmet at all times I am riding the bike and that Australian road rules apply at all times on classified roads, unclassified roads and forest roads. I also agree that **WISE WINERY AND LOT 80**, its employees, agents, contractors and volunteers are not responsible for the conduct of other people or the conditions of any biking surface.

I understand that to ride at **WISE WINERY AND LOT 80** I must be always have a current Mountain Bike Australia (MTBA) membership or be a current member of an MTBA affiliated MTBA club, and I understand if I fail to have a current MTBA membership when I ride I will be trespassing at **WISE WINERY AND LOT 80** and may be prosecuted to the full affect of the law.

Initial.....

MTBA membership number.....

I certify that I am over eighteen (18) years of age. I have read and understand this form and agree to all of the above provisions or Parent Guardian to sign on behalf.

CODE of CONDUCT

WISE WINERY AND LOT 80 (WW)

- Riders are responsible for ensuring that they have the physical capacity to complete the activity.
- Riders **MUST NOT** utilise any trails or related infrastructure in the park while under the influence of drugs or alcohol. WW reserve the right to deny access to any area of the park to any patron they believe may be under the influence of drugs or alcohol.
- All users of the park who are under 18 years of age, **MUST** have this form signed by a parent or guardian, who **MUST** remain with them at all times while in the **WISE WINERY AND LOT 80** mountain bike park.
- Australian standards approved helmets **MUST** be worn in the park at all times.
- Closed toe footwear **MUST** be worn at all times when riding.
- WW Bike trail recommend the use of a full face helmet and additional protective equipment, which may include but is not limited to; knee and elbow protection, chest and back protection, gloves, eyewear and neck braces.
- Faster riders must not try and overtake slower riders. These trails are for **EVERY** ability of rider to **ENJOY**, please be considerate of beginner or novice riders and leave a reasonable gap.
- This is a working property. Adhere to the roads and trails. Failure to do so may have to asked to leave.
- Riders **MUST NOT** attempt any trail or trail feature unless they have the ability to do so. All trails and features **MUST** be ridden slowly to allow inspection of trail conditions prior to increasing rider speed. All riders must ride in control and within their ability at all times.
- All trails are one direction only. Any rider found riding trails in the incorrect direction will have be asked to leave and will not be welcome back.
- No motorized shuttling of bikes/people are allowed.
- The WW Bike Park is a private bike park facility, and operates only within set operating hours. Use outside of these operating hours is strictly prohibited.
- Risks in the bike park include potential injury or death related to equipment misuse or failure.
- All users of the park are responsible for their own equipment and must ensure that their equipment is in good operating condition.
- All park users **MUST** obey the WW Bike Park Code of Conduct at all times.
- All park users **MUST** obey all trail closures and warnings, at all times.
- By signing this you agree to this Code of Conduct

Names.....Signature.....

Parent/Guardian.....Signature.....

Date.....