

# ECC 2023

## Agreement and Disclaimer Form

In consideration of being given the opportunity to participate in the Engineering Challenge Cup 2023 ("ECC 2023") I, for myself as the skipper ("Skipper") of the yacht entered under my name in the ECC 2023 ("Yacht") and on behalf of my personal representatives, all of my crew, assigns and heirs, hereby acknowledge and agree that:

### **(1) Acceptance of Responsibility and Indemnity**

(a) Sailing activities involve risks and dangers of bodily injury, including permanent disability, death, and property damage as well as other risks or losses not known or not foreseeable to me at this time ("Risks"); and

(b) These Risks may be caused by my own actions or omissions, the actions or omissions of any of my crew members or any of the other participants / organizers of the ECC 2023 or the conditions in which the ECC 2023 takes place; and I hereby fully accept and assume all such Risks howsoever caused as a result of or in connection with my participation in the ECC 2023

and I hereby agree to indemnify and hold harmless each of, the ECC 2023 Commodore & ECC Committee and the companies they work for, its affiliated companies as well as their directors, officers and employees, the members of the ECC 2023 Organizing Committee, the partners of the ECC 2023 Organizing Committee (including, but not limited to the ECC-Coordinator and the event agency), the ECC 2023 Sponsors, and anyone else acting on behalf of any of the foregoing ("Indemnities"), from any claims for property losses, costs and damages as well as from all litigations expenses and attorney fees in connection with such claims, except in the event of willful misconduct or gross negligence of any of the Indemnities.

(c) Covid or identical Health restrictions issued by Local Authorities, to be strictly adhered to.

### **(2) Decision to Participate / Seamanlike Behavior**

It is entirely and solely my decision to participate in the ECC 2023 or to continue participating in the ECC 2023 and I hereby warrant that if I observe any condition which I consider unacceptably hazardous or dangerous, I will refuse to participate in the ECC 2023 until such condition has been corrected to my satisfaction. It is entirely and fully my responsibility to ensure that I as the Skipper and my crew have all required seamanlike capabilities and will follow all required seaman like behavior during the ECC 2023.

### **(3) Rules and Instructions**

The establishment of any rules and / or instructions for the ECC 2023 by any of the Indemnities shall in no event limit or reduce my responsibility as a participant and skipper of the ECC 2023 according to this Agreement and Disclaimer or otherwise.

### **(4) Insurance**

It is entirely and solely my responsibility to maintain at all times during and after the ECC 2023 adequate, third party liability and other appropriate insurance, for my Yacht and my liability as a participant and skipper of the ECC 2023 according to this Agreement and Disclaimer or otherwise.

### **(5) Pictures, videos**

The Skipper accepts and approves on behalf of himself and the rest of the crew that during the event, pictures and videos, including those of the Skipper and the crew itself, may be taken and used rather published for purpose of sponsoring, advertisement of the event, documentation of the event, mainly during the event and/or the ECC web page (hereinafter "Purposes"). Therefore the Skipper and the crew transfer all the rights in regard to the pictures and videos as mentioned above to the ECC 2023 Commodore & ECC Committee, the members of the ECC 2023 Organizing Committee, the partners of the ECC 2023 Organizing Committee (mainly the ECC Coordinator and the event agency), and anyone else acting on behalf of any of the foregoing,

I have carefully read this Agreement and Disclaimer and fully understand its contents.

Printed Name of Skipper: \_\_\_\_\_

ECC Boat Number: \_\_\_\_\_

Place & Date: \_\_\_\_\_

Signature: \_\_\_\_\_