



Motorcycle Tour Operator and Commercial Organisation Affiliation Kit

In this kit:

Information on how to obtain affiliation
Commercial Organisation Affiliation Application
Samples of Permit Applications and other paperwork



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enjoy the ride

Thank you for your interest in affiliating with Motorcycling Australia [MA].

Motorcycle Tour Operators and other Commercial Organisations may now affiliate with Motorcycling Australia.

NOTE: This form of Affiliation is available only for organisations that operate on public roads, using registered motorcycles ridden by licenced riders.

Because Motorcycling Australia is extending our insurance cover for your organisation and allowing you to conduct events under our rules, we need to ensure that you will be able to meet our high standards.

This form of affiliation is available only to Motorcycle Tour Operators and other commercial Motorcycling Organisations.

If you have other questions not addressed in this kit, please contact us on: [03] 9684 0509 or email: riders@ma.org.au

WHY AFFILIATE WITH MOTORCYCLING AUSTRALIA?

Get with the Strength

Motorcycling Australia has been around since 1928. It's run by motorcyclists for motorcyclists. You'll be joining Australia's Peak Motorcycling body, with offices in all States and the Northern Territory.

Your voice will be added to our 26,000 existing members and nearly 400 affiliated clubs.

Promotion to MA members

As Australia's Peak Motorcycling body, we regularly receive requests for information about motorcycle tours in Australia, and our website regularly gets more than 100,000 unique visitors a month.

As well as placing your event on our on-line calendar, we will also help promote your business to members and non-members on our website- www.ma.org.au

Two Wheels — One Voice

Motorcycling Australia is vitally involved in the defence and preservation of motorcyclists' rights. By joining us you'll be helping in this important work.

Insurance Cover

Affiliating with MA means you can access the same Public Liability insurance policy that covers motorcycle sport in Australia. This means that your organisation is covered in case of a claim by the public up to \$50 Million.

Your Organisation, its Officers and Event Organisers will be protected by the umbrella of Motorcycling Australia's Insurance Public Liability Policy.

AFFILIATION CONDITIONS AND FEES

Affiliation runs for 12 calendar months from 1 January in any year, and allows your organisation, as a Commercial operation to conduct events and access MA's insurance policy.

To affiliate with MA, organisations must be registered as either ABN or ACN holders and provide proof of such registration.

At least two members/employees of the applicant organisation must be current MA Riders' Division members OR MA race licence holders. New Riders' Division membership applications may accompany your affiliation application.

The cost of affiliation is \$450 per annum, but a pro-rata fee applies depending on which quarter you join in.

PRO RATA AFFILIATION FEE

Quarter 1	Quarter 2	Quarter 3	Quarter 4
Jan - March	April - June	July - Sept	Oct - Dec
\$450.00	\$337.50	\$225.00	\$112.50

Affiliation fees are subject to annual review.

MA reserves the right to refuse to affiliate any organisation without supplying a reason.

NON-COMPETITIVE PERMITS

MA Non-Competitive Event Permits are available only to organisations currently affiliated with MA. Issuing the Permit will activate the Public Liability cover for your event.

The charge for a Non-Competitive Permit is based on a *per person/per day* basis. The current charge is \$3.20/person/day.

Permits will only be granted to affiliated organisations who agree to run the event following the current Motorcycling Australia Non-Competitive Manual and any other conditions required by Motorcycling Australia.

Non-Competitive Permits will only be issued for events which are:

- For registered motorcycles or ATVs,
- For riders with the appropriate licence for the machine they are riding, and are
- Primarily on public roads.

Please contact Riders' Division Manager [riders@ma.org.au or 03 9684 0509] for events *longer than 5 days duration* or for events for *more than 500 participants*.

HOW TO GET A NON-COMPETITIVE PERMIT

The following is a step-by-step guide which will help you get your affiliation and permits more quickly. If you have any questions which are not covered here, please contact us on [03] 9684 0500 and ask to speak with someone about Permits.

1. Complete the Non-Competitive Event Permit application form, sign and submit to MA.
2. If the Permit application is received and approved 90 or more days prior to the event date, it will be listed in the calendar section of the MA website.
3. If the permit application is received less than 14 days before an event, a Permit may not be issued.

EVENT PAPERWORK

Before the Event

A **Non-Competitive Permit Application** [p8] is required for each event arranged by your organization which includes motorcycling activity. You should nominate any suppliers [e.g. caterers, accommodation suppliers] and land owners who are involved in the event on the Permit Application.

All participants, including support crews, support vehicle drivers, vendors, volunteers and any person who has access to a restricted area must sign a **Participant Register** prior to the start of the event. You will need to fill in details of any third party listed on the Permit in the Schedule at the top of the form before getting participants to sign. Then you can copy this page as many times as you need.

After the Event

Within 14 days from the end of the Event, a one page **Event Organiser's Report** [p10] must be submitted.

An Injury Report [p11] must be completed for any injury sustained during the Event, however small.

NOTE: Apart from MA Riders' Division brochures and Membership Applications, all other forms and documents are available in electronic format only. All necessary documents will be emailed to organisations following a successful affiliation application. Copies of the MA Riders' Brochures and Membership Applications may be ordered from riders@ma.org.au

NON-COMPETITIVE PERMIT CONDITIONS

The normal conditions of a Non-Competitive Permit are below. Sometimes additional conditions may be applied, depending on the nature of the Event.

- Riding participants must hold a current motor vehicle licence appropriate to the vehicle they intend to ride/drive.
- It is the Event operator's responsibility to ensure all participants are appropriately licensed to ride/drive the vehicle being ridden/driven.
- All vehicles being ridden/ driven in the event must be appropriately registered with the relevant State /Territory transport authority and comply with the relevant State /Territory transport regulations.
- Events must be held primarily on public roads.
- Advertisements for any MA permitted event must include the MA logo following our logo use style guide.
- Non-competitive events must not include any element of motorcycle competition. This includes the timing of riding activities, or judging the ability of a rider to complete any task on a motorcycle. Competition which does not involve the riding of a motorcycle e.g.: a Poker Run, Show and Shine, Trivia competition etc may be carried out under a Non-Competitive permit.
- Any Supplementary Rider Rules relating to a permitted event must be included with the permit application and supplied to all riding participants.
- The event operator, in consideration of being granted a MA Non-Competitive permit and other consideration, agrees to conform and comply with the Motorcycling Australia Non-Competitive Manual.
- The signed original Participants Register and copies of any advertising material must accompany the Event Organiser's Report forwarded to MA within 14 days of the end of the event.
- The applicant should not at any time assume that a permit will be granted. Any expenses incurred by you [e.g.: advertising, printing, rental, etc.] are at your sole risk.
- There may be additional Conditions attached to the Permit.

MA reserves the right to refuse to issue a permit for any event without supplying a reason.

If your organisation wishes to conduct an activity which includes any element of competition, you will need to apply for a Competition Permit through your State Controlling Body. Other fees will apply.

NON-COMPETITIVE EVENTS

Events can be On-Road, Off-Road or Not on Public Roads.

You can sell MA Riders' Division membership to participants at or prior to an event provided an application form is completed and the fee submitted with the Event Organiser's Report.

Depending on the event, it **may or may not** also be a requirement for participants to additionally obtain a Single Activity Recreational Licence which will activate Motorcycling Australia's Personal Accident Cover. You will be advised of this requirement in the Conditions [if any] of the Permit.

You can sell MA Single Activity Recreational Licence to participants at or prior to an event provided an application form is completed and the fee submitted with the Event Organiser's Report.

It is recommended to have a person qualified in first aid present at every riding event. It is also advisable to advise hospitals in the area of the event/ along the route of your intentions.

FEES [inclusive of GST]

Commercial Tour Operator and Commercial Organisation Affiliation Fee	\$450.00 p.a.
Non-Competitive Permit fees	\$3.20/person/day*
Single Activity Recreational Licence [where required by permit]	\$20.00 [per person/ event]

*Payable within 14 days of the end of the event.

Fees are subject to annual review and may change without notice.

QUESTIONS & COMMENTS

If you have any questions about affiliating with Motorcycling Australia, Permit applications or becoming a member of Motorcycling Australia Riders' Division, please telephone the Manager-Riders' Division, Dan Rotman on 03 9684 0509.

We want to make it as easy as possible for you to enjoy yourself on your bike. If you think there are ways that this process can be made easier or less complicated, please contact us.

APPENDICES

Affiliation Application Form	7
This is the formal Application to affiliate with Motorcycling Australia. It must be completed, signed by the Public Officer of the organisation and forwarded with the appropriate fee.	
Non-Competitive Permit Application	8
This form needs to be completed whenever your organisation wants to conduct an Event which involves riding a motorcycle.	
Event Organisers' Report	10
This is a one page summary of the Event, to be completed and returned to Motorcycling Australia within 14 days of the Event.	
Injury Report	11
Use this form to advise us of any injuries any participant suffers during an event run under a Non-Competitive Permit.	
Participant Register	12
This is the "Sign-on Form" which needs to be completed and signed by everyone who participates in an Event run under a Non-Competitive Permit, even if they are not riding a motorcycle.	
Riders' Division Membership Application	13
You can use this form to apply for individual membership of Motorcycling Australia. It also contains the Terms and Conditions of participating in an Event run under a Non-Competitive Permit.	



AFFILIATION APPLICATION FORM

ORGANISATION NAME:

ACN:

ABN:

Registered Address:

Postcode:

Full Name of Principal Officer:

Residential Address

Postcode:

email:

MA licence/ Riders' Membership no:

New Membership Application enclosed

Full Name of Second Nominated MA member:

Residential Address:

Postcode:

email:

MA licence/ Riders' Membership no:

New Membership Application enclosed

ABOUT THE ORGANISATION:

Year of Incorporation [or establishment]:

Organisation Interests/ specialisation:

Organisation email address:

Website:.www.

PRINCIPAL OFFICER MUST READ AND SIGN

On behalf of [Name of Organisation], I hereby apply to affiliate with Motorcycling Australia Ltd in accordance with the rules and conditions of Motorcycling Australia and the Non-Competitive Manual. I understand that my affiliation is valid only if our activities are within MA guidelines and in furtherance of MA objectives. I undertake to advise MA in writing of any changes to the details contained in my application with 14 days.

Signed by the Principal Officer

PLEASE ATTACH:

- COPY INCORPORATION/BUSINESS NAME CERTIFICATE OR RECEIPT
AFFILIATION FEE [as at January 2009] see below

Table with Affiliation Fee and four quarters (Quarter 1-4) with corresponding fees.

Make cheques payable to "Motorcycling Australia"

OFFICE USE ONLY

Table with columns: New, Renewal, Rider Rep, Processed



APPLICATION FOR PERMIT TO CONDUCT A NON-COMPETITIVE EVENT

ORGANISATION/ CLUB NAME:

Contact Name:

Address for Correspondence:

Pcode:

Telephone [Daytime]:

Fax:

email:

Web:

Name of Ride Organiser:

Event Name:

Event Start Date:

Start & End Location:

Event No of Days:

Tick all as appropriate

Non-Competitive Permit Type	On Road	Off Road	On Private Property
Who can participate?	Club Members & friends	Members of other MA affiliated Clubs	General Public

Please indicate the type[s] of Riding event[s]:

Tick all as appropriate

<input type="checkbox"/> Road Ride	<input type="checkbox"/> Poker Run	<input type="checkbox"/> Mystery Ride	<input type="checkbox"/> Toy Run
<input type="checkbox"/> Map Run	<input type="checkbox"/> Other [details]:		
<input type="checkbox"/> Off-Road Ride	<input type="checkbox"/> Corner Man Tour	<input type="checkbox"/> Navigation Tour [GPS/ Arrow/ Chart]	
<input type="checkbox"/> Other [details]:			

<input type="checkbox"/> Not on Public Roads	<input type="checkbox"/> Rider Training	<input type="checkbox"/> Education Seminar	<input type="checkbox"/> Static Display
<input type="checkbox"/> Ride Day [on race track]	<input type="checkbox"/> Demonstration	<input type="checkbox"/> Other [details]:	
<input type="checkbox"/> Media Day			

The following additional activities will be conducted by the Applicant during the event and application to have these activities covered by the Motorcycling Australia Public Liability Policy is hereby made:

Tick all as appropriate

<input type="checkbox"/> Canteen/Sale of Food	<input type="checkbox"/> Rider Testing	<input type="checkbox"/> Camping	<input type="checkbox"/> Accommodation
<input type="checkbox"/> Liquor Service	<input type="checkbox"/> Car Park Facility	<input type="checkbox"/> Other [details]:	

The decision to approve such events is at the discretion of the Management of Motorcycling Australia. It is highly recommended to have insurance in place for any activities not covered by the MA Insurance Policy.

Tick this box if you require an Insurance Certificate of Currency to be sent with your Permit.

On behalf of my Affiliated Organisation, I apply for approval to conduct the above-described event and hereby agree to abide by the General Rules of Motorcycling Australia Ltd. This application is made with the approval of the Landowner/Manager and/or any authority controlling the use of the event area.

I accept responsibility for paying any excess on any Public Liability Insurance claims arising out of this event.

The applicant, in consideration of being granted a national non-competitive permit and other good and valuable consideration, agrees to conform and comply with the Motorcycling Australia Non-Competitive Manual.

The applicant should not at any time assume that a permit will be granted. Any expenses incurred by the promoter/ club/ individual [e.g.: advertising, printing, rental, etc.] and any actions taken by the promoter/ club/ individual are at the tour promoters/ clubs/ individuals sole risk.

Applicant's Name in Full:

Signature

of

Applicant:

Date:

Name of Event [if any] _____

Parties to be Nominated on Insurance	
Name: [e.g. Quick Feeds, Bumpy Bike Park, Outbackers Hotel, etc]	Role: [e.g. Catering, Riding Area, Accommodation, etc]
<i>[Attach additional sheet if needed to list other parties]</i>	

Private Property Owner Details <i>[complete if event traverses private property]</i>	
Property Owner's Name & Address	Property Location & Description
<i>[Attach additional sheet if needed to describe multiple property owners, property description & property location for insurance].</i>	

PERMIT APPLICATION CHECKLIST

- All details completed, signed and dated.
- Applications **MUST** be received by MA no later than **14 days** prior to the event.
- Draft Supplementary Riders Rules [if any] must be attached.
- Details of private land owners must be attached with owner name[s] and address[es], property location[s] and description[s] and other parties to be nominated on the insurance.
- Return your completed application to the MA Office at: PO Box 134, South Melbourne Vic 3205 or fax to [03] 9684 0555.

You must sign the other side of this document

OFFICE USE ONLY				
Date Received:	Permit No:	SARL Book No:	Date Issued:	Issued by:

For events longer than 5 days or for more than 500 participants, please contact MA on 03 9684 0509



MOTORCYCLING AUSTRALIA EVENT ORGANISER'S REPORT

ABOUT THIS REPORT: You must complete this report and submit to MA no later than 14 days after the event. One Organiser's Report is required for each MA Permit issued.

Club/Organisation:	MA Permit No:
Name of Ride Organiser:	Contact Name:
Telephone [Daytime]:	Fax:
email:	Web:
Event Name:	Event Start Date:
Location:	Event No of Days:

PLEASE ANSWER THE FOLLOWING QUESTIONS [Circle where appropriate]

How many riders participated?			
Were there Supplementary Rider Rules for this Event? [Attach a copy]	Y	N	
Was the Event Advertised? [Attach a copy]	Y	N	
Were there any injuries reported during the Event? [Complete Injury Report form[s]]	Y	N	

RIDERS' DIVISION MEMBERSHIP SALES

number	How many of each of the following did you sell?	total
	MA Rider Membership[s] Club members [\$25.00 p.a.]	\$
	MA Rider Membership[s] Non-Club members [\$35.00 p.a.]	\$

SINGLE RECREATIONAL ACTIVITY LICENCE SALES

	Single Activity Recreational Licence[s]. [\$20.00/event]	\$
TOTAL ENCLOSED		\$

TOUR OPERATOR AND COMMERCIAL ORGANISATION FEES

	Participant fee [\$3.20/person/day]	\$
TOTAL ENCLOSED		\$

Signature of Event Organiser: _____

ATTACHMENT CHECKLIST

- Participant Register
- Completed Riders' Division M'ship Application[s]
- Used receipt book[s]
- Used Single Activity Recreational Licence Books
- All monies collected
- Injury report[s]

Payment enclosed \$	
Cheque	Money Order
Mastercard	Visa
Name on Card	Expiry Date
Signature	

Please make cheques payable to "Motorcycling Australia"

OFFICE USE ONLY			
Date Received:	Checked:	Entered:	:



MOTORCYCLING AUSTRALIA EVENT INJURY REPORT

ABOUT THIS REPORT: You must complete this report and submit to MA together with the Event Organiser's' Report no later than 14 days after the event. One Injury Report is required for each Participant injured.

Name of Event: _____ MA Permit No: _____

Club/Organisation: _____

Name of Event Organiser: _____

Telephone [Daytime]: _____ Fax: _____

email: _____

PLEASE COMPLETE AS FULLY AS POSSIBLE, INCLUDING TICKING RELEVANT BOXES

NAME OF INJURED											
Civil Licence No		MA Membership No									
Civil Licence State of Issue		Civil Licence Exp. Date									
Motorcycle Registration no		State of Registration									
DATE OF INJURY:		CAUSE OF INJURIES <input type="checkbox"/> Hit road <input type="checkbox"/> Hit wall/barrier/object <input type="checkbox"/> Struck by motorcycle <input type="checkbox"/> Struck by other vehicle <input type="checkbox"/> Other – please specify									
TIME OF INJURY	am pm										
LOCATION WHERE INJURY OCURRED:		NATURE OF INJURIES <input type="checkbox"/> Head <input type="checkbox"/> Hands/Arms <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td>R</td><td>L</td></tr><tr><td>R</td><td>L</td></tr></table> <input type="checkbox"/> Feet / Legs <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td>R</td><td>L</td></tr><tr><td>R</td><td>L</td></tr></table> <input type="checkbox"/> Upper body <input type="checkbox"/> Lower body <input type="checkbox"/> Other – please specify		R	L	R	L	R	L	R	L
R	L										
R	L										
R	L										
R	L										
SUMMARISE ACCIDENT AND INJURIES:											
		ACTION TAKEN <input type="checkbox"/> First Aid <input type="checkbox"/> Referred to doctor / hospital <input type="checkbox"/> Ambulance to hospital									
If admitted to Hospital, Name of Hospital:											
NAMES OF ANY WITNESSES		Telephone number									

If possible please attach a photograph of the location where the injury occurred.

Signature of Event Organiser _____
 MA respects your Privacy. For details of our Privacy Policy see www.ma.org.au



MOTORCYCLING AUSTRALIA PARTICIPANT REGISTER

SIGN ON PAGE

The undersigned states that I have read and understood the Motorcycling Australia [MA] Participant Declaration [including the warning, indemnity, and release] and I agree to the terms and conditions as stated therein.

IN CONSIDERATION of the entrant being accepted as a participant in the Event **I/WE HEREBY INDEMNIFY AND RELEASE** the Indemnities in the same manner and to the same effect as if **I/WE** were the entrant and agree to personally accept all terms and conditions and obligations set out in this declaration.

Name of Event:

MA Permit No:

Location of Event:

SCHEDULE Complete details here prior to ride	<i>International Control Body</i>	<i>Fédération Internationale de Motorcyclisme</i>	<i>First Aid Provider</i>	<i>All other persons involved in the organisation, conduct and promotion of the Event or construction or location of the facilities used in connection with or otherwise related to the Event</i> <i>Each of the respective officers, employees, servants, agents, sponsors, successors and assignees of the above</i>
	<i>National Controlling Body</i>	<i>Motorcycling Australia Ltd</i>	<i>Others</i>	
	<i>State Controlling Body</i>			
	<i>Promoter/ Event Organiser</i>			
	<i>Event Area Hirer</i>			
	<i>Land Owner</i>			
	<i>Land Management Agency</i>			
	<i>Sponsor</i>			

MEMBER NAME	SIGNATURE	Complete if applicable	
		CLUB NAME	CLUB MEMBER NO

Copy this page as required. Copies of the Participant Register should be retained by the club for six years, or until the local statute of limitations has expired.



MOTORCYCLING AUSTRALIA RIDERS' DIVISION APPLICATION

PO Box 134, South Melbourne, Vic 3205 Tel: [03] 9684 0500 Fax: [03] 9684 0555

Email: mail@ma.org.au Web: www.ma.org.au

I hereby apply for membership of Motorcycling Australia. I am over 18. I acknowledge and agree to the Terms and Conditions on the MA website www.ma.org.au which form part of this application.

I understand that this form of membership will not allow me to compete.

My Name: _____

My Residential Address: _____

Postcode _____

My email: _____

Member of [Club name] _____

Gender M/F _____

Birthdate

day		month		year			

Tel [h]: _____

Tel [h]: _____

Fax : _____

Mobile no: _____

My Occupation: _____

My Industry: _____

Please tell us about your riding & bikes

Tick or complete the box[es]

1 How many motorcycles do you own? _____

2 How long have you been riding? _____

years

3 What is your **main** motorcycling activity [Choose **one** only]

<input type="checkbox"/> On Road Touring	<input type="checkbox"/> Trail riding	<input type="checkbox"/> Off-road competition
<input type="checkbox"/> Commuting	<input type="checkbox"/> Dual -sport riding	<input type="checkbox"/> Road racing
<input type="checkbox"/> Cruiser riding	<input type="checkbox"/> Off road touring	<input type="checkbox"/> Dirt-track racing
<input type="checkbox"/> Scratching	<input type="checkbox"/> Other competition	<input type="checkbox"/> Other Road Riding
<input type="checkbox"/> Watching motorcycle racing	<input type="checkbox"/> Other non-competitive riding	

4 What kind[s] of bike[s] do you own? [Tick all that apply]

<input type="checkbox"/> Cruiser	<input type="checkbox"/> Naked	<input type="checkbox"/> Sport
<input type="checkbox"/> Touring	<input type="checkbox"/> Scooter	<input type="checkbox"/> Racing
<input type="checkbox"/> Vintage	<input type="checkbox"/> ATV/Quad	<input type="checkbox"/> Dual Sport /Supermotard
<input type="checkbox"/> Trail Riding/Enduro	<input type="checkbox"/> Other	

5 What brand[s] of bike[s] do you own? [Tick all that apply]

<input type="checkbox"/> BMW	<input type="checkbox"/> Ducati	<input type="checkbox"/> Harley-Davidson	<input type="checkbox"/> Honda
<input type="checkbox"/> Kawasaki	<input type="checkbox"/> KTM	<input type="checkbox"/> Suzuki	<input type="checkbox"/> Triumph
<input type="checkbox"/> Yamaha	<input type="checkbox"/> Other		

FEES AND PAYMENT

Membership Fees	\$
Fees per year, inclusive of GST	
1 year	\$35
1 year [Member of Affiliated Club]	\$25
3 years	\$99
5 years	\$160
Lifetime Membership	\$385

This is a Tax Invoice. Motorcycling Australia Ltd. ABN 8305783008

Payment enclosed \$	[See fees to left] by																			
<input type="checkbox"/> Cheque	<input type="checkbox"/> Money Order																			
<input type="checkbox"/> Mastercard	<input type="checkbox"/> Visa																			
<table border="1"> <tr> <td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td> </tr> </table>																				
Name on Card	Expiry Date																			
Signature																				

Make cheques payable to "Motorcycling Australia" and send to P.O. Box 134 Sth Melbourne Vic 3205.

NOTE: You should receive your MA Riders' Division member's package in the mail within 30 days after we receive your application. You should be able to access the members'-only sections of the Motorcycling Australia website once your payment has been processed.

You must also sign the other side of this document

MOTORCYCLING AUSTRALIA MEMBERSHIP APPLICANT TERMS & CONDITIONS

WARNING: THIS IS AN IMPORTANT DOCUMENT WHICH AFFECTS YOUR LEGAL RIGHTS AND OBLIGATIONS, PLEASE READ IT CAREFULLY AND DO NOT AGREE TO IT UNLESS YOU ARE SATISFIED YOU UNDERSTAND IT.

1. THE APPLICANT whose name appears on the online application form hereby applies for a Motorcycling Australia Limited ["MA"] licence and membership. And IN CONSIDERATION OF my license / membership application being accepted, I acknowledge and agree that:

DEFINITIONS

2. In this declaration:

- [a] "Claim" means and includes any action, suit, proceeding, claim, demand, damage, cost or expense however arising including but not limited to negligence but does not include a claim against a Motorcycling Organisation under any right expressly conferred by its constitution or regulation;
- [b] "MA" means Motorcycling Australia Limited;
- [c] "State Controlling Body" [SCB] means a State or Territory motorcycling association affiliated as a member of MA;
- [d] "Indemnitees" means and includes the persons, organisations and bodies corporate whose names appear in Schedule 1;
- [e] "Motorcycling Activities" means performing or participating in any capacity in any authorised or recognised Motorcycling Organisation event, meeting or activity;
- [f] "Motorcycling Organisation" means and includes MA, and the MA members [including the SCBs and affiliated clubs] and where the context so permits, their respective directors, officers, members, servants or agents.

MEMBERSHIP

3. If my membership application is accepted I will be a member of MA, I acknowledge my membership will be deemed to be accepted upon my participation in Motorcycling Activities and I acknowledge that I will be bound by and agree to comply with the constitutions, regulations and policies of the Motorcycling Organisations of which I become a member.

ACKNOWLEDGMENT OF RISKS, DANGERS AND OBLIGATIONS

4. I ACKNOWLEDGE that:

- [a] Motorcycling Activities are dangerous and that by engaging in the sport [whether as a competitor, recreational rider, coach or official] I take and am exposed to certain risks and dangers and am under certain obligations as follows:
 - [i] that I may be injured, physically or mentally, and may be killed;
 - [ii] that my machinery or equipment may be damaged, lost or destroyed;
 - [iii] that other riders may ride dangerously or with a lack of skill;
 - [iv] that road, track or event conditions may be hazardous and may vary without warning or predictability;
 - [v] that organisers, officials, landowners/track operators and any agents or representatives of those in charge of meetings are frequently obliged to make decisions under pressure of time/or events;
 - [vi] that any policy of insurance of or in respect of my life or physical or mental health may be voided;
 - [vii] that there may be no or inadequate facilities for treatment or transport of me if I am injured;
 - [viii] that I have an obligation to myself and to others to act safely and within the rules and regulations of MA;
- [b] the Motorcycling Organisations, do not make any warranty that the services associated with the provision of the Motorcycling Activities by them to me will be provided with due care and skill or that any materials provided in connection with the services will be fit for the purpose for which they are supplied; and
- [c] to the extent that any warranty is implied it is excluded to the full extent permitted by law.
- [d] I have voluntarily read and understood this warning and accept and assume the inherent risks in participating in Motorcycling Activities.

WARNING UNDER THE FAIR TRADING ACT 1999 [VIC]

5. Under the provisions of the **Fair Trading Act 1999 [Vic]** several conditions are implied into contracts for the supply of certain goods and services. These conditions mean that the supplier named on this form is required to ensure that the recreational services it supplies to you are:
- rendered with due care and skill; and
 - as fit for the purpose for which they are commonly bought as it is reasonable to expect in the circumstances; and
 - reasonably fit for any particular purpose or might reasonably be expected to achieve any result you have made known to the supplier.

Under section 32N of the **Fair Trading Act 1999**, the supplier is entitled to ask you to agree that these conditions do not apply to you. If you sign this form, you will be agreeing that your rights to sue the supplier under the **Fair Trading Act 1999** if you are killed or injured because the services were not rendered with due care and skill or they were not reasonably fit for their purpose, are excluded, restricted or modified in the way set out in this form.

NOTE: The change to your rights, as set out in this form, does not apply if your death or injury is due to gross negligence on the supplier's part. "Gross negligence" is defined in the Fair Trading [Recreational Services] Regulations 2004.

For the purposes of the clause 4, "the Supplier" shall mean and include the Motorcycling Organisations.

INDEMNITY AND RELEASE

6. IN CONSIDERATION of both MA and my SCB accepting my licence and membership application, I, to the full extent permitted by law:
- [a] **INDEMNIFY AND WILL KEEP INDEMNIFIED** the Motorcycling Organisations, Indemnitees and each of them in the following manner:
 - [i] that I participate in Motorcycling Activities at my sole risk and responsibility;
 - [ii] that I accept the venues at which Motorcycling Activities are conducted as they stand with all or any defects hidden or exposed;
 - [iii] that I indemnify and hold harmless the Motorcycling Organisations, against any actions, costs, losses or claims which may be made by me or on my behalf for or in respect of or arising out of my death or any injury loss or damage caused to me or my equipment whether caused by negligence, breach of contract or in any other manner whatsoever.
 - [b] **RELEASE AND WILL RELEASE** the Motorcycling Organisations from all liability to me for any claim, loss, damage, cost or expense [whether arising under statute, from negligence, personal injury, psychological trauma, death, property damage or infringement of third party rights or otherwise] that arises as a result of any act, matter or thing done, permitted or omitted to be done by me or which is in any way connected with my presence at or involvement in a Motorcycling Activity.

7. The release and indemnity provided by me in this declaration is in addition to, and will not in any way limit the application of, the conditions of sale attaching to tickets, conditions of entry, conditions of credentials or any other applicable terms or conditions in respect of any Motorcycling Activity.
8. A term of this release and indemnity will not apply where the term contravenes the law of the relevant jurisdiction under which any legal action is legitimately taken however such terms are severable and do not invalidate the remaining terms.

MEDICAL

9. I declare that I am and must continue to be medically and physically fit and able to participate in Motorcycling Activities. I will immediately notify MA in writing via my SCB of any change to my fitness and ability to participate. I understand and accept the Motorcycling Organisations will continue to rely upon this declaration as evidence of my fitness and ability to participate.
10. I acknowledge and agree that if required, the Motorcycling Organisations [or any of them] may arrange medical or hospital treatment [including ambulance transportation] for me. I authorise such actions being taken by the Motorcycling Organisations and agree to meet all costs associated with such action. I understand it is compulsory for me to have ambulance insurance in some form and I accept responsibility for the cost of ambulance transportation, ambulance cover and further agree to maintain ambulance cover during the term of my license / membership.

PRIVACY

11. I hereby consent to the collection of my personal information by my SCB and MA and the use and disclosure of my personal information by my SCB and MA to other agencies and officials associated with the conduct of Motorcycling Activities for the purposes of conducting and managing Motorcycling Activities. I understand that I may gain access to my personal information by contacting my SCB or MA. I understand that if I do not provide the personal information requested above that my license / membership application may not be accepted.

PERSONAL HEALTH INFORMATION

12. I hereby agree with MA and the SCB that in consideration for my membership / licence application being accepted that MA and the SCB may receive, collect, store and use personal health information about me in the manner set out below:

(a) **I ACKNOWLEDGE that:**

- [i] If I am injured, become ill or die at or following any Motorcycling Activity the parties providing first aid services at the relevant activity, in addition to any hospital at which I am treated, [together "my Carers"] will have health related information about me in their possession, power and control relating to me which is subject to obligations imposed by the Privacy Act ["my Information"] and the Privacy Act is intended to protect my personal information;
- [ii] MA and my SCB wish to collect my Information for purposes that include their risk management programs, evaluating and improving the safety of Motorcycling Activities and generally to reduce the risks to persons engaged in motorcycle sport; and
- [iii] It is reasonable for MA and my SCB to collect, store, use and disclose my Information in accordance with clause 11[a][i] above and in the manner set out in clause 11[b].

(b) **IN CONSIDERATION** of my membership / licence application being accepted I consent and agree that MA and my SCB:

- (i) may collect and store any of my Information, including obtain my Information from third parties including my Carers;
- (ii) may use any information collected in accordance with this clause for any purpose consistent with creating safer competition in motorcycle sport and events held by or in conjunction with MA, my SCB, or with an MA or SCB permit; and
- (iii) may disclose my Information to third parties provided such disclosure is reasonably intended to be used for the purpose of improving safety at events held by or in conjunction with MA, or with an MA permit provided any such information is held by MA or my SCB in accordance with the MA Privacy Policy.

- (c) I irrevocably authorise MA and my SCB and hereby appoint MA and my SCB as my lawful attorneys to collect from my Carers, and I hereby direct my Carers to provide to MA or my SCB upon request being made by MA or my SCB, any of my Information including but not limited to any information concerning any incident or event causing or contributing to or resulting from any injury, illness or death to me, the details of any diagnosis and prognosis provided to me by my Carers [or any party with the knowledge of any of my Carers], and any other matter to the knowledge of my Carers that might reasonably be considered to be requested by MA or my SCB for the purpose of improving safety at MA and SCB events.

POLICIES AND REGULATIONS

13. I acknowledge, understand and agree that it is a condition of my membership that I agree to be bound by, and subject to, the rules, regulations and jurisdiction of Motorcycling Organisations as amended from time to time. Copies of all MA rules, policies and regulations are available by contacting the MA office.

EXECUTION

14. I, THE PERSON MAKING THIS APPLICATION STATE THAT I HAVE READ AND UNDERSTOOD THIS DECLARATION [INCLUDING THE WARNING, INDEMNITY AND RELEASE] AND BY SIGNING, I AGREE TO THE TERMS AND CONDITIONS AS STATED.



SIGNED _____ DATE _____ WITNESS _____

Sign here

write date

Witness signs here

SCHEDULE 1

- | | | |
|-------------|--|-------------------------------|
| 1] | Fédération Internationale de Motocyclisme | [[International Control Body] |
| 2] | Motorcycling Australia Ltd | [National Controlling Body] |
| 3] | <Add State Control Body > | [State Controlling Body] |
| 4] | <Add Promoter/Event Organiser > | [Promoter/Event Organiser] |
| 5] | <Add Track Hirer > | [Track Hire] |
| 6] | <Add Land Owner > | [Land Owner] |
| 7] | <Add Sponsor > | [Sponsor] |
| 8] | <Add First Aid Provider> | [First Aid Provider] |
| 9] | <Add Other > | [Other] |
| 10] | All other persons involved in the organisation, conduct and promotion of the Event or construction or location of the facilities used in connection with or otherwise related to the Event | |
| 11] | Each of the respective officers, employees, servants, agents, sponsors, successors and assignees of each of the above. | |
| SCHEDULE 2. | [Meeting Time & Date] | |
| SCHEDULE 3. | [Venue] | |