

## Appendix C - Declaration of Compliance and Disclaimer and Acknowledgement of Rights Form

### To be completed for each race scheduled

To: The Royal Prince Alfred Yacht Club  
16 Mitala Street, Newport Beach  
NSW Australia 2106  
(RPAYC)

And to: Each sponsor, officer, employee  
volunteer and member for the  
time being of RPAYC  
(Other Party)

**Boat Name:** \_\_\_\_\_ **Sail Number:** \_\_\_\_\_

**Race Name:** \_\_\_\_\_ **Race Date:** \_\_\_\_\_

The person whose details are set out below:

- Acknowledges that The Royal Prince Alfred Yacht Club (RPAYC) owns all media rights in each race organised or conducted by it (including, without limitation, the Club Marine Bluewater Pointscore Series) and may exercise those rights as it sees fit;
- Grants the RPAYC, at no cost, the unconditional, perpetual right to publish and broadcast anywhere in the world, for any purpose and in any media, his or her name, image, likeness or biographical material, or any photograph, video footage or audio record taken of that person prior to, during or after any Race;
- Confirms that he or she is aware of Racing Rules of Sailing (RRS) Fundamental Rule 4;
- 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 participation in any Race, and seaworthiness of their boat and waives all rights against and releases the RPAYC and each Other Party in respect of any loss of life or injury to persons, or loss of or damage to property, suffered in connection therewith;
- Acknowledges that participation in any Race by him or her and by any boat on which he or she crews is agreed by the RPAYC on the basis of this disclaimer and acknowledgment and on the basis that participation is entirely at his or her risk and responsibility and that the RPAYC and each Other Party are not responsible for any boat or its crew;
- Acknowledges and agrees that this form is governed by the law of New South Wales and that any liability for harm to persons that results from breach of an express or implied warranty that any Race and all services relating thereto will be conducted or rendered with reasonable care and skill is excluded.
- Acknowledges that the boat shall meet the following compliance and eligibility conditions of entry as listed in the Notice of Race for the duration of races.
- Complies with the requirements of the races in that its Australian Sailing Special Regulation category requirements and rating certificates are current for the races.
- The Organising Authority may request evidence of the crew's qualifications. This shall be provided no later than the close of entries per race.
- Personal information about crew members is obtained from the crew lists. This information is obtained for use in Search and Rescue (SAR) operations. The information may be provided to SAR authorities and organisations, the water police, volunteer coastal stations and media representatives, and may be passed on by them to other organisations. A condition of entry is that the person in charge must inform all crew members that their personal information may be used for SAR purposes and advise them that they may obtain access to their personal information by contacting the Organising Authority.

The Owner and/or Person-in-Charge are required to initial each of the listed items below in Appendix C, by doing so they confirm their boat and crews will meet the conditions and eligibility of the race.

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Initial each section	Boat, Equipment and Crew Compliance Declaration
<b>My Boat</b>	<ul style="list-style-type: none"> <li>• Be a single hulled and self-righting;</li> <li>• Be built in accordance with the Australian Sailing Special Regulations (AS SR) Part 1, Section 3.03; Category 2 races only.</li> <li>• Satisfy the stability criteria of the AS SR Part 1, Section 3.04 Appendix B (refer to Appendix A of the NoR); Note, boats using expired ORCi Stability Index rating or a ISO 12217 Cat A shall submit a stability declaration form);</li> <li>• Verification of hull construction as per AS SR Part 1, Section 3.03; Category 2 races only.</li> <li>• Verification of downflooding analysis for boats with an Age or Series date of 7/2010 (AS SR 3.07.2(c) refers), Category 2 races only.</li> <li>• Have a waterline length (LWL) not less than 8.4 metres (for Cat 2 races) or 7.3metres (for Cat 3 races).</li> <li>• Comply with the AS SR Part 1 for Category 2 or 3 events, as applicable;</li> <li>• Provide proof of compliance with the requirements of Notice of Race (NoR) 4 and Appendices C to the NoR;</li> <li>• Have crew that satisfies the requirements of NoR 5.</li> <li>• Be registered with a Yacht Club affiliated with its National Authority.</li> </ul>
	I have provided to the Sailing Office a current AS SR <b>Equipment Compliance</b> Form for Category 2 events signed and dated by a National Equipment Auditor (NEA) or Category 3 for Category 3 events signed and dated by a YNSW Auditor;
	I have submitted <b>Life Raft Inspection Certificate(s)</b> details for each life raft carried; (refer to AS SR 4.19); Details of each Lift Raft have been submitted online in my boat's entry. <i>Category 2 races only.</i>
	The boat has current <b>406 MHz EPIRB</b> and its <b>Registration Certificate(s)</b> in the boat's name, one for each life raft carried onboard; (refer to AS SR 4.18.2). Details of each EPIRB have been submitted online in my boat's entry. Registration details as per beacons.amsa.gov.au.
	I have submitted to the Sailing Office verification that the boat holds a current <b>Radio Inspection Certificate</b> ; including the additional Race Frequencies listed in the Notice of Race (NoR Appendix B), Category 2 & 3 races.
	I have submitted to the Sailing Office my <b>One Design Class and Rating Certificates</b> , <i>where applicable.</i>
	I hold a certificate of <b>currency of Insurance</b> which meets the requirements of NoR 16.
	I have submitted a <b>Satellite Phone Declaration</b> Form to the RPAYC Sailing Office. <i>Category 2 events only</i>
	I have completed all details online as listed in the electronic Entry Form and acknowledge the Conditions of Entry, submitted online details of the boat's Satellite Phone Number, mobile phone number, VHF Radio Call Sign, Stability Index (as stated on the boat's ORC rating certificate), Insurance details, Emergency shore based contact numbers (x2), Lift raft, EPIRB details and vessel state registration details. As listed under the 'Offshore Racing: Boat Details' and 'Offshore Racing Emergency: Contact Details'.
	<b>Crew Requirements</b> (minimum requirements)
	The minimum number of crew on board, including the person in charge, on any boat will be five (5) persons
	I understand that the Race Committee may, in its absolute discretion, refuse to allow any crew member aged between 16 and 18 years of age to participate in the race.
	<b>MEMBERSHIP:</b> All crew members are members of a Club affiliated with a State/Territory yachting authority (MYA) of Australian Sailing and an Australian Sailing Card holder.
	<b>EXPERIENCE:</b> At least <b>50% of the crew</b> including the skipper has completed a Category 1 or 2 races or an equivalent passage as approved by the Organising Authority. Details of experience have been submitted online in my boat's entry. <i>Applicable to Category 2 events only.</i>

	<b>SSSC:</b> I have submitted online details of Australian Sailing Safety and Sea Survival Course Certificates (SSSC) for a minimum 30% of the crew with at least 30% of the crew (rounded up, including the skipper or person in charge) of the boat have a current Australian Sailing Safety and Sea Survival Certificate (SSSC). Applicable to Category 2 events only.
	I have submitted online the details of <b>Personal Location Beacon (PLB)</b> HEX identification numbers for each crew member. <i>Category 2 races only.</i>
	I have submitted online details of crew who hold a current <b>Applied First Aid Certificate</b> . At least one (1) crew members onboard have a current valid Applied First Aid Certificate or an equivalent qualification or higher qualification.
	I have submitted online details of crew that hold <b>Marine Radio Operators</b> VHF and or HF Certificates of Proficiency (MROCP) or an equivalent or higher qualification. At least one (1) member of the crew on the boat holds a Marine Radio Operator's Certificate of Proficiency (MROCP or MROVP if not using a HF Radio) or an equivalent or higher qualification issued by a relevant authority.
	I have submitted online all listed <b>crew details</b> as listed under "Provide Skipper / Crew Details". (Contact information, Qualification details, PLB details, NoK, and Emergency Contacts and experience for each crew member).
	I have submitted online a <b>colour digital photograph</b> of the boat under sail displaying the boat's sail number, not older than 12 months and suitable for search and rescue purposes and with a resolution not less than 400PI.

Executed as a deed poll in favour of RPAYC and each Other Party on \_\_\_\_\_ (insert date)

Boat Name: \_\_\_\_\_ Sail Number: \_\_\_\_\_

Owners Name: \_\_\_\_\_ Person in Charge: \_\_\_\_\_

Executed: \_\_\_\_\_ (sign here)

Witness Name: \_\_\_\_\_ (date) \_\_\_\_\_

Witness Signature: \_\_\_\_\_ (date) \_\_\_\_\_

**The Royal Prince Alfred Yacht Club**

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