



# SPORT CLIMBING AUSTRALIA

## APPLICATION FOR MEMBERSHIP TO SPORT CLIMBING AUSTRALIA LTD (SCA)

### SCA MEMBERSHIP APPLICATION & DECLARATION

For applicants over 18 years of age

**When digitally validating my application for membership with SCA I hereby acknowledge that:**

I have read, understood, acknowledge and agree to the below declaration including the warning, exclusion of liability, release & indemnity. I acknowledge that if my application for membership is successful I will be entitled to all benefits, advantages, privileges and services of SCA membership.

For applicant under 18 years of age

**When digitally validating this application for membership with SCA I hereby acknowledge that:**

I am the parent or guardian of the applicant. I authorize and consent to the applicant applying for membership of SCA. In consideration of the applicant's membership application being accepted I expressly agree to be responsible for the applicant's behaviour and agree to personally accept in my capacity as parent or guardian the terms and conditions set out in this membership application and declaration including the provision by me of a release and indemnity in the terms set out below. In addition, I agree to be bound by and to comply with the SCA constitution and any regulations and policies made under it.

I hereby apply for membership of Sport Climbing Australia Limited (SCA). In consideration of my application for membership being accepted I acknowledge and agree that:

1. In this membership declaration:

**Claim** means and includes any action, suit, proceeding, claim, demand, damage, penalty, cost or expense however arising including but not limited to negligence BUT does NOT include a claim against SCA by any person entitled to make a claim under a relevant SCA insurance policy or under the SCA Constitution or SCA Regulations.

**Member State** means the legal entity recognised by SCA under clause 5.3 of the SCA constitution as representing a State.

**state of affiliation** means the state of affiliation being as declared in the membership application form. The state of affiliation must be the state of residence or the state in which the applicant climbs the most.

**SCA** means Sport Climbing Australia Limited.

**SCA Organisations** means and includes SCA, its subsidiaries, its members (including



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Member States) and their respective directors, officers, members, servants or agents.

**SC Activities** means performing or participating in any capacity in any activity authorised or recognised by SCA.

2. If my application for membership is accepted I will be a member of SCA and the Member State in my state of affiliation. If my state of affiliation does not have a Member State, I will declare to SCA the Member State I would like to join.
3. I acknowledge my application will be deemed to be accepted upon my participation in any SC Activities and I acknowledge that I will be bound by and agree to comply with the constitutions, regulations and policies of the SCA Organisations. These rules are necessary and reasonable for promoting SCA and Sport Climbing.
4. **Warning: SC Activities can be inherently dangerous.** I acknowledge that I am exposed to certain risks during SC Activities including but not limited to physical injury and exertion and falls. I acknowledge that accidents can and often do happen which may result in me being injured or even killed, or my property being damaged. I have voluntarily read and understood this warning and accept and assume the inherent risks in participating in SC Activities.
5. **Exclusion of implied terms:** I acknowledge that where I am a consumer of recreational services, as defined by any relevant law, certain terms and rights usually implied into a contract for the supply of goods and services may be excluded. I acknowledge that these implied terms and rights and any liability of the SCA Organisations (or any of them) flowing from them, are expressly excluded to the extent possible by law, by this membership declaration. To the extent of any liability arising, the liability of the SCA Organisations will, at the discretion of the relevant SCA Organisation, be limited to the resupply of the services or the payment of the cost of having the services supplied again.
6. **Release & Indemnity:** In consideration of SCA accepting my application for membership I:
  - (a) release and will release the SCA Organisations from all Claims that I may have or may have had but for this release arising from or in connection with my membership and/or participation in any SC Activities; and
  - (b) indemnify and will keep indemnified the SCA Organisations to the extent permitted by law in respect of any Claim by any person arising as a result of or in connection with my membership and/or participation in any SC Activities.
7. **Fitness to Participate:** I declare that I am medically, mentally and physically fit and able to participate in any SC Activities. I am not and must not be a danger to myself or to the health and safety of others. I will immediately notify SCA in writing through my Member State of any change to my medical condition, fitness and ability to participate.
8. **Privacy:** By completing this form I consent to SCA using, disclosing and storing my personal information in accordance with the SCA Privacy Policy. I understand that the information I have provided in this form is necessary for the proper management of SCA and SCA Activities and for administering Sport Climbing and related activities in Australia. The



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information is collected in accordance with the SCA Privacy Policy (available at SCA's website). SCA may share my information with SCA Organisations in accordance with the Privacy Policy and it may also be used to notify me of other events, news, and to offer the provision of services, including by third-party providers, to me. I understand that the SCA Privacy Policy contains information about how I may access and request correction of my personal information held by SCA, or make a complaint about the handling of my personal information, and provides information about how a complaint will be dealt with by SCA. If the information is not provided my application may be rejected. I acknowledge that if I do not wish to receive promotional material from SCA sponsors and third parties I may advise in writing or via the opt-out process provided in the relevant communication.

9. Use of image: I consent to the relevant SCA Organisations of which I am a member, using my name, image, likeness and also my performance in, or of, any SC Activity at any time to promote the Objects of the relevant SCA Organisation(s), by any form of media. I waive any rights I might have to or in such use of my name, image or likeness by the relevant SCA Organisation(s).
10. I have provided the information required and signed of this form. I warrant that all information provided is true and correct. I acknowledge that this membership declaration cannot be amended. If I do amend it my application will be null and void and cannot be accepted by SCA.
11. Severance: If any provision of this membership declaration is invalid or unenforceable in any jurisdiction, the phrase or clause is to be read down for the purpose of that jurisdiction, if possible, so as to be valid and enforceable. If the phrase or clause cannot be so read down it will be severed to the extent of the invalidity or unenforceability of it in any other jurisdiction. Such severance does not affect the remaining provisions of this membership declaration or affect the validity or enforceability of it in any other jurisdiction.
12. Commitment to the Protection of Children and Young People. I declare that I will seek to protect all other Members, and particularly Children and Young People, from all Abuse and Child Abuse including grooming. I acknowledge that SCA is seeking to create and maintain a member and child-safe culture and a culture of inclusion and safety that is understood, endorsed and put into action by all. I agree to use my best endeavours to develop and grow such a culture. I agree to be bound by and comply with the Code of Conduct for People in Position of Authority when Dealing with Children and Young People.

**I have read, understood, acknowledge and agree** to the above declaration including the warning, exclusion of liability, release & indemnity. I acknowledge that if my application for membership is successful I will be entitled to all benefits, advantages, privileges and services of SCA membership.

*NOTE: Where the applicant is under 18 years of age this form must be read by the applicant's parent or legal guardian and membership application must be completed by the same person.*