

HEAD OFFICE

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ACTIVITY INDEMNITY FORM

1. To carry out the above activity within the prescriptions of the **National Forest Act 1998 (Act 84 of 1998)** and the **Nature Conservation Ordinance (Ordinance 19 of 1974)**, as well as the regulations pertaining to both, and all relevant national legislation (including the **NEM: Protected Areas Act 2003 (Act 57 of 2003)** and the **NEM: Biodiversity Act 2004 (10 of 2004)**) and applicable municipal law and any conditions of approval as laid down by CapeNature.
2. To abide by specific directions applicable to the conservation area in which I am hiking, unless otherwise arranged with the reserve manager's written consent.
3. To accept responsibility for my conduct in relation to the activity.
4. To accept responsibility for any damage caused by any act or omission by myself related to the activity.
5. Not to hold CapeNature or any of its employees and/or agents and/or its successors in title liable for any claims of whatsoever nature and howsoever arising which may be instituted against the Board and/or any of its employees and/or agents and/or its successors in title by me and/or any person whomsoever for any loss of or damage to any property and/or any injury and/or death notwithstanding that such loss of or damage to property and/or injury and/or death may have been occasioned by the negligence of the Board and/or any of its employees and/or agents and/or its successors in title.
6. To carry full responsibility and accountability to ensure the safety of all persons involved in the activity at all times. Furthermore I undertake, at any moment, to determine, identify and eliminate any potential risks to any person in respect of the activity that may be posed by the activity, and to organize and pay for any rescue operation, which may also include the use of helicopters.

7. To remove any refuse generated as a result of the activity under the Leave No Trace principle (“pack it in, pack it out”), and to educate participants / spectators of the principle prior to the function.
8. At no time may any fires or open flames be used or flammable substances be brought onto the reserve without the express prior permission of the reserve manager.
9. At no time may animals or plants be brought into the reserves without express prior permission from the reserve manager.
10. At no time will it be permitted to disturb any wildlife, archaeological sites and geological features or pick, move, cut or remove any plants or flowers within the reserves.
11. Noise levels shall be kept to an acceptable standard.
12. CapeNature reserves the right to cancel the activity with immediate effect and without liability if it appears:
 - 12.1 The activity is of a different nature to that confirmed by you;
 - 12.2 It is possible you may not be able to honour your obligations under this indemnity;
 - 12.3 The number of attendees exceed the number indicated by you via the CapeNature Central Reservation confirmed by you;
 - 12.4 You breach any of these conditions.
13. CapeNature may cancel your booking with immediate effect and without liability in circumstances outside CapeNature’s reasonable control. These may include, although not exclusively limited to, an Act of God, inclement weather forecasts or fire.
14. In the case of a cancellation, as referred to in clause 12 or 13 above, any deposit paid to CapeNature shall be refunded unless cancellation is related to acts or omissions on your part.
15. *I acknowledge the right of CapeNature to withdraw the approval, or amend the conditions of approval should I fail to comply with my undertaking. I understand that I/my company could forfeit the opportunity to hike on CapeNature managed land in future should I either fail to comply with my undertaking in terms of this indemnity..*
16. *I confirm that I am duly authorised to sign this indemnity.*