



CANARVON ONE MILE JETTY SALVAGED TIMBER COLLECTION

EXPRESS ASSUMPTION OF RISK AND INDEMNITY FORM

The Carnarvon One Mile Jetty (“the Jetty”) owned by Carnarvon Heritage Group (“CHG”) was damaged by Cyclone Seroja on 11 April 2021. The Department of Transport (“the Department”) deconstructed the Jetty and salvaged timbers from the Jetty (“the Timber”). Working with CHG and Ventia Australia Pty Ltd (ACN 093 114 553) (“Ventia”), the Department has made the Timber available to members of the community for collection.

In consideration for being permitted to collect and use the Timber, I agree as follows:

1. I am over the age of 18 and have the right to enter into this agreement.
2. I agree to provide a suitable trailer, tie downs and covers to safely transport the Timber.
3. I do not have any physical limitations, injuries, illnesses or disabilities that would prevent me from safely loading and securing the Timber which may involve heavy lifting.
4. I will not use the Timber in any building structures or for firewood.
5. I am fully aware and acknowledge that the Timber is in a deteriorated condition, is not structurally sound, is not intended to be used for structural applications and may contain contaminants, concealed sharp fixings, splintered wood and other hazards which may present a risk of property damage and/ or personal injury to myself and/ or others.
6. I am fully aware and voluntarily accept full responsibility for the risks of loss, property damage and personal injury to myself and/or others that may arise from entering the collection site, handling, loading, unloading, securing, transporting and use of the Timber (“Collection and Use of the Timber”).
7. I waive any rights I may have to make a claim or bring a cause of action against the Department, the Minister for Transport, the State of Western Australia, CHG and Ventia and all their officers, employees, contractors, subcontractors and agents, in relation to my Collection and Use of the Timber.
8. I release the Department, the Minister for Transport, the State of Western Australia, CHG and Ventia and all their officers, employees, contractors, subcontractors and agents from any liability, claims or causes of action that may arise from Collection and Use of the Timber, whether caused by their negligence or other acts.
9. I agree to indemnify the Department, the Minister for Transport, the State of Western Australia, CHG and Ventia and all their officers, employees, contractors, subcontractors and agents from any claim, damage, or loss (including property damage and personal injury to any person) that may arise from the Collection and Use of the Timber.
10. I agree that the Department, the Minister for Transport, the State of Western Australia, CHG and Ventia and all their officers, employees, contractors, subcontractors, and agents are not liable for any claim, damage or loss that may arise from the Collection and Use of the Timber.

I have carefully read the above agreement, understand its terms and agree to all of them:

Signature

Name (please print)

Date

Phone Number

Email