

The following Terms and Conditions relate to **SwimRutland NightSwim**

Terms SwimRutland Ltd and its event partners will be collectively referred to as 'The Promoters'. All applicants both prospective and successful from this point forward will be referred to as 'Event Applicants'.

Once the promoters have started to organise an event, there is a considerable amount of work, expense and risk. The event takes many hundreds of hours of forward planning and huge financial risk. The following Conditions of entry are designed to ensure we have a safe and enjoyable event. We appreciate your support for the event and request you adhere to the conditions outlined in this document.

1: Conditions of Entry

By entering any events as made available on the www.swimrutland.com website, applicants are agreeing to abide by the following Terms & Conditions' as outlined below.

2: Confirmation of Entry. Cashing of an event applicant's cheque or satisfactory completion of transactions through the online payment systems confirms the applicants place in the event for which they have applied. An entry is not confirmed until payment in full is received.

3: Race Information

All necessary provisional race information is published on www.swimrutland.com Please note that provisional race information is subject to change. Updated details of any alterations to provisional race Information initially issued will be made available on the website no later than one week prior to the event date. It is the responsibility of event applicants to ensure that they have accessed the relevant information relating to their event.

4: Competitor Withdrawal:

Please see the full refund and transfer policy below.

5: Transferal of entries

Please note that the transferal of entries between competitors without notify the promoters is strictly forbidden. It invalidates insurances undertaken by the promoter to cover the event. The consequences of attempting such an undertaking by any competitor is so serious in jeopardizing the continuation of events, that any athlete found to have passed their entry to another athlete without informing us, and any event applicants found to have taken up that entry, will be banned for life from all future events through SwimRutland Ltd. **Transferal of entries will not be considered after 2 weeks prior to the event date.** Transfers need to be

made through your Real Buzz registration account and incur a small charge to cover Real Buzz registration fees.

6: Junior swimmers

Swimmers under the age of 16 must be accompanied by an adult at all times. This includes during their swim session. They must be accompanied by a suitably competent adult who is able to stay with them whilst on the course. Junior swimmers must be a minimum of 10 years old to take part in the NightSwim.

7: Refunds

Please see the full policy below. These terms are clear and will be implemented without exception.

8: Registration

Details of race registration times will be posted on confirmed event information. All event applicants are required to attend registration within the times specified. Event applicants who do not attend registration within these times will not be allowed to participate. It is the responsibility of event applicants to ensure they have accessed the relevant information relating to registration at their event.

9: Photography

The promoters maintain the right to use images and photographs taken by their contracted photographers and employees without informing or recompense to event applicants. These images can be used for promotional purposes as undertaken by the promoters and their partners. This will cover a range of possible uses including advertising press and media, printed information items, editorial coverage and any other promotion directly related to the promoters or their sponsors.

10: Prizes

Prizes at each event will be awarded as published on the events website.

11: Completion of Entry Form

It is the event applicants' responsibility to ensure that the information is correct. Any changes to that information must be given to the promoters before the race entry office closes on event week. Whilst the promoters will endeavour to solve any problems that arise through incorrectly completed entry forms we do not except responsibility for mistakes made by the applicant. If the information is wrong it is because the event applicant submitted it incorrectly.

12: Late Entries

Late entries are taken at the discretion of the promoter. We maintain the right to close entries at any time without notice or warning.

13: Event Changes

The above named Promoters have the right to change any event for the reason of safety without prior notice.

In adverse weather conditions we may be forced to change the course advertised to a more sheltered location at the lake.

We reserve the right to make changes we see fit in the interest of safety without prior notice.

14: Event Cancellation

If for reasons beyond the control of the Promoters, including an 'act of God' due to unforeseen, naturally occurring events that were unavoidable, the race/event, which event applicants have entered is cancelled or postponed, the applicants have the option to transfer into an agreed alternative date or transfer into SwimRutland NightSwim 2023. There will be no refunds given but a minimum of two alternative options.

In the case of the second date being cancelled the promoters will issue a full Race Credit to the value of the original entry fee or transfer the applicants entry to another race/events where requested.

We reserve the right to remove the option of a "back up date" should one not be available with the host venue.

15: Right of refusal for entry:

The Promoters maintain the right to refuse or revoke entry to any event applicants, where they believe that accepting the entry could prejudice the event. This right of refusal extends to

include applications where acceptance is considered by the promoters to be likely to infringe upon the enjoyment of any persons connected with the event, including staff, marshals, volunteers & other competitors.

16: Timing:

SwimRutland NightSwim is not a chip timed event. You may of course record your own times.

17: Littering:

Anyone littering anywhere at the venue will be disqualified, please use the public bins around the course. The course takes place in a spectacular venue with some very sensitive and precious wildlife. Anyone failing to co-operate could jeopardise the continuation of the event in future years. We are also keen to remind swimmers that this is not only against the event rules but is also illegal in this country and is a criminal act. We have no choice but to take this seriously and penalise anyone caught breaking this rule with disqualification.

18: Race rules:

A comprehensive event rules document will be published prior to the event. Please read these carefully. They will be published separately and within the athletes pack. They may be subject to change and amendments up to a week before the event. We will endeavour to inform participants of any changes, however it is the athlete's responsibility to make sure they are up to date. Amendments will be posted on the event website.

19: Event Applicants conduct:

It is the event applicants' responsibility to ensure they conduct themselves in not only a courteous, but lawful manner. The event takes place on public areas and you will encounter people who aren't competing. Anyone not adhering to local laws and byelaws automatically forfeits any association with the promoters. You will accept complete responsibility for your personal actions should it incur any complaint or legal action. The promoters will not accept liability for your actions should they incur this kind of attention. Anyone subject to such attention will be immediately disqualified. Marshalls on the course will also have the discretion and authority to enforce penalty to anyone not acting in a courteous manner to staff, the public or their fellow event applicants.

20. Swimming in Rutland water

Swimming is strictly prohibited on the main body of Rutland water with the exception of pre arranged events. Anyone swimming in the lake unless during a inspire2tri swim event, other event organised in association with Anglian water or in the designated Sykes Lane swim area will be immediately disqualified from our event.

21. Safety Equipment

Participants must adhere to the safety equipment requirements. This includes wearing a wetsuit when necessary, swim hat and using a swim buoy. Swim buoys can be loaned from the event organisers. Swimmer may use their own suitable equipment although it is the event organisers' discretion as to whether this is suitable for the event or not.

22. Baggage

Items left in the baggage store are left at your own risk; We cannot store or take responsibility for valuables such as mobile phones and wallets. The bags are for warm clothing and non-valuable items which you accept are not securely stored. Anything left in the bag drop area is done so entirely at your own risk. You accept that the promoter cannot cover any financial compensation for lost items.

SwimRutland NightSwim Refund & Transfer Policy

Refund Policy

This policy is final and not dependent on circumstance.

- Until 5 months prior to event day – 3rd April 2022, 50% refund on entry fee
- Until 3 months prior to event day – 3rd June 2022, 25% refund on entry fee
- After 3 months prior to event day – 4th June 2022, No refunds given

We have a clear policy on refunds to remain fair to competitors. In previous years, we had a no refund policy from the point of entry. Our amended policy reflects an acknowledgement that circumstances arise beyond our participants control. The clear cut off dates acknowledge the ongoing investment made by the organizers in regard to your entry. As a result, exceptions cannot be made to this policy.

Transfer of Entry policy

Entries may be transferred to another Swimmer up until and including 3rd August 2022.
There will be no transferal of details after this point.

You must transfer your entry using your online Real Buzz account.

Entries may also be transferred to another of our events including SwimRutland NightSwim 2023 up until and including 3rd August 2022.

Please note we do not advertise unwanted race entries

Cancellation due to Covid-19

If the event is cancelled due to covid-19 each entrant will be automatically transferred into the following years event. The next events provisional date is 02/09/2023.

We will go ahead with the event as long as the law, local authorities and land owners allow us to do so. In the interest of safety, we reserve the right to cancel without notice or consent. There will be no refunds in the event of a Covid-19 cancellation.