

SPECTATORS EXCLUSION OF LIABILITY

The Great Wall Marathon 2012

1. BACKGROUND

The marathoners have been getting all the attention regarding health and training issues, but spectators heed caution as well. The Great Wall is tough to walk and the temperatures in the area can affect every person, whether running or cheering. To enjoy the days spent at the Great Wall, certain measures of caution must be taken. The sun can cause serious burns and dehydration problem. If you suffer from vertigo, joint or muscle problems, you must take extra care when walking the Great Wall on inspection day. Spectators sometimes forget to look out for passing runners or traffic, and it is crucial to remember that the local Chinese are not used to looking out for pedestrians crossing the road. This is also the reason for the following terms and conditions, including in particular the exclusion of liability in clauses 2-3.

2. PARTICIPATION ON YOUR OWN RISK

By signing this document you accept that your participation in the marathon is your own responsibility and at your own risk in every respect. You accept that you cannot claim any kind of damages, indemnification or any other compensation for personal injury, damage to property or any other loss, including any kind of indirect loss in connection with your participation in the marathon, from The Great Wall Marathon, unless you are subjected to any kind of injury or loss due to gross negligence on the part of The Great Wall Marathon or their employees. At the same time, The Great Wall Marathon cannot be made liable for negligence displayed by independently participating third parties or the local authorities prior to, during or after the marathon. If you are injured in any way due to your participation in The Great Wall Marathon that suggests that you will be unable to go through with your stay in China as planned, you are also prevented from claiming damages, indemnification or any other kind of compensation.

3. MEDICAL HELP

The Great Wall Marathon will see to it that English-speaking doctors with personal experience in running marathons are available to the participants. These doctors will try to help spectators suffering minor injuries, however, the marathoners have first priority. If any treatment that is not or cannot be carried out by these doctors becomes necessary, it will be a matter between you, the local therapists and your travel insurance. You cannot hold The Great Wall Marathon responsible for any errors or any negligence caused by local therapists.

4. INSURANCE

Taking into consideration the special nature of the event, all participants are obliged to have their own insurance covering their stay in China and bring the insurance card with them.

5. FILM & VIDEO

Spectators are very welcome to shoot photographs or make video recordings for private use. Professional photographers must obtain written permission from The Great Wall Marathon beforehand. All rights in relation to the Great Wall Marathon belong to The Great Wall Marathon, and permission to use the name The Great Wall Marathon or pictures from the event for commercial purposes, must be obtained in writing from The Great Wall Marathon beforehand.

No spectator is allowed onto the Great Wall on race day / May 19th. Any spectator who does not respect this rule will be taken back to Beijing immediately at his or her own expense. These rules will apply without any financial compensation.

Participation in The Great Wall Marathon means there is a possibility that you may be photographed or filmed during the event. All participants must be aware that there is a chance that their image could be used in promotional material.

By signing the Liability Contract the participant accept that The Great Wall Marathon does not offer any kind of payment / settlement to the participant when The Great Wall Marathon is using photos or live footage in which the participant may appear.

6. THE CHINESE LAW, REGULATIONS & CUSTOM

All the participants must realize that the Great Wall Marathon is held in China and thus it has to follow the Chinese law and regulations. Any behavior by the participants that are against the Chinese law and regulations are not acceptable. The Great Wall Marathon also would like to remind all the participants to pay respect to the local custom as the race route will pass through villages. Participant that have caused big problem due to their improper behavior for the Great Wall Marathon risks losing his entry and will face a massive financial claim for compensation from the Great Wall Marathon.

8. FORCE MAJEURE

Provided that the political situation, natural disaster or like conditions are out of the Great Wall Marathon's control, inhibit the planned completion of the Great Wall Marathon, the following will happen:

- 1) In case the incident occurs before departure to China, the trip will be cancelled and the payment refunded. If possible, all participants will be offered a compensating journey.*
- 2) In case the incident occurs after departure to China, there will be no refund of payment, but as many elements of the itinerary will be carried through as planned with changes in the details of the program if necessary.*

9. SUPPLEMENTS TO THE OTHER CONDITIONS

These conditions, in particular the exclusions of liability in clauses 2-3, form part of your agreement with The Great Wall Marathon. In case of any discrepancies between these conditions and the rest of the agreement, these conditions shall take precedence.

10. CHOICE OF LAW AND VENUE

By signing this agreement, you accept that any dispute in relation to your participation in the marathon will be subject to Danish law. You also accept that any dispute that might arise in connection with your participation in the marathon is to be decided by the Commerce and Companies Agency in Copenhagen in the first instance.

11. CONFIRMATION

No entries or bookings are confirmed until the signed entry form and full payment have been received.

12. LATE BOOKING POLICY

The registrations come after the deadline (March 19th, 2012) are subject to a compulsory late booking fee of 50USD. Last possible date to book and register with The Great Wall Marathon 2012 is April 19th, 2012.