

Indemnity Form (Marine): Southern Ports

All highlighted areas are to be completed prior to this form being signed.

Please contact the Harbour Masters listed below if you require assistance.

This form is to be signed by each individual visitor and is not intended to be signed by a representative of another person(s) or of an entity.

Your name (**You, Your**) _____

Port (**port**) _____

Purpose of Your visit to the port (**Purpose**): _____

Your phone number: _____

The date(s) and time(s) of Your visit(s) to the port: _____

You acknowledge that the port is vested in Southern Ports Authority ABN 30 044 341 250 (Southern Ports) and that Southern Ports controls and manages the port. Terms used in this indemnity, where relevant, have the meanings prescribed to them in the Port Authorities Act 1999 (WA).

You agree to take all reasonable steps to ensure the safety of You and all other persons involved with the Purpose or with whom You interact in or around the port, including the port waters, and to ensure that You do not interfere in any way with any port operations or port property. Reasonable steps include, but are not limited to, complying with the Southern Ports – Port Standards and Procedures – Port (published on the Southern Ports website www.southernports.com.au), and in particular, complying with any and all instructions, or lawful orders and directions, that may be given by Southern Ports or the ports' harbour master to You, or to any third party where those instructions also relate to You, from time to time.

You agree to indemnify, and keep indemnified, and hereby release Southern Ports and its officers, employees, contractors and agents from and against all actions, claims, notices, demands, losses, damages, costs and expenses of whatever nature that Southern Ports or its officers, employees, contractors or agents may suffer or incur, or that You may otherwise have as a result of:

- a) Your presence in or around the port including the port waters.
- b) any act or omission on Your part, directly or indirectly, relating to the Purpose.
- c) any breach of this document, any law or the requirements of any authority or
- d) any personal injury or death of any person or damage to property of a third party.

To the extent of any inconsistency between anything in the Port Authorities Act 1999 (WA) and the Government Trading Enterprises Act 2023 (WA) (together, the **Act**) and this form, the Act will always prevail and override the terms of this form.

You the undersigned, understand and accept the above terms and conditions and agree to comply with them.

Your signature: _____

Your Name (block letters) _____

Date: _____

Witness signature: _____

Witness name (block letters): _____

Date: _____

Please forward the completed form to:

Harbour Master Albany
jean.naude@southernports.com.au

Harbour Master Bunbury
lloyd.bailey@southernports.com.au

Harbour Master Esperance
hm.esperance@southernports.com.au