

HAMILTON ISLAND

GREAT BARRIER REEF AUSTRALIA

Media Accreditation and Media Boat Policy and Protocol

Hamilton Island Enterprises Limited and its related entities and subsidiaries (collectively referred to as 'HIE') may delegate any or all its powers under this policy and protocol, including but not limited to the power to adopt, apply, monitor, and enforce this policy and protocol.

1. Objective of Policy and Protocol

The objectives of this policy and protocol are to:

- (a) provide a process for individuals to become eligible for Hamilton Island Race Week Media Accreditation ('HIRWMA') and termination of same;
- (b) outline the requirements for all Accredited Media; and
- (c) provide guidance to Accredited Media who attend any Hamilton Island Race Week events or activities.

2. Scope of Policy and Protocol

This policy and protocol applies to those applying for, holding or who have previously held HIRWMA.

3. Definitions

Capitalised terms used in this policy and protocol have the following meanings unless stated otherwise:

- (a) Accredited Media means those members of the media (including for example and without limitation, print, television, radio journalists or independent social media influencers) who have applied for and have been approved by HIE to hold HIRWMA.
- (b) HIRW means Hamilton Island Race Week which is an event hosted by Cruising Yacht Club of Hamilton Island Inc ABN 28 238 954 622 in association with Hamilton Island Enterprises Limited which is scheduled for 17 to 24 August 2024.
- (c) HIRWMA means Hamilton Island Race Week Media Accreditation.
- (d) Media Accreditation means accreditation for attendance at Hamilton Island and its surrounding waters to film, photograph or otherwise create content regarding Hamilton Island, HIE or HIRW.
- (e) Content Centre means HIE's media hub at HIRW, located at the Hamilton Island Yacht Club or otherwise designated by HIE.
- (f) Event Media means any recordings or captures made by Accredited Media at HIRW, including any publications or reproductions of those recordings.
- (g) Media Boats means the vessel carrying the official broadcaster of HIRW, Reef Ryder and any other vessel approved by HIE in writing to carry Accredited Media during HIRW.

4. Protocol and Eligibility

Individuals may apply to obtain HIRWMA at any time in the lead up to or during HIRW by contacting pr@hamiltonisland.com or by contacting the Head of the Content Centre during HIRW.

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To apply for Media Accreditation a HIRWMA application form must be completed and returned via email to pr@hamiltonisland.com or delivered in person to the Content Centre during HIRW. Applications must be completed in full and address all required criteria to be considered for Media Accreditation by HIE.

- (a) Completion of the HIRWMA application form does not guarantee approval for attendance or media activity at HIRW.
- (b) Applications for Media Accreditation will be considered by HIE who may request applicants to submit further information or material to support their application. Proof of insurance must be provided with the application.
- (c) HIE has the sole discretion to accept, set the conditions of or reject any application for Media Accreditation in part or in full. Matters which HIE may take into consideration when reviewing an application include but are not limited to the following:
 - (i) whether an applicant is a fit and proper person;
 - (ii) past history of compliance with HIRW rules, and Hamilton Island's policies, rules and regulations, including but not limited to the Hamilton Island and Dent Island Rules and Regulations;
 - (iii) whether an applicant has an actual or perceived conflict of interest; and
 - (iv) the individual's qualifications and previous work.
- (d) Applicants who are accepted as Accredited Media must personally present valid identification, sign for, and collect their Accredited Media packs at the Content Centre during HIRW. In doing so, they agreed to comply with the Media Accreditation and Media Boat Policy and Protocol and must sign an acknowledgment.

5. Term

Where an application for Media Accreditation is accepted by HIE, the applicant will obtain Media Accreditation for HIRW only. HIRWMA is non-transferable and applies only to the approved applicant in their individual capacity as Accredited Media. Individuals issued with Media Accreditation must ensure that their accreditation is not used by other individuals. Misuse may result in immediate removal of Media Accreditation at HIE's discretion.

6. Removal of Media Accreditation

HIE may, at its sole discretion, remove, confiscate or vary an individual's associated privileges with HIRWMA at any time for a breach of this policy or any Hamilton Island policy, regulation or rule issued or published by HIE, including but not limited to the Hamilton Island and Dent Island Rules and Regulations.

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7. Accredited Media requirements and responsibilities

When attending an event or activity during HIRW, Accredited Media must ensure they comply with the following requirements and responsibilities:

- (a) follow the instructions of HIE employees, contractors, agents, and representatives and HIRW authorities and personnel at all times;
- (b) position themselves in locations which are safe, have a clear exit route in case of emergency and/or are approved and published prior to events and activities (including designated media zones); and
- (c) promptly advise HIE of any other Accredited Media failing to comply with clauses (a) and (b).

8. Intellectual Property and Reproduction

In this Policy and Protocol these terms have the following meaning:

“Intellectual Property” means any copyrights, patents, trademarks, logos, brand names, domain names, know-how, inventions, processes, trade secrets, circuit layouts, software, computer programs, databases or source codes, including any application, or right to apply, for registration of, and any improvements, enhancements or modifications of, the foregoing.

“Intellectual Property Rights” means for the duration of the rights in any part of the world, any industrial or intellectual property rights, whether registrable or not, in respect of Intellectual Property.

- (a) Accredited Media must not use any symbol, logo or representation identifiable with Hamilton Island or HIE’s Intellectual Property or Intellectual Property Rights without the consent of HIE, which consent may be withheld, granted or granted on any conditions as HIE determines in its discretion.
- (b) Accredited Media indemnifies HIE from any liability that may arise in respect of use of third party Intellectual Property Rights, except to the extent the liability is attributable to HIE’s negligence or wrongful act or omission.
- (c) Accredited Media warrants that it will not breach any third-party Intellectual Property Rights in creating content, writing, videos, recordings or photographs.
- (d) Accredited Media provides HIE with a non-exclusive, irrevocable, royalty free, ongoing, non-assignable, non-sublicensable licence to reproduce and modify any Event Media such as content, writing, videos, recordings or photographs, including but not limited to the associated Intellectual Property, that Accredited Media produce in relation to Hamilton Island or HIRW.
- (e) Event Media such as content, writing, videos, recordings or photographs, including but not limited to the associated Intellectual Property, must be provided by Accredited Media to HIE within two business days of written request by HIE.

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9. Release and Indemnity

In applying for and using HIRWMA, all individuals agree:

- (a) to attend all inductions, safety briefings and demonstrations;
- (b) that sailing or boating is a high-risk activity and Accredited Media voluntarily accept the risk of injury or death; and
- (c) to sign the attached waiver, indemnity and limitation of liability.

10. Media under the age of 18 (minors)

HIE does not provide Media Accreditation to minors.

11. Consent and privacy

It is the responsibility of Accredited Media attending HIRW to ensure that they have the necessary express consent required by law from all individuals in relation to photographic images (moving and still) and recordings (audio) before using them for public or private communications.

Where a minor is filmed or interviewed at HIRW, Accredited Media must obtain written consent from the minor's legal guardian. It is highly recommended that Accredited Media obtain the relevant working with children card for Queensland.

Accredited Media at HIRW should pay particular regard to and avoid photographic images (moving and still) and recordings which may be used for commercial purposes, where the subject is a minor or where the subject may consider that material is potentially or actually unwarranted or intrusive, indecent or defamatory.

12. Insurance

All individuals applying to be Accredited Media must provide proof of their third-party insurance. In the absence of third-party insurance being presented, HIE will not grant Accredited Media status.

13. Use of Drones

The use of drones, which include First Person View (FRV) and Remotely Piloted Aircraft (RPA) is strictly regulated and not permitted at any event or activity during HIRW without prior written consent from HIE.

Anyone approved to use a drone, should familiarise themselves with the relevant information found at <https://www.hamiltonisland.com.au/airport/drones-remotely-piloted-aircraft> which must be strictly complied with.

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Any Accredited Media using a drone or RPA at HIRW without proper written consent from HIE or not in accordance with HIE's conditions will have their HIRWMA immediately revoked.

14. Media Boat

Accredited Media are invited to use the HIRW media boat, "Reef Ryder" or other vessels designated by HIE. Space on this vessel may be limited and positions will be on a "first come, first served" basis. Registrations will be available in the Content Centre.

Other boats that have Accredited Media on board will not be permitted to enter a sailing area without obtaining the prior written consent of HIE or HIE/HIRW representatives. Consent will be at the discretion of HIE to grant Media Boat status.

Approved Media Boats will be assigned a call sign and "media" flag for the duration of the event and will be required to always comply with the terms of this policy while on the water and reasonable directions by HIE or HIE/HIRW representatives.

All Media Boats will be required to stay outside of the HIRW sailing area (including the starting area). Each starting area will have a designated lane for Media Boats. Media Boats must stay outside of/flank Reef Ryder. If the official broadcast boat is on the water and using the designated lane, Reef Ryder will flank this vessel, with other Media Boats outside it (away from the relevant sailing course), unless agreed directly with HIE or HIE/HIRW representatives.

This is for the purpose of safety for media, competitors and spectators, and failure to comply with this policy and protocol may result in termination of Media Accreditation.

All drivers of Media Boats must attend briefings, including but not limited to safety briefings, prior to the commencement of racing, and at any time as requested by HIE or HIE/HIRW representatives.

Failure to comply with this policy and protocol or other directions will result in removal of Media Accreditation and potential removal from Hamilton Island including Hamilton Island Marina.

15. Rules for Watching Marine Mammals

Accredited Media and Media Boats must comply with the attached Queensland Government – Share the Water guidance and applicable laws and regulations in relation to marine mammals.

16. Environmental Responsibility

All Accredited Media are required to adhere to applicable laws and the Hamilton Island and Dent Island Rules and Regulations to ensure that waste is collected and recycled and the waterways of The Whitsundays remain pristine and marine reef of the Great Barrier Reef is protected.

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17. Disclaimer of Liability

Accredited Media are responsible for their own safety. It is the responsibility of Accredited Media to decide on an ongoing basis whether they are capable of completing their own media duties on shore or on the water.

Media Boats are required to hold adequate insurance and, in particular, to hold insurance against third party claims.

Accredited Media are responsible to ensure that they are equipped and able to manage the conditions at the relevant time and have sufficient experience, expertise, and physical ability to withstand such conditions. It is the responsibility of Accredited Media to ensure that safety equipment is used where required both by law, and as directed by a representative of HIE or HIRW at any time.

SIGNED:

PRINT NAME OF INDIVIDUAL:

NAME OF COMPANY:

DATE:

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Media Accreditation Application Form

Please note:

- *Completion of the Hamilton Island Race Week Media Accreditation Application Form does not guarantee approval for, attendance at or media activity at Hamilton Island Race Week.*
- *Breach of Hamilton Island policies, terms and conditions (including but not limited to the Hamilton Island and Dent Island Rules and Regulations) or applicable laws may result in confiscation of Hamilton Island Race Week Media Accreditation and withdrawal of the associated privileges of Accredited Media.*
- *Media Accreditation is non-transferable and applies only to the approved applicant in their individual capacity as Accredited Media.*
- *To qualify and represent themselves as Accredited Media, applicants who are provisionally accepted as Accredited Media must personally present valid identification, sign for and collect their Accredited Media packs. Failure to present identification satisfactory to HIE will result in no provision of Media Accreditation. In collecting the Accredited Media packs, they agree to comply with the Media Accreditation and Media Boat Policy and Protocol.*

Name:

Media outlet:

Scope of work while at Hamilton Island Race Week:

Requirements:

Email:

Phone:

Please attach a copy of your third-party insurance, or insurance through your employer.