



GAMEX Fishing Tournament  
C/O- Exmouth Game Fishing Club Inc.  
PO Box 121  
200 Madaffari Drive  
Exmouth Marina WA 6707  
www.egfc.com.au  
events@egfc.com.au  
ABN 39 215 676 167

## GAMEX 2024

### Cocos Keeling Islands Fishing Trip

### Random Draw Terms & Conditions

#### Draw Prize

1. The GameX 2024 Random Draw Prize is a Guided Fishing Trip Package for a maximum of 4 people with Hello Backing Fly & Sports Fishing Charters at the Cocos Keeling Islands.
2. The Guided Fishing Trip Package comprises 7 nights twin share accommodation on West Island at the Cocos Keeling Island from January 21-28, 2025, 6.5 days guided fishing with Hello Backing Fly & Sports Fishing Charters with two anglers per guide per day, all meals (continental breakfast & pre-prepared lunches/dinners), tender boat & fuel, and all soft drinks/water during activities, for a maximum of 4 persons in the amount of \$30,000.00 including GST granted by Exmouth Game Fishing Club Inc. (\$20,000.00), Hello Backing Fly & Sports Fishing Charters (\$6,000.00) and Cocos Keeling Islands Tourism Association (\$4,000.00) which may only be applied towards:
  - a. 7 nights twin share accommodation on West Island at the Cocos Keeling Islands for a maximum of 4 persons from January 21-28, 2025; and
  - b. 6.5 days guided fishing with Hello Backing Fly & Sports Fishing Charters from January 21-28, 2025 including all meals, tender boat & fuel, and all soft drinks/water during activities, for a maximum of 4 persons.on terms to be determined and agreed by and at the sole discretion of Exmouth Game Fishing Club Inc, Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association.
3. The Guided Fishing Trip Package does not include:
  - a. flights and travel costs to the Cocos Keeling Islands; and
  - b. ferry fees; and
  - c. travel and medical insurance; and
  - d. flies and fly lines (tackle hire is available on weekly basis with a breakage fee of \$250. Rod hire is \$100 weekly with 4 available rods per week, flies can also be purchased); and
  - e. all alcoholic beverages; and
  - f. all Internet services (available for purchase on the island); and
  - g. gratuities.



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4. The Gamex 2024 Random Draw prize is not transferrable nor redeemable as cash.

#### Eligibility

5. Only a person that (all of):
  - a. at the commencement of Gamex 2024 is registered by Exmouth Game Fishing Club Inc. as the skipper of a Gamex 2024 fishing team (**Team**);
  - b. is a member of a Team that:
    - i. during Gamex 2024, is awarded points by Exmouth Game Fishing Club Inc. for catching fish on at least two line classes; and
    - ii. is not deregistered nor disqualified from participating in any part of Gamex 2024; and
  - c. is not a member of a Team that is declared to be a fishing team sponsored by a charter fishing company that is considered by Hello Backing Fly & Sports Fishing Charters at its sole discretion to be a competing charter fishing brand. This definition includes any Team that self-identifies to be a competing brand fishing team; and
  - d. unequivocally agrees to the terms and conditions expressed herein in;may enter the Gamex 2024 Random Draw or win the GAMEX 2024 Random Draw prize.

#### The Draw

6. The Gamex 2024 Random Draw will:
  - a. comprise a random draw of plastic tickets;
  - b. be conducted by any person nominated by Exmouth Game Fishing Club Inc. (**Draw Master**);
  - c. occur at either (**Draw Location**):
    - i. the Gamex 2024 Presentation Night at the Exmouth Game Fishing Club, 200 Madaffari Drive, Exmouth on 16 March 2024 (**Gamex 2024 Presentation Night**); or
    - ii. at some other place and time determined at the sole discretion of, and published on the website of, Exmouth Game Fishing Club Inc.; and
  - d. determine the Winner of the Gamex 2024 Random Draw prize (if any) in accordance with these terms and conditions.





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### Claiming Prize

7. A person who is announced by the Draw Master as a Winner of the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize may only win the Gamex 2024 Random Draw and claim Gamex 2024 Random Draw prize if (all of):
  - a. she/he/they satisfy the criteria expressed in condition 5. above;
  - b. she/he/they or a member of the Team:
    - i. is physically present at the Draw Location at the time that the Gamex 2024 Random Draw is drawn and the Winner is first orally announced by the Draw Master; and
    - ii. within 2 minutes of the Winner of the Gamex 2024 Random Draw or Gamex 2023 Random Draw prize first being orally announced by the Draw Master, physically presents to the Draw Master, and at that time:
      1. identifies herself/himself/themselves to the Draw Master via an original and current:
        - a. Australian vehicle driver's licence; or
        - b. passport; and
      2. expressly claims the prize for the announced Winner; and
      3. acknowledges themselves as the Winner and agrees to all terms and conditions of the Random Prize Draw; and
      4. is confirmed by the Draw Master to be the Winner.
8. If any person is announced by Exmouth Game Fishing Club Inc. as a Winner of the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize but condition 7. above is not satisfied in its entirety, then:
  - a. the person announced as the Winner:
    - i. is not, in fact or law, the Winner of the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize;
    - ii. fully and finally releases and discharges Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association from any and all obligations and liabilities arising from or in any way related to or connected with the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize; and
    - iii. is barred from commencing or continuing any claim, suit, action or proceeding against any or all of Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association in respect of any released or discharged matter; and



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- b. Exmouth Game Fishing Club Inc. may at its sole discretion:
- i. continue to draw and announce a Winner of the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize until condition 7. above is entirely satisfied; and/or
  - ii. at any time, determine that the Gamex 2024 Random Draw has concluded and that there was no Winner of the Gamex 2024 Random Draw prize.
9. If Exmouth Game Fishing Club Inc. makes a determination referred to in condition 8.b.ii. above, then the entrants of the Gamex 2024 Random Draw:
- a. fully and finally release and discharge Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association from any and all obligations and liabilities arising from or in any way related to or connected with the Gamex 2023 Random Draw or Gamex 2024 Random Draw prize; and
  - b. are barred from commencing or continuing any claim, suit, action or proceeding against any or all of Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association in respect of any released or discharged matter.

#### **Gamex 2024 Cancellation**

10. If for any reason any part of Gamex 2024 or the Gamex 2024 Presentation Night is cancelled by Exmouth Game Fishing Club Inc., then:
- a. the Gamex 2024 Random Draw will not occur and no person will win the GAMEX 2024 Random Draw prize; and
  - b. the entrants of the Gamex 2024 Random Draw:
    - i. fully and finally release and discharge Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association from any and all obligations and liabilities arising from or in any way related to or connected with the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize; and
    - ii. are barred from commencing or continuing any claim, suit, action or proceeding against any or all of Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association in respect of any released or discharged matter.

#### **Redemption Conditions**

11. The Guided Fishing Trip Package Random Draw Prize can be redeemed only on these terms:
- a. for a 7 night Hello Backing Fly & Sports Fishing Charters trip at the Cocos Keeling Islands, as defined in Clause 2; and





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- b. within 90 days of the Random Prize Draw, the Winner agreeing and contracting to the booking of the Guided Fishing Trip Package with Hello Backing Fly & Sports Fishing Charters; and
- c. for the Guided Fishing Trip Package to take place within Hello Backing Fly & Sports Fishing Charters' available charter dates during January, 2025; and
- d. Completing redemption of the prize within 12 months of the Random Prize Draw.

12. The Winner shall be responsible for arranging booking dates for the Guided Fishing Trip Package with Hello Backing Fly & Sports Fishing Charters.

13. The Winner agrees to meet the costs of associated travel to the Cocos Keeling Islands to redeem the Guided Fishing Trip Package Random Draw Prize.

#### **Consent to Promotion**

14. Upon acknowledging themselves as the Winner, the Winner provides consent and undertakes to participate in the following promotion activities occurring:

- a. disclosure of their identity as the Winner of the Random Prize Draw; and
- b. photographic images being taken during each of the following events:
  - i. the Random Prize Draw; and
  - ii. throughout the Guided Fishing Trip with Hello Backing Fly & Sports Fishing Charters at the Cocos Keeling Islands; and
  - iii. at the Cocos Keeling Islands Visitor Centre during the Guided Fishing Trip with Hello Backing Fly & Sports Fishing Charters at the Cocos Keeling Islands; and
- c. the issue of Press Releases by Exmouth Game Fishing Club, Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association, including use and disclosure of items noted the Clauses 14(a) and 14(b).

#### **External Administration of Insolvency**

15. If, at any time prior to the Gamex 2024 Random Draw prize being fully granted or redeemed, any one or all of Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters or Cocos Keeling Islands Tourism Association become(s) externally administered or insolvent, then:

- a. the Gamex 2024 Random Draw prize is forfeited; and
- b. the Winner of the Gamex 2024 Random Draw:



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- i. fully and finally releases and discharges Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association from any and all obligations and liabilities arising from or in any way related to or connected with the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize; and
- ii. is barred from commencing or continuing any claim, suit, action or proceeding against any or all of Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association in respect of any released or discharged matter.

### Governing Law

16. The:

- a. Gamex 2024 Random Draw;
- b. relationship between Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association and the entrants and Winner of the Gamex 2024 Random Draw regarding the Gamex 2024 Random Draw and/or Gamex 2024 Random Draw prize; and
- c. these terms and conditions;

are governed by the laws of and applicable within the geographical territory of Western Australia.

17. Each entrant to the Gamex 2024 Random Draw agrees that the Courts of and in Western Australia shall have exclusive jurisdiction to determine any dispute or claim relating to or connected with Gamex 2024 Random Draw and/or Gamex 2024 Random Draw prize.

### Survival

18. The releases, discharges and bars expressed to in conditions 8., 9., 10. and 1. above survive any cancellation or conclusion of Gamex 2024, the Gamex 2024 Random Draw or termination of any agreement between:

- a. the Winner of the Gamex 2024 Random Draw; and
- b. Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and/or Cocos Keeling Islands Tourism Association;

regarding the Gamex 2024 Random Draw or Gamex 2024 Random Draw prize.

### Entire Agreement

19. Subject to the additional terms referred to in condition 2. above, these terms and conditions:

- a. constitute the entire agreement; and
- b. contain all of the representations, warranties and covenants and agreements;





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between:

- c. the entrants of the Gamex 2024 Random Draw; and
- d. Exmouth Game Fishing Club Inc., Hello Backing Fly & Sports Fishing Charters and Cocos Keeling Islands Tourism Association.

regarding the Gamex 2024 Random Draw.

