



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 2023

### Northbank Trailerboat Random Draw Terms & Conditions

#### Draw Prize

1. The Gamex 2023 Random Draw prize is a Northbank Boat Package.
2. The Northbank Boat Package comprises a boat, motor and trailer build credit in the amount of \$50,000.00 including GST granted by Itchley Pty Ltd trading as Northbank Boats (\$30,000.00) and Exmouth Game Fishing Club Inc. (\$20,000.00) which may only be applied towards:
  - a. the construction of a Northbank Boats boat not smaller than Northbank Boats' 500C model; and
  - b. the supply of an Easytow trailer by Northbank Boats; and
  - c. the supply and installation of a Mercury outboard engine;on terms to be determined and agreed by and at the sole discretion of Northbank Boats and Exmouth Game Fishing Club Inc.
3. The Gamex 2023 Random Draw prize is not transferrable nor redeemable as cash.

#### Eligibility

4. Only a person that (all of):
  - a. at the commencement of Gamex 2023 is registered by Exmouth Game Fishing Club Inc. as the skipper of a Gamex 2023 fishing team (**Team**);
  - b. is a member of a Team that:
    - i. during Gamex 2023, 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 2023; and
  - c. is not a member of a Team that is declared to be a fishing team sponsored by a boat builder that is considered by Northbank Boats at its sole discretion to be a competing boat 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 2023 Random Draw or win the GAMEX 2023 Random Draw prize.



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### The Draw

5. The Gamex 2023 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 2023 Presentation Night at the Exmouth Game Fishing Club, 200 Madaffari Drive, Exmouth on 25 March 2023 (**Gamex 2023 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 2023 Random Draw prize (if any) in accordance with these terms and conditions.

### Claiming Prize

6. A person who is announced by the Draw Master as a Winner of the Gamex 2023 Random Draw or Gamex 2023 Random Draw prize may only win the Gamex 2023 Random Draw and claim Gamex 2023 Random Draw prize if (all of):
- a. she/he/they satisfy the criteria expressed in condition 4. 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 2023 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 2023 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



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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.
7. If any person is announced by Exmouth Game Fishing Club Inc. as a Winner of the Gamex 2023 Random Draw or Gamex 2023 Random Draw prize but condition 6. 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 2023 Random Draw or Gamex 2023 Random Draw prize;
    - ii. fully and finally releases and discharges Northbank Boats and Exmouth Game Fishing Club Inc. 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 2023 Random Draw prize; and
    - iii. is barred from commencing or continuing any claim, suit, action or proceeding against either or both of Northbank Boats and Exmouth Game Fishing Club Inc. in respect of any released or discharged matter; and
  - b. Exmouth Game Fishing Club Inc. may at its sole discretion:
    - i. continue to draw and announce a Winner of the Gamex 2023 Random Draw or Gamex 2023 Random Draw prize until condition 6. above is entirely satisfied; and/or
    - ii. at any time, determine that the Gamex 2023 Random Draw has concluded and that there was no Winner of the Gamex 2023 Random Draw prize.
8. If Exmouth Game Fishing Club Inc. makes a determination referred to in condition 7.b.ii. above, then the entrants of the Gamex 2023 Random Draw:
- a. fully and finally release and discharge Northbank Boats and Exmouth Game Fishing Club Inc. 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 2023 Random Draw prize; and
  - b. are barred from commencing or continuing any claim, suit, action or proceeding against either or both of Northbank Boats and Exmouth Game Fishing Club Inc. in respect of any released or discharged matter.

#### **Gamex 2023 Cancellation**

9. If for any reason any part of Gamex 2023 or the Gamex 2023 Presentation Night is cancelled by Exmouth Game Fishing Club Inc., then:



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- a. the Gamex 2023 Random Draw will not occur and no person will win the GAMEX 2023 Random Draw prize; and
- b. the entrants of the Gamex 2023 Random Draw:
  - i. fully and finally release and discharge Northbank Boats and Exmouth Game Fishing Club Inc. 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 2023 Random Draw prize; and
  - ii. are barred from commencing or continuing any claim, suit, action or proceeding against either or both of Northbank Boats and Exmouth Game Fishing Club Inc. in respect of any released or discharged matter.

### Redemption Conditions

10. The Northbank Boat Package credit can be redeemed only on these terms:

- a. for the purchase of a boat, motor and trailer package, as defined in Clause 2; and
- b. within 90 days of the Random Prize Draw, the Winner agreeing and contracting to the retail purchase of the boat, motor and trailer package from Christies Beach Marine Pty Ltd, 19 Sherriffs Road, Lonsdale SA 5160; and
- c. For a boat, motor and trailer package that can be built and supplied within 12 months of completion of the Random Prize Draw; and
- d. Completing redemption of the prize within 12 months of the draw.

11. The Winner shall be responsible for delivery of the retail boat, motor and trailer package from Christies Beach Marine Pty Ltd to their place of residence.

12. The Winner agrees to attend Christies Beach Marine and the Northbank Marine factory at the time of retail delivery and agrees to meet the costs of associated travel.

### Consent to Promotion

13. 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



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- ii. signing the contract to purchase the boat, motor and trailer package. That shall occur at Christies Beach Marine, or at the nomination of Northbank Boats, an alternative Northbank Marine retail dealer; and
- iii. touring the Northbank Marine factory immediately prior to handover of the boat, motor and trailer package; and
- iv. handover of the boat, motor and trailer package at Christies Beach Marine; and
- c. the issue of Press Releases by Northbank Marine and/or Exmouth Fishing Club, including use and disclosure of items noted the Clauses 12(a) and 12(b).

#### External Administration of Insolvency

14. If, at any time prior to the Gamex 2023 Random Draw prize being fully granted or redeemed, any one or both of Northbank Boats or Exmouth Game Fishing Club Inc. become(s) externally administered or insolvent, then:
  - a. the Gamex 2023 Random Draw prize is forfeited; and
  - b. the Winner of the Gamex 2023 Random Draw:
    - i. fully and finally releases and discharges Northbank Boats and Exmouth Game Fishing Club Inc. 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 2023 Random Draw prize; and
    - ii. is barred from commencing or continuing any claim, suit, action or proceeding against either or both of Northbank Boats and Exmouth Game Fishing Club Inc. in respect of any released or discharged matter.

#### Governing Law

15. The:
  - a. Gamex 2023 Random Draw;
  - b. relationship between Northbank Boats, Exmouth Game Fishing Club Inc. and the entrants and Winner of the Gamex 2023 Random Draw regarding the Gamex 2023 Random Draw and/or Gamex 2023 Random Draw prize; and
  - c. these terms and conditions;

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

16. Each entrant to the Gamex 2023 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 2023 Random Draw and/or Gamex 2023 Random Draw prize.



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### Survival

17. The releases, discharges and bars expressed to in conditions 7., 8., 9. and 10. above survive any cancellation or conclusion of Gamex 2023, the Gamex 2023 Random Draw or termination of any agreement between:
- the Winner of the Gamex 2023 Random Draw; and
  - Northbank Boats and/or Exmouth Game Fishing Club Inc.;
- regarding the Gamex 2023 Random Draw or Gamex 2023 Random Draw prize.

### Entire Agreement

18. Subject to the additional terms referred to in condition 2. above, these terms and conditions:
- constitute the entire agreement; and
  - contain all of the representations, warranties and covenants and agreements;
- between:
- the entrants of the Gamex 2023 Random Draw; and
  - Northbank Boats and Exmouth Game Fishing Club Inc.
- regarding the Gamex 2023 Random Draw.

