RISK INFORMATION – WAIVER OF LIABILITY – DATA PROTECTION

GENERAL INFORMATION AND RISK

Risk information – Personal responsibility

Due to the complete physical and mental health and due to my mountain bike experience, I am capable to participate in the Bike Republic Rally in the Bike Republic Sölden as participant and to correctly assess any risks in connection therewith. I am well aware that riding down diverse mountain bike trails is generally challenging and riding in a group (mass start) bears additional risks. The risks result for instance (but not exclusively) from the terrain, the weather, any artificial or natural obstacles, riding mistakes or insufficient riding ability, slippery ground, a poor state of preservation if nothing else, due to the altitude, the impossibility to secure any danger point located on the whole trail, defects of the material, negligent behaviour on my part or on the part of other participants (e.g. other participants of the race), etc.

The realization of these risks may involve severe bodily injuries up to death, pain, emotional stress, trauma, damage to property, financial losses, etc. These damages probably do not only concern myself, but also other persons involved (Ötztal Tourismus and its employees, other participants, other service providers, spectators, insurances, etc.). I acknowledge that also potential danger through outside persons (e.g. spectators, traffic participants), but also through other persons involved in the event, can not be excluded.

I assume full liability for all of these risks.

Compliance with instructions and the respective applicable rules

I will comply with all instructions of the organisation team and trail marshals without reservation. Furthermore, I will comply with the applicable rules (e.g. the rules of conduct of the Bike Republic Sölden, the conditions of participation of the BRS Rally or the road traffic regulations).

Failure to comply with instructions or applicable rules or other irresponsible behaviour may result in liability claims by Ötztal Tourismus and other third parties. Furthermore, the participant may be excluded from the BRS Rally without refund of the participation fee.

Voluntariness

I am aware that participation in the BRS Rally in the Bike Republic Sölden is entirely voluntary; I can cancel my participation, discontinue or refrain from participating in all or certain actions at any time. Ötztal Tourismus in no way demands a certain risky behaviour from the participants.

Route

I have been informed about the mountain bike routes to be ridden and consider myself capable of riding them. Should a participant nevertheless prefer not to ride certain routes or sections of routes, he/she can cancel participation at any time.
The participant acknowledges that the roads and paths used are not closed for the race. The course leads partly through pastureland, where there are unattended grazing animals, which may also enter the course abruptly. There could also be hikers or other people on the course.

Medical aid

I am aware that the BRS Rally in the Bike Republic Sölden is not accompanied by a rescue service. In case of an accident, the ambulance/emergency doctor must be notified first. I have to bear the costs of my medical first aid, nursing and further care myself.

Protective equipment

I undertake to wear the protective equipment that corresponds to the standard for the practice of racing downhill mountain biking during the event. I have checked the suitability and condition of the equipment myself and am familiar with its use. The organiser has no obligation to instruct, check or warn.

Minimum age, physical and mental condition

I am over 18 years of age (or I am participating with the consent of my legal guardian), I am in good physical condition, and I am not under any physical or mental influence that could limit my ability to understand or perform - in particular, I am not under the influence of alcohol or drugs.

After all this, I take part in the Bike Republic Rally in the Bike Republic Sölden at my own risk.

WAIVER OF LIABILITY, INDEMNIFICATION AND HOLDING HARMLESS

Being aware of all circumstances regarding the BRS Rally in the Bike Republic Sölden and accepting all risks, I hereby waive - also on behalf of my legal successors - any liability of Ötztal Tourismus, Achweg 5, 6450 Sölden, the companies affiliated with Ötztal Tourismus, its vicarious agents as well as its representatives and employees. This waiver of liability does not apply to personal injury culpably caused by the aforementioned persons, to damage to property caused by gross negligence or intentional misconduct, as well as to damages to be compensated under the Austrian Product Liability Act.

Furthermore, I shall indemnify and hold harmless Ötztal Tourismus, companies affiliated with Ötztal Tourismus as well as its representatives and employees from and against any and all claims, damages, demands or liabilities that may be brought against Ötztal Tourismus (or any other named persons) as a result of my participation in the Bike Republic Rally in the Bike Republic Sölden, also by third parties.

DATA PROTECTION INFORMATION

Registration for the event results in the personal and address data as well as the results of the riders being stored and processed electronically by Ötztal Tourismus, Achweg 5, 6540 Sölden ("person responsible" for data processing within the meaning of the GDPR; data protection officer: Roland Grüner, dsb@oetztal.com). Name, year and team of the starters will be published in the starter and result lists on the internet, in the newspaper and in notices. The data processing is carried out for the handling of the registration, for the implementation of the event as well as for the documentation and public communication of the event including the corresponding results. This data processing is based on your consent (Art. 6 par. 1 lit a of the GDPR), the necessity to fulfil the contract (Art. 6 par. 1 lit b of the GDPR) or our legitimate interests in the implementation and public communication of the event (Art. 6 par. 1 lit f of the GDPR).

During the event, photos and videos will also be taken in some cases, on which the participants, helpers and spectators may be depicted.

These photographs will be processed for internal documentation on the one hand and for public communication of the event on the other. In the process, the photographs may possibly also be made available to the public (also outside the EU) in print and online media, TV formats and social media. This data processing is carried out on the basis of our legitimate interests in the implementation and public communication of the events (Art. 6 par. 1 lit f of the GDPR, sec. 12 par. 2 cl. 4 of the Austrian Data Protection Act (Datenschutzgesetz; DSG)) or on the basis of any consent given (Art. 6 par. 1 lit a of the GDPR, sec. 12 par. 2 cl. 2 of the Austrian Data Protection Act (Datenschutzgesetz; DSG)). You are not obliged to be photographed.

Please inform the photographers and videographers of your wish not to be photographed or filmed, if possible before the photographs are taken. You can object at any time to the processing of the photographs in which you appear in a recognisable and prominent manner within the meaning of Art. 21 par. 1 of the GDPR (for special reasons). The organiser will then work towards achieving the deletion/anonymisation of the relevant photographs if possible.

The GDPR grants you extensive rights as a "data subject": You have a right to information about the personal data concerned, to correction or deletion of your personal data and to restriction of processing. You can revoke a given consent to data processing at any time towards Ötztal Tourismus and you can also partially object to the processing of your personal data. A revocation of consent or, respectively, an objection to data processing eliminates, but other legal bases for data processing do not. You also have the right to data portability.

If you fear a violation of data protection regulations by Ötztal Tourismus, we kindly ask you to contact us. You also have the right to lodge a complaint with the Austrian Data Protection Authority (Österreichische Datenschutzbehörde) (Wickenburggasse 8, 1080 Vienna, telephone: +43 1521 52-25 69, e-mail: dsb@dsb.gv.at).

For details on the handling of your data and your data protection rights, please refer to our data protection declaration: https://www.oetztal.com/datenschutzerklaerung.