



## General Terms and Conditions of Business – Mountainbike-Park Hürtgenwald

### Preliminary remarks:

- I The operator of Mountainbike-Park Hürtgenwald (hereinafter: the “Bikepark”) is Nordeifel Gravity e.V. (hereinafter referred to as the “operator”).
- II Use of the Bikepark premises equals entering and in particular using and cycling on the tracks on the Bikepark premises.
- III The tracks are always prepared by the operator and secured according to the operator’s best knowledge and belief.  
However, you always use the Bikepark premises at your own risk.
- IV Parents are liable for their children.
- V By purchasing a ticket or using the Bikepark premises, the purchaser (hereinafter: the “user”) accepts these General Terms and Conditions of Business.

### 1 Ticket purchase by minor persons

#### a Children under the age of 10

Children under the age of ten may enter, use and cycle on the Bikepark premises only in the presence of the legal representative (usually a parent or legal guardian of full age). The presence of the legal representative shall be considered at the same time as declaration of consent to these General Terms and Conditions of Business.

#### b Children between 10 and 18 years of age

Children aged between ten and eighteen years may enter, use and cycle on the Bikepark premises and the mountain bike tracks of the Bikepark only with a written declaration of consent to the General Terms and Conditions of Business of the Mountainbike-Park Hürtgenwald, which must be signed by the legal representative.

The declaration of consent for legal representatives can be downloaded from the homepage <http://www.mtb-park-huertgenwald.de/>

### 2 Exclusion of liability

- a The users enter, cycle on and use the premises and the tracks of the Bikepark at their own risk. They shall bear the exclusive civil and criminal liability for all damages caused by themselves and the sports equipment used by them. This shall also apply for damages caused by the behaviour of any other users.
- b Letter a) shall apply to the use of the shuttle service, in particular the shuttle bus and its technical devices (hooks) accordingly.
- c The user shall waive the assertion of any claims for accidents or damages suffered in connection with the entering, use or cycling on the premises mentioned above and the mountain bike tracks of the Bikepark against:

- the operator, its executive board, members, staff, sports managers and other employees, and
  - the host of special events, such as practices, test or trial operation, its agents, sports managers and helps, the owner(s)/tenant(s) of the premises used for the event and the structural installations and facilities, against the operator(s) of the track used for the event, its/their agents and helps, the participants and their helps, and against own helps, authorities, racing services and any other organisations or legal and natural persons associated with the organisation on the Bikepark premises, unless the accident or damage was caused with intent or gross negligence.
- d The use of the above-mentioned premises places high demands on the attention, physical and mental fitness and discipline of the users. The user therefore assures not to suffer from any bodily ailments and not being under the influence of alcohol, drugs or medication when using the above-mentioned premises, which could affect their ability to use the premises.
- e Any directions given by employees, Bikepark staff and agents of the operator shall be observed by the user without any restrictions.

### 3 Usage regulations / Park rules

- a There is an obligation to wear a full visor helmet and protectors within the entire Bikepark.
- b Go slowly and carefully at narrow places.
- c Sufficient safety distance must be kept at all times. The biker in front, slower and weaker bikers must always be given priority. Pushing is strictly forbidden.
- d Stopping on the tracks is strictly forbidden. You may only stop outside the tracks.
- e Walking or cycling on the tracks in reverse direction is strictly forbidden.
- f As a general rule, the tracks should be inspected before cycling.
- g For less experienced cyclists, bypasses are available at obstacles on the track.
- h In order to avoid accidents, the signposts and markings at and on the track must be observed and followed without fail. Attention has to be paid to hikers, pedestrians and forestry vehicles which could be in the Bikepark.
- i The requests and directions of the Bikepark staff must always be followed without delay. Infringements can be sanctioned with cycling bans and being sent off the premises.
- j The German road traffic regulations (StVO) apply on public roads and lanes. Their priority rules must be observed in particular in dangerous areas like the paths between the shuttle and the start and exit and the shuttle parking area. Traffic has to be observed, and you have to adapt your own behaviour accordingly.
- k Any user is encouraged to protect the environment and nature. Waste can be disposed of in the rubbish bins next to the point of sale (valley station) and in the rubbish bins at the toilet building opposite to the shuttle parking area (top station).
- l It is strictly forbidden for pedestrians to enter the tracks. There is danger of death!

- m The day tickets are not transferrable. Any lost tickets will not be replaced. Access control is provided by the Bikepark staff.

#### 4 Parking

- a The visitors of the Bikepark shall park exclusively on the parking spaces and areas marked by signposts or indicated by the Bikepark staff. This relates in particular to the parking spaces located below the Franziskus-Gymnasium to the left and right of the K 36 country road, as well as the Asche-Sportplatz below the Franziskus-Gymnasium in close proximity to the starting platform of the Bikepark.
- b Parking on the Asche-Sportplatz mentioned in a) is forbidden in case of rain and wet weather.
- c Parking is not allowed at the parking space in front of the Franziskus-Gymnasium. This is private property. The directions of the owner must be complied with. In case of infringements, the owner will directly approach the Bikepark staff who may consequently ban you from the Bikepark.
- d Parking is free of charge. Parking and stopping in front of and behind the escape routes is forbidden. This is to ensure that the escape routes are freely accessible at all times.

#### 5 Reduction of tracks

- a It is possible that track sections or entire tracks are closed due to maintenance works, accidents or other events jeopardising the safety of operations. As far as possible, the operator will point out any closed tracks or track sections in advance at the starting platform and the point of sale.
- b Any reduction of the tracks available does not entitle to claim any reduction or refund of the purchased ticket.
- c Unforeseen weather conditions (strong wind, thunderstorm, etc.) or technical problems with the shuttle buses which require that the operations are stopped for reasons of safety also do not entitle to claim refund of the purchased ticket.

#### 6 Opening times

- a The Bikepark is open on Saturdays and Sundays from 1 April until 31 October.
- b Within the period stated under a), the Bikepark may be open during school holidays and on public holidays, provided that this is expressly announced by the operator.
- c In case of bad weather or other unforeseeable and foreseeable natural disasters, the operator reserves the right to close the Bikepark even during normal operation at its own discretion.

#### 7 Use outside the opening times

Cycling on any Bikepark tracks outside the opening times is strictly forbidden. In case of infringements, the operator reserves the right to take action under civil and criminal law.

