



Royal Agricultural Society of NSW

# GENERAL REGULATIONS

## OF THE ROYAL AGRICULTURAL SOCIETY OF NSW

### WHICH APPLY TO THE SHOW

ROYAL AGRICULTURAL SOCIETY OF NSW (RAS) ABN 69 793 644 351

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#### INTRODUCTION

1. The General Regulations apply to all sections of the Show.
2. The Special Regulations apply only to the section of the Show to which they are expressed to relate.
3. Unless expressly stated in the General Regulations, if there is an inconsistency between the General Regulations and any Special Regulations, the Special Regulations prevail.

#### DEFINITIONS

4. In the Regulations but subject to the context:

Allocated Area means an area allocated to an Exhibit by the RAS.

Animal Welfare Policy means the RAS' Animal Welfare Policy.

Applicant means the Person in whose name an Application for Entry is lodged with the RAS, whether or not the Application for Entry was signed by that Person and includes the representatives and agents of an Applicant.

Application for Entry means the form of application for entry of an Exhibit at the Show and includes entry forms.

Attendant means the Person in charge of and any handler of an Exhibit in the Showground and may include an Exhibitor.

Award means an item awarded by the RAS in recognition of achieving a certain standard in a Competition and includes a certificate, prize, cash prize, trophy, medal, ribbon and rosette.

Bedding means materials as approved by the RAS utilised on the floor of an Allocated Area.

Book includes a Stud Book, a Herd Book or a Flock Book.

Board means the Standing Committee of Council whose members are appointed pursuant to the Rules.

Catalogue means the RAS' Show Catalogue and, except where stated otherwise, means the Catalogue current at the time.

Chief Executive means the Chief Executive of the RAS.

Chief Steward means the Steward appointed by the RAS to act as Chief Steward in respect of any Class and includes the Steward-in-Chief and any assistant Stewards-in-Chief of a section.

Claim includes any action, suit, cause of action, arbitration, debt, dues, costs, claim, demand, verdict and judgment either at law or in equity or arising under statute.

Class includes an Exhibition in respect of which an Award is scheduled.

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Committee means the committee responsible for the section, event or activity in question.

Competition means a contest between like Exhibits or Competitors.

Competitor means a Person competing in a Class whether or not such Person is also the Exhibitor.

Conditions of Entry means the Regulations applicable to the section in which the Exhibit is entered and includes such other conditions as may be imposed by the RAS.

Council means the Council of the RAS.

Day of Entry means the date prescribed by the RAS as the latest date by which an Application for Entry must be lodged with the RAS.

Day of Exhibition means the day upon which an Exhibit competes before a Judge.

Disciplinary Committee means the Committee appointed as such by the Council.

Entire, in relation to an animal, includes ungelded and unspayed.

Entry Fee means a fee as determined by the RAS payable in relation to an Application for Entry.

Exhibit, when used as a noun, includes any thing entered in any Class of the Show.

Exhibit, when used as a verb, includes a parade, contest and display.

Exhibition includes a parade, contest, Competition and display.

Exhibition Pass means a pass issued by the RAS to an Exhibitor enabling entry to the Showground.

Exhibitor means the Person on whose behalf an Application for Entry is lodged with and accepted by the RAS and includes the representatives and agents of an Exhibitor.

Fodder means food and feed for animals but does not include Bedding.

General Regulations means these regulations as amended from time to time by the Council pursuant to the Rules.

Group Class means a Class where each Exhibit comprises two or more animals or items.

GST means GST as defined in *A New Tax System (Goods and Services Tax) Act 1999 (Cth)*.

Health Declaration means a declaration in the form prescribed by the Veterinary Committee.

Heifer means a cow under 3 years old which has not had a calf.

Intellectual Property means all intellectual property rights existing world wide and the subject matter of such rights including without limitation any patent, design (whether registered or not), copyright, trade mark, trade secret, confidential information, business, technical and product information, or other right or benefit whether existing under any Act of Parliament or other law, or at common law or in equity.

Judge means a Person appointed by the RAS to adjudicate on a Class.

Judging Competition means a Competition where a prospective Judge is judged.

Mass, when expressed in kilograms, means quantity of matter.

Misstatement or Misdescription includes the failure of an Exhibit to conform in all respects with the Application for Entry on the day of Exhibition.

Nomination Fee means a fee as determined by the RAS payable in relation to an Application for Entry.

Non-Competitive Exhibit means an Exhibit for Exhibition which is not eligible to receive any Award.

Occupational Health & Safety Policy means the RAS' occupational health and safety policy.

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Official Produce Merchant means a produce merchant authorised by the RAS to supply Produce at a Show.

Official of the RAS includes a member of Council, the Chief Executive, a Steward or other Person appointed by the RAS to exercise a function.

Owner, in relation to an Exhibit, means the Person:

- (a) who is registered as the owner of the animal in a Book; or
- (b) in whom the ownership of the Exhibit is beneficially vested to the exclusion of any equitable interest or contractual right on the Day of Entry. A stock mortgage is not of itself sufficient to have transferred any legal ownership or to have created any equitable interest.

Penalty includes:

- (a) a reprimand;
- (b) a monetary fine;
- (c) withdrawal or withholding of any Award;
- (d) a disqualification in respect of any Class;
- (e) suspension or termination of membership to the RAS;
- (f) expulsion from the Showground;
- (g) a handicap;
- (i) a ban;
- (j) an exclusion;
- (k) prohibiting a Person from exhibiting or competing at the current Show or at any future Show;
- (l) a direction that an Exhibit be removed from the Showground; and
- (m) any other mandatory requirement.

Permanent Tooth means a tooth which has erupted from the gum in whole or in part.

Person includes a natural person, firm, partnership, company or corporation.

Produce means Fodder and Bedding.

Prohibited Substance means any substance originating externally to an animal (and whether or not endogenous to the animal) capable of affecting the performance or behaviour of the animal by its action upon:

- (a) the central or peripheral nervous system;
- (b) the cardiovascular system;
- (c) the respiratory system;
- (d) the alimentary digestive system;
- (e) the musculo-skeletal system; or
- (f) the urogenital system,

and includes without limitation:

- (i) analgesics;
- (ii) anti-histamines;
- (iii) anti-inflammatory agents;
- (iv) blood coagulants;
- (v) diuretics;
- (vi) hormones and their synthetic counterparts;
- (vii) cortico-steroids;
- (viii) anabolic steroids;
- (ix) local anaesthetics;

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- (x) muscle relaxants;
  - (xi) tranquillisers;
  - (xii) vitamins;
  - (xiii) antibiotics; and
  - (xiv) stimulants.

RAS means the Royal Agricultural Society of New South Wales.

RAS Staff Member includes all employees of the RAS.

Regulations means the General Regulations and Special Regulations.

Removal Notice means a written notice requiring the removal of an Exhibit from the Showground or to another part of the Showground.

Ringmaster includes:

- (a) the Person appointed as such by the RAS;
- (b) any deputy Ringmaster appointed as such by the RAS; and
- (c) any Person exercising some or all of the functions of the Ringmaster.

Rules means the rules of the RAS as amended from time to time.

Sale includes an agreement to sell.

Schedule means the RAS' Show Schedule of Prizes defining the qualifications for entry in the various sections, subsections and Classes of the Show.

Selling Agent means an agent who:

- (a) is authorised by the RAS to offer for Sale by auction; or
- (b) sells by private treaty.

Show means the annual event known as the Royal Easter Show held by the RAS in the Easter season, and includes any other Competition conducted by the RAS at any time of the year and whether or not in conjunction with the Royal Easter Show.

Showground means the RAS' Showground and includes other areas occupied by the RAS at any time.

Single Class means a Class where each Exhibit comprises only one item.

Special Regulations means those regulations applicable to a particular section of the Show as determined by the Committee responsible for that section.

Steward means a Person appointed as such by the RAS.

Steward-in-Chief means a Person appointed as such by the RAS.

Unethical Conduct includes the presentation as an Exhibit for judging:

- (a) of an animal other than in its natural conformation after normal feeding and grooming, except as otherwise provided either expressly or by necessary implication in the Regulations or in the definition of a Class in which the animal is entered;
- (b) of an animal having undergone any operation or procedure that:
  - (i) alters the structure, natural conformation or behaviour of any part of its body, including:
    - (A) the administration of any Prohibited Substance;
    - (B) any surgery;
    - (C) the administration of any drug or chemical;
    - (D) the attachment of any object or thing; or

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- (ii) changes by exaggeration, minimisation or otherwise its natural conformation or physical constitution or appearance;
  - (c) of an inanimate object, that is created, constituted, formed or includes goods, substances or things not normally found in objects of like nature;
  - (d) that is not the animal or object entered for the Class to be judged;
  - (e) that is Exhibited in such a manner that it is unfair to the other Exhibits.

Unseemly behaviour includes:

- (a) causing annoyance by loud or unseemly comment upon:
  - (iii) the decision of a Judge;
  - (iv) any act or omission on the part of a Judge; or
  - (v) any Official of the RAS on duty in the Showground; and
- (b) insulting behaviour.

Veterinary Surgeon means any veterinarian who is a member of the RAS' Veterinary Committee and includes any veterinarian who has been appointed or engaged by the RAS to provide veterinary services in connection with the Show.

- 5. In the Regulations, but subject to context:
  - (a) the singular includes the plural and vice versa;
  - (b) the male gender includes the female gender and the neuter gender and vice versa; and
  - (c) headings are for ease of reference only and do not affect the meaning or interpretation of the Regulations.

## **REGULATIONS BINDING**

- 6. All Applicants, Attendants, Exhibitors, Competitors, and every Person admitted into the Showground during a Show, are bound by the Regulations.

## **POWERS**

- 7. The RAS has the sole and absolute control of all matters affecting the conduct of the Show and the Showground.
- 8. Any power or discretion of:
  - (a) the RAS;
  - (b) the Council;
  - (c) any Committee;
  - (d) any Official of the RAS,may be delegated in such manner and upon such conditions as may from time to time be determined by the RAS.
- 9. An act or determination of the Council or a Committee exercising a power or discretion authorised by the Rules or Regulations is an act or determination of the RAS.
- 10. The RAS may in its absolute discretion make any determination upon any matter.
- 11. A determination of the RAS shall be final.

## **MAKING OF REGULATIONS**

- 12. General Regulations may be made and amended by the Council, as provided in the Rules.
- 13. Special Regulations may be made and amended by the Committee responsible for the relevant section.
- 14. Special Regulations may be published in the Schedule and/or Catalogue.

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## CATALOGUE AND SCHEDULE

15. The program for the Show is divided into sections.
16. A section may be divided into subsections.
17. Sections and subsections may be divided into Classes.
18. Sections, subsections and Classes may be indicated by the RAS in the Schedule and/or Catalogue.
19. The RAS may make any change to:
  - (a) the program for the Show; and/or
  - (b) time and places,set out in the Schedule or Catalogue.
20. The names of any Judges and Stewards shown in the Schedule or Catalogue are subject to any changes that the RAS may make.

## EXHIBITS

21. An Exhibitor who sells an Exhibit after the Day of Entry remains:
  - (a) liable for that Exhibit;
  - (b) obliged to observe the Regulations.
22. Where an animal is under lease for stud purposes, the lessee may Exhibit the animal, but the relative lease must be produced to the RAS upon demand by the RAS.
23. All farm produce must be the production of the Exhibitor.
24. An Exhibit may not enter or compete in two Classes, except:
  - (a) horses; or
  - (b) where otherwise provided by the Schedule or the Conditions of Entry.
25. The entry of an Exhibit in a special Class described in the Schedule does not constitute an entry in a Class.
26. Except where otherwise provided by the Conditions of Entry, all first prize Exhibits of a section will be eligible to compete for championship honours.
27. An Exhibit may not be entered in a Class for which it is not eligible or qualified.
28. An Exhibitor or Attendant of an animate Exhibit must:
  - (a) use all reasonable steps to ensure that the Exhibit is housed and cared for in accordance with the Animal Welfare Policy;
  - (b) obey any direction from an Official of the RAS relating to the care and welfare of that Exhibit; and
  - (c) if called upon to do so by the RAS, surrender the Exhibit to the RAS if in the opinion of a Veterinary Surgeon, the Exhibit is in need of urgent veterinary attention.

## CONSENTS, NOTICES AND DIRECTIONS

29. Unless otherwise stated in the Regulations, a consent, notice or direction of the RAS may be given either in writing or verbally by:
  - (a) any Official of the RAS; or
  - (b) such other person authorised by the RAS to do so.
30. Any notice in writing addressed and posted to an Applicant or Exhibitor at the address given in his Application for Entry, is deemed to have been received by the Applicant or Exhibitor 72 hours from the time of posting.

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## **APPLICATION FOR ENTRY**

31. Every Applicant who wishes to become an Exhibitor must complete in its entirety and lodge with the RAS an Application for Entry.
32. The RAS may prescribe the form of Application for Entry.
33. An Application for Entry may refer to the Special Regulations applicable to the section or subsection to which such Application for Entry applies.
34. Every Applicant guarantees the correctness of the contents of every Application for Entry and accompanying documentation submitted by or on behalf of the Applicant.
35. An Applicant must not make any Misstatement or Misdescription in an Application for Entry or accompanying documentation lodged by or on behalf of the Applicant.
36. Every Application for Entry must be signed by or on behalf of an Applicant.
37. If a Person signs an Application for Entry as a representative or agent of an Applicant:
  - (a) the representative or agent is deemed to have given a warranty of his authority to the RAS; and
  - (b) nothing relieves or modifies the obligations of the Applicant on whose behalf such Application for Entry was signed.
38. Every Application for Entry must be lodged with the RAS on or before the Day of Entry.
39. The Day of Entry in any section may be extended by the RAS.
40. The RAS may, at its discretion, accept an Application for Entry received after the Day of Entry.
41. The RAS may:
  - (a) accept an Application for Entry;
  - (b) refuse or reject any Application for Entry;
  - (c) refuse to allow any Person to be an Exhibitor and/or Competitor; or
  - (d) cancel or withdraw the status of any Person as an Exhibitor and/or Competitor, without giving any reason for so doing.
42. An Applicant becomes an Exhibitor upon the acceptance of that Applicant's Application for Entry by the RAS.
43. Where an Applicant or Exhibitor comprises more than one Person and there is a dispute between those Persons concerning the Exhibit, the RAS may act in accordance with the wishes of the Person whose name first appears as Applicant or Exhibitor on the Application for Entry.

## **NON-COMPETITIVE EXHIBITS**

44. The RAS may accept a Non-Competitive Exhibit.

## **NOMINATION FEE**

45. A Nomination Fee determined by the RAS is payable in relation to every Application for Entry.
46. A Nomination Fee is not refundable by the RAS unless an Exhibit is:
  - (a) withdrawn with the consent of the RAS prior to the Day of Entry; or
  - (b) ineligible for the Class in which it is entered.

## **ENTRY FEE**

47. An Entry Fee is payable in relation to every Application for Entry.
48. An Entry Fee is not refundable by the RAS unless the Exhibit is withdrawn with the consent of the RAS prior to the Day of Entry.

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## **WITHDRAWAL OF ENTRIES**

49. An Application for Entry may be withdrawn by an Applicant or Exhibitor:
- (a) on the written request by the Applicant or the Exhibitor to the RAS; and
  - (b) only with the consent of the RAS.

## **ATTENDANTS**

50. An Exhibitor must:
- (a) notify the RAS in writing of the full name; and,
  - (b) if required by the RAS, provide a specimen signature, of each Attendant.
51. Every Attendant must be in attendance upon the Showground each day of the Show for the purpose of Exhibiting and or tending to the Exhibits.
52. An Attendant is not a servant or agent of the RAS.
53. A pass for the admission of an Attendant may be issued by the RAS upon application.

## **ACCESS TO THE SHOWGROUND**

54. No animal may be brought onto the Showground unless it is an Exhibit in respect of which an Application for Entry has been accepted by the RAS or the RAS has provided its prior consent.
55. An Exhibit will not be admitted to the Showground unless:
- (a) the Attendant is in possession of an Exhibition Pass;
  - (b) the Exhibit complies with the particulars as set out in the Exhibition Pass issued by the RAS;
  - (c) the Exhibition Pass is produced at the entry to the Showground; and
  - (d) any requirements of the RAS are met prior to the arrival of the Exhibit at the Showground.
56. Should there be any reason to suspect that any Exhibit is either diseased or dangerous, the RAS may refuse admission of such Exhibit to the Showground.
57. Each Exhibitor is deemed to guarantee and warrant to the RAS that each Exhibit brought upon the Showground is, at the time of its entering the Showground, free of any contagious or infectious disease and, if directed by the RAS, must produce a Health Declaration in respect to such Exhibit by the time specified by the RAS.

## **ARRANGEMENT OF EXHIBITS**

58. An Exhibit must be on the Showground not later than the time specified in the Schedule.
59. Attendants must arrange their Exhibits as directed by an Official of the RAS.
60. Upon entry to the Showground, each Exhibit must be at once housed by its Attendant in its Allocated Area.
61. An Exhibit may not be housed in any other area apart from its Allocated Area without the consent of the Steward-in-Chief.
62. An Attendant:
- (a) does not have any right to any Allocated Area; and
  - (b) must vacate an Allocated Area upon being directed to do so by an Official of the RAS.
63. The Attendant must not change the external appearance of his Allocated Area nor make any change or alteration to the Allocated Area.

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64. The Exhibitor or Attendant must at the Exhibitor's cost:
- (a) keep the Allocated Area in good repair, order and condition at all times and ensure that he leaves the Allocated Area in the same repair, order and condition as it was immediately prior to occupation ;
  - (b) keep the Allocated Area and the adjacent areas clean and free from waste and rubbish at all times and ensure that his property is retained within the Allocated Area;
  - (c) immediately make good any damage caused or contributed to by the Exhibitor or Attendant to the Showground or any property of the RAS and if not attended to by the Exhibitor, the RAS may recover from the Exhibitor the cost of RAS making good such damage as a liquidated sum payable on demand.
65. Except in the case of a display of the RAS, no animal, other than an Exhibit, shall be displayed or exposed for sale in the Showground.
66. An Exhibitor, Competitor or Attendant must not:
- (a) remove any notice, placard, ticket or Award, displayed, affixed, placed or posted by the RAS in the Showground;
  - (b) display, affix, place or post any other notice, placard or ticket in the Showground; or
  - (c) display affix, place or post any Award, whether singly or otherwise or as part of a rug or other composite article, other than an Award awarded pursuant to the Regulations, at that Show, without the approval of an Official of the RAS.
67. An Exhibit, Attendant, Exhibitor or Competitor must not appear on a Day of Exhibition in any part of the Showground set apart for judging purposes bearing any medal, ribbon or other mark which, in the opinion of an Official of the RAS, may influence the Judge.

#### **IDENTIFICATION OF EXHIBITS**

68. Each Attendant must point out each of his Exhibits for the purpose of identification and classification if requested to do so by any Official of the RAS.
69. Each Exhibit must be numbered and bear its number according to the Catalogue whilst being Exhibited.
70. Each Exhibit must bear any brand or distinctive mark or label corresponding with that (if any) described in the Application for Entry.
71. Each Exhibitor or Attendant, when directed to do so by any Official of the RAS, must:
- (a) produce evidence to the satisfaction of the RAS as to the correctness of the description contained in the Application for Entry;
  - (b) point out each of his Exhibits for purposes of identification and classification; and/or
  - (c) give the RAS a statutory declaration to the effect that:
    - (i) the description of an Exhibit set out in the Application for Entry is accurate in every particular; and/or
    - (ii) the Exhibit is in every way qualified for entry in the Class in which it has been entered.

#### **PARADING AND EXHIBITION OF EXHIBITS**

72. Each Exhibit must be Exhibited as directed by the RAS.
73. All Exhibits, whilst participating in a parade, must carry a breast plate or other identification provided by the RAS in such a manner as the RAS may direct.
74. Livestock Exhibits in a Judging Competition must not carry breast plate or other means of identification unless so required by the RAS.

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75. Every Competitor or Attendant of an Exhibit in an Exhibition must be attired in accordance with directions given by the RAS.

## JUDGING

76. An Exhibitor is not permitted to be with a Steward or Judge during the time of judging an Exhibit without the approval of the Steward, Judge or Chief Steward.
77. If a Judge has reason to doubt:
- (a) the age specified in respect of any livestock Exhibit; or
  - (b) whether an Exhibit is qualified to compete in the Class in which it is presented for judging,
- he must refer the matter to the Chief Steward, who may make such enquiries and require such evidence as he considers appropriate in order to establish whether or not the Exhibit is eligible to compete in the Class.

## AWARDS

78. An Exhibit may not receive an Award if, in the opinion of the Judge, it is unworthy of such Award.
79. The RAS may:
- (a) cancel or vary any Class or Award; or
  - (b) alter or amend the specification, conditions or requirements applying to any Class or Award.
80. If the Schedule or the Catalogue makes provision for a trophy becoming the property of an Exhibitor if and when that Exhibitor has won it or the relevant Class on two or more occasions, an Exhibitor who has won the trophy or relevant Class on one or more occasion, has: :
- (a) no right or interest in the trophy;
  - (b) no Claim against the RAS; or
  - (c) no right to further compete for the trophy,
- if the Class is cancelled or varied by the RAS or the trophy is withdrawn from further competition prior to the Exhibitor winning it on the requisite number of occasions.
81. An Award awarded at the Show and left unclaimed for a period in excess of six months may be forfeited by the prize-winner and cancelled by the Committee at its absolute discretion.
82. An Award may be withheld if:
- (a) any description or particulars furnished by the Exhibitor in the Application for Entry or accompanying documentation is erroneous; or
  - (b) any doubt exists in the mind of the Judge and of the Chief Steward of the Class in which such Exhibit is presented as to whether such Exhibit is qualified to compete in such Class.
- Should an Award be withheld pursuant to General Regulation 82, the Award may only be awarded to another Exhibit at the discretion of the Judge and or the Chief Steward of the relevant Class.
83. The Awards provided to Exhibits shall be distinguished by the following colours:
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| RED, WHITE and BLUE for Champion           | GREEN for Fifth             |
| BLUE and YELLOW for Reserve Champion       | BROWN for Sixth             |
| BLUE and RED for Junior Champion           | BUFF for Seventh            |
| RED and YELLOW for Reserve Junior Champion | PINK for Eighth             |
| BLUE for First                             | ORANGE for Ninth            |
| RED for Second                             | LIME for Tenth              |
| WHITE for Third                            | PURPLE for Special Prize    |
| YELLOW for Fourth                          | MAROON for Highly Commended |

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## PROTESTS

84. An Exhibitor, Attendant or Competitor may enter a protest against any decision or act or omission on the part of:
- (a) a Judge;
  - (b) the RAS; or
  - (c) any Official of the RAS
- in connection with the judging of a Class.
85. A protest must:
- (a) be in writing;
  - (b) set out the circumstances relied upon;
  - (c) be accompanied by a fee determined by the RAS
  - (d) be lodged with the relevant Section Manager at the Section Office:
    - (i) in the Arts and Crafts Section - by noon on the first Wednesday of the Show;
    - (ii) in the NSW District Exhibits Competition - within four hours of the final points being announced;
    - (iii) in the Cattle Section - by 8am of the day following the Day of Exhibition; and
    - (iv) in all other cases- before noon of the day following the day upon which such decision, act or omission occurred.
86. Protests will be heard and determined by the Committee responsible for that section or chairman of that Committee or Council.
87. Upon hearing and determining of any protest, those hearing the protest may take and act upon such evidence as they think fit regardless of the ordinary rules of evidence.
88. The fee accompanying the protest may be forfeited to the RAS if the protest is, in the opinion of the RAS, frivolous.
89. The determination of a protest is final and binding upon all parties and there is no right of appeal.

## SALES BY EXHIBITORS

90. Auction sales of Exhibits may only be held on the Showground on the day, place and in the order as the RAS may determine.
91. The day, place and order of auction sales of Exhibits may be advertised by the RAS.
92. Unless otherwise decided by the RAS, a Cattle Exhibit or Pig Exhibit, which has not been paraded, may not be offered for Sale while on the Showground.
93. An Exhibitor who sells an Exhibit on the Showground must ensure that a Person acquiring ownership of or an interest in the Exhibit is fully informed of the provisions of the Regulations before the Sale and the Conditions of Entry upon which the Exhibit was accepted for Exhibition.
94. A Person acquiring the ownership of or any interest in an Exhibit sold on the Showground has the same obligations to the RAS in respect of the Exhibit as he would have if he were the Exhibitor.
95. The rights of the RAS in respect of any Exhibit are not affected by the Sale or disposition of an Exhibit.
96. The obligations of an Applicant or Exhibitor to the RAS are not affected by the Sale or disposition at an Exhibit and are in addition to any obligations imposed on the Person acquiring the ownership of or any interest in the Exhibit.

## FEE FOR USE OF SHOWGROUND FOR PURPOSES OF SALE

97. Each Selling Agent who makes a Sale of an Exhibit on the Showground must pay to the RAS a fee of:
- (a) in the case of cattle - one per cent of the gross sale price or of the price at which the animal is passed in at auction; or
  - (b) in the case of any other Exhibit - one per cent of the gross sale price.

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98. Each Exhibitor who sells an Exhibit while it is on the Showground must pay to the RAS a fee as determined by the RAS at its absolute discretion.

### **FODDER, BEDDING AND FEEDING**

99. An Exhibitor is responsible for feeding and watering his Exhibits but the RAS will make provision for the feeding and watering of poultry and pigeon Exhibits.
100. No Person may sell Fodder or Bedding on the Showground prior to, during or after the Show except with the prior written consent of the RAS.
101. Except for poultry and pigeons, it is the responsibility of an Exhibitor to arrange for his Exhibit's Fodder requirements.
102. It is the responsibility of an Exhibitor to arrange for his Exhibit's Bedding requirements.
103. The Official Produce Merchant must:
- (a) open the store selling Produce on the Showground for the receipt of orders from 5 days prior to the first day of the Show and until the last day of the Show;
  - (b) make deliveries of Produce on the Showground only between the hours of 7:30am and 4:30pm each day;
  - (c) report any breach of the Regulations coming to his notice to the RAS; and
  - (d) ensure that the opening hours of the Produce store are between the hours of 6:00am and 6:00pm each day of the Show and such days and hours as directed by the RAS.

### **VETERINARY TREATMENT**

104. The RAS may (but is not obliged to) provide a 24 hour service by a Veterinary Surgeon during the Show which is:
- (a) free for first aid treatment of Exhibition related emergencies and incidents;
  - (b) available at a fee:
    - (i) for drugs and materials used in such a service; and
    - (ii) for continuing service if required by the Exhibitor.
105. If an Exhibitor wishes to have his Exhibit attended to by his nominated veterinarian while the Exhibit is on the Showground, the Exhibitor must first make arrangements for that purpose with a Veterinary Surgeon.

### **REMOVAL OF EXHIBITS**

106. The RAS may in its absolute discretion issue a Removal Notice to an Attendant.
107. If, in the opinion of a Veterinary Surgeon, an animal Exhibit on the Showground is so injured or affected by sickness, disease or other ailment or is so dangerous so as to warrant its destruction or its removal either from the Showground or to another location within the Showground, the Veterinary Surgeon may:
- (a) have the animal destroyed; and/or
  - (b) serve a Removal Notice on the Attendant.
108. The Attendant upon receipt of a Removal Notice must:
- (a) move the Exhibit to the location prescribed in the Removal Notice; and
  - (b) do so within the time prescribed in the Removal Notice.
109. If the Attendant does not remove the Exhibit to the location within the time prescribed in the Removal Notice, the RAS may remove the Exhibit or cause the Exhibit to be removed.
110. All costs and expenses of removal must be borne by the Exhibitor and, if paid by the RAS, must be refunded to the RAS by the Exhibitor.

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111. The Person removing an Exhibit, whether appointed by the RAS or not, is the agent of the Exhibitor and all acts and omissions of the Person removing an animal are the acts and omissions of the Exhibitor.
112. All costs of or incidental to:
- (a) the delivery of the Exhibit to its Allocated Area;
  - (b) moving the Exhibit within the Showground; and
  - (c) removing the Exhibit from the Showground,
- must be borne by the Exhibitor.

## **CONDUCT**

113. A Person must not engage or be knowingly involved in Unethical Conduct.
114. A Person must not engage in Unseemly Behaviour.
115. The Committee responsible for the relevant section or the Disciplinary Committee are the sole arbiters as to whether conduct or behaviour constitutes Unethical Conduct or Unseemly Behaviour.
116. The determination of the Committee responsible for the relevant section or the Disciplinary Committee in relation to Unethical Conduct or Unseemly Behaviour is final and binding on all parties and there is no right of appeal.

## **ADMISSION TO SHOW**

117. The RAS may have partial or exclusive use of any part of the Showground which may, in its opinion, be required for any purpose in connection with conduct of the Show.
118. Acceptance of a Person's admission fee by the RAS entitles the Person to:
- (a) enter the Showground; and
  - (b) have access to those parts of the Showground made available by the RAS.
119. Acceptance of a Person's admission fee by the RAS does not entitle the Person to enter an area:
- (a) in respect of which an additional payment is required; or
  - (b) reserved by the RAS for any purpose.
120. Any member of Council may at his absolute discretion authorise the ejection of a Person at any time from the Showground or any part of the Showground.
121. Every Person occupying a stand or other seating on the Showground must vacate the stand or other seating if and when required so to do by any Official of the RAS
122. A Person must leave the Showground or part of the Showground immediately upon being required so to do by any Official of the RAS.
123. No Person may:
- (a) give, sell, advertise, distribute, display or canvas any goods, livestock or matter;
  - (b) present or advertise any entertainment, attraction or display; or
  - (c) solicit, canvas, advertise or do any act, matter or thing for the purpose of or as an inducement for or incidental to the collection or contribution of money or goods; or
  - (d) do any act, matter or thing to induce or calculated or designed to induce or for the purpose of inducing any Person to join any club, association, society or other body,
- upon the Showground without the written permission of the RAS.
124. Gambling, games of chance and disposing of any property by lot or chance are not permitted in the Showground.
125. No entertainment in respect of which a charge is made, other than that provided by the RAS, is permitted upon the Showground without the written permission of the RAS.

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## PROHIBITED SUBSTANCE

126. A Person must not administer a Prohibited Substance to an Exhibit, except as permitted by the Regulations.
127. The Exhibitor, the Owner and Attendant of any Exhibit to which a Prohibited Substance has been administered is in breach of the Regulations unless the Prohibited Substance is:
- (a) permitted by the Regulations to be administered; and
  - (b) administered to the Exhibit in accordance with the procedures set out in the Regulations.
128. An Exhibit to which a Prohibited Substance has been administered in breach of the Regulations must be removed from the Showground upon demand by the RAS.
129. The administering of antibiotics, except procaine penicillin, may be permitted provided:
- (a) a Treatment Notification Form is submitted in accordance with the Regulations; or
  - (b) in the case where a Treatment Notification Form has already been submitted, the antibiotics are administered in accordance with the procedures set out in the Regulations.
130. A Treatment Notification Form must be:
- (a) completed if a Prohibited Substance has been administered to an Exhibit within:
    - (i) in the case of hormones and their synthetic counterparts, cortico steroids and anabolic steroids, 180 days; and
    - (ii) in all other cases, 14 days, before the Day of Exhibition;
  - (b) signed by a qualified veterinarian;
  - (c) submitted to the Superintendent's office of the relevant section by 6pm on the day before the Day of Exhibition.
131. An incomplete Treatment Notification Form may be rejected by the RAS and if that occurs, the Exhibit must not compete in any event unless, prior to that event:
- (a) the Exhibit has been examined as contemplated in General Regulations 134;
  - (b) the Exhibitor has paid to the RAS an examination fee as determined by the relevant Committee; and
  - (c) permission to compete has been given in writing by the Chairman of the Veterinary Committee or a Veterinary Surgeon.
132. A Prohibited Substance must not be administered to an Exhibit after submission of a Treatment Notification Form in respect of that Exhibit except:
- (a) with prior written permission of the Chairman of the Veterinary Committee or a Veterinary Surgeon; and
  - (b) by a Veterinary Surgeon.
133. Where there has been compliance with the Regulations, an Exhibit to which a Prohibited Substance has been administered may be Exhibited:
- (a) at the discretion of the Chairman of the relevant Committee (who may consult with the Chairman of the Veterinary Committee); and
  - (b) subject to such conditions as the Chairman of the relevant Committee may impose.
134. The RAS may in its discretion and at any time, cause an examination to be made of an Exhibit by a Veterinary Surgeon who, in the course of such examination, may:
- (a) take such samples (including, without limitation, urine, blood, saliva and faeces) from such Exhibit as he considers necessary or advisable;
  - (b) have such samples tested by such methods and procedures as he considers appropriate; and
  - (c) examine the Exhibit for desensitised limbs.

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135. Any Exhibit found by a Veterinary Surgeon to have a limb (or part thereof) desensitised is deemed to have had administered to it a Prohibited Substance in breach of the Regulations.
  136. Where, prior to an event, a Veterinary Surgeon is of the opinion that a Prohibited Substance may have been administered to an Exhibit, the Veterinary Surgeon may require that the Exhibit be examined prior to competing in that event.
  137. The RAS may publish procedures relating to the examination of Exhibits. Such procedures are binding on Exhibitors, Owners and Attendants.

## **DISCIPLINE**

138. If there is any inconsistency between General Regulations 138 to 159 (inclusive) and any other Regulations, General Regulations 138 to 159 (inclusive) prevail.
139. The Disciplinary Committee hears and determines all complaints, allegations and other matters relating to:
  - (a) Prohibited Substances;
  - (b) any alleged breach of the Regulations by an Exhibitor, Competitor or Attendant, except if the alleged breach is of a kind that the Chairman of the relevant Committee considers is of a less serious nature and should properly be dealt with by that Committee; and
  - (c) any other alleged breach of the Regulations that may be referred to the Disciplinary Committee upon the oral or written request of the President of the RAS, any Chairman of a Committee or the Chief Executive.
140. The Disciplinary Committee comprises such members of Council as are appointed by the Council from time to time.
141. The Council may appoint a member of the Disciplinary Committee as Chairman of the Disciplinary Committee.
142. For the purpose of any proceedings of the Disciplinary Committee, the Disciplinary Committee must comprise, subject to General Regulation 143, no less than three of its members and those Persons constitute the Disciplinary Committee for the purpose of those proceedings.
143. If a member of the Disciplinary Committee dies or becomes otherwise unable or unwilling to participate in proceedings:
  - (a) prior to the commencement of any hearing in relation to the matter, then the Chairman of the Disciplinary Committee shall appoint a replacement; and
  - (b) after the commencement of any hearing in relation to the matter, then the remaining members of the Disciplinary Committee shall constitute the Disciplinary Committee for the purpose of concluding the proceedings.
144. Proceedings before the Disciplinary Committee may be initiated:
  - (a) upon the request of the President of the RAS, any Chairman of a Committee or the Chief Executive;
  - (b) upon receipt by the Chairman of the Disciplinary Committee of a written complaint relating to a matter referred to in paragraphs (a) or (b) of General Regulation 139;
  - (c) by the Chairman of the Disciplinary Committee on his own motion.
145. Despite General Regulation 144, proceedings before the Disciplinary Committee may not be initiated where any alleged breach of the Regulations is of a kind that the Chairman of the Disciplinary Committee considers is of a less serious nature and should be dealt with by the relevant Committee.
146. Upon initiation of any proceedings before the Disciplinary Committee, the Chairman of the Disciplinary Committee may:
  - (a) select the members of the Disciplinary Committee who are to constitute the Disciplinary Committee for the purpose of those proceedings;
  - (b) appoint one of those Persons as chairman of that Disciplinary Committee; and
  - (c) give all such directions as are necessary to ensure the efficient disposition of the proceedings.

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147. The Disciplinary Committee may conduct proceedings at any time between 6am and 11pm on any day.
148. All Persons who constitute the Disciplinary Committee for the purpose of any proceedings must be present at any hearing conducted by the Disciplinary Committee.
149. A Person whose conduct is called into question in any proceedings before the Disciplinary Committee may be given notice of a hearing. It is sufficient for such notice to be given orally and by any Person acting with the apparent authority of the RAS.
150. The Disciplinary Committee may conduct proceedings notwithstanding that any Person who has been given notice fails to attend the proceedings.
151. The Disciplinary Committee is not bound by any rules of evidence and may conduct the proceedings with the minimum of formality and in such a manner as it sees fit.
152. The Disciplinary Committee may require any Person to attend at any proceedings of the Disciplinary Committee and to furnish such information and evidence and to produce such documents relevant to the proceedings as to the Disciplinary Committee sees fit.
153. No Persons shall be legally represented before the Disciplinary Committee.
154. The Disciplinary Committee may announce its decision orally or in writing. A decision that is announced orally shall have effect in accordance with its terms.
155. If the opinion of the members of the Disciplinary Committee is not unanimous, the decision of the majority must prevail. If the members of the Disciplinary Committee are equally divided on any question concerning the guilt or innocence of a Person, the question must be resolved in that Person's favour.
156. If the Disciplinary Committee considers that there has been a breach of the Regulations, it may subject to General Regulation 171 impose such Penalty as it considers to be appropriate.
157. If the Disciplinary Committee, having conducted any proceedings, is of the opinion that the complaint or allegation which led to the initiation of the proceedings was made:
- (a) frivolously;
  - (b) without sufficient evidence to justify the making of the complaint or allegation; or
  - (c) out of ill will, spite or in bad faith,
- the Disciplinary Committee may decide that:
- (i) financial compensation be provided to the Person the subject of the complaint or allegation in respect of expenses actually incurred in dealing with the matter;
  - (ii) there be a Penalty imposed on the Person considered by the Disciplinary Committee to have acted in any manner described in (a) to (c) of this General Regulation, and the RAS shall take all such action as may be necessary to give effect to such a decision of the Disciplinary Committee.
158. The Disciplinary Committee's decision is final and there is no right of appeal from any decision of the Disciplinary Committee.
159. The RAS may publish to:
- (a) all Royal Show Societies in Australia;
  - (b) the relevant Breed Society;
  - (c) the body with which the Exhibit is registered, or is eligible for registration,
- the result of any proceedings before the Disciplinary Committee in which a Person has been found to have breached any Regulation.

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## PENALTIES

160. The Council may, in the event of any breach of the Regulations not previously dealt with by the Disciplinary Committee, impose a Penalty that the Council thinks fit.
161. A penalty notice may be given to the Person on whom the Penalty is imposed.
162. The penalty notice may:
- (a) be in writing;
  - (b) specify the time and the place any monetary penalty must be paid by or Award returned;
  - (c) be addressed to the Person on whom the Penalty is imposed; and
  - (d) either be:
    - (i) delivered by hand to the Person on whom the Penalty is imposed; or
    - (ii) posted by prepaid post to the Person's last known place of abode or business.
163. A penalty notice:
- (a) is deemed to have been delivered by hand if, during the Show, if it is left at the Allocated Area for the Person upon whom the Penalty is imposed either with that Person or with another Person who appears to be over the age of eighteen years;
  - (b) if posted, is deemed to have been received by the Person upon whom the Penalty is imposed 72 hours from the time of posting.
164. If a monetary penalty is not paid or Award not returned to the place within the time specified in the penalty notice:
- (a) the monetary penalty is recoverable as a debt due to the RAS;
  - (b) the RAS may seize and retain any Exhibit or other property on the Showground of the Person upon whom the Penalty is imposed;
  - (c) the RAS may prohibit the Person upon whom the Penalty is imposed from Exhibiting at any Show.
165. The power of seizure contained in General Regulation 164 also applies in the case of an Exhibitor failing to pay any other money due to the RAS.
166. The RAS may detain any Exhibit on the Showground for such time as the RAS may consider necessary.
167. An Exhibit or goods of any kind may be detained by the RAS in the event of non-payment of rent, fine or dues, or for any other cause, and shall not be released without the permission of the RAS but may be sold by the RAS as and when and upon such terms as the RAS may decide in its absolute discretion.

## MONETARY PENALTIES

168. The RAS may set the monetary value of a monetary penalty from time to time.
169. Any Exhibitor of an equine or bovine animal who fails to parade the Exhibit when called upon to do so by the Chief Steward must forfeit all prize money won by the Exhibitor, and be liable to a Penalty of \$100 for each animal not paraded.
170. An Exhibitor is liable to a Penalty of:
- (a) \$100 in respect of each equine or bovine animal which he has entered but not Exhibited, in addition to any Penalty imposed under General Regulation 169; and
  - (b) \$40 in respect of each dog, cat, cavy, rabbit or caged bird which he has entered but not Exhibited, and
  - (c) \$25 in respect of each alpaca which he has entered but not Exhibited, and
  - (d) \$20 in respect of each goat or sheep which he has entered but not Exhibited, and
  - (e) \$10 in respect of each pig or poultry which he has entered but not Exhibited

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171. In the case of an Exhibitor who is in breach of any of the General Regulations 126 to 137 (inclusive) the following minimum Penalties apply:

First Offence

- (a) any Award, including any prize money, won by the Exhibit in any Class is forfeited;
- (b) the Exhibitor is banned from competing in any event conducted by the RAS for a period of 13 calendar months;
- (c) the Exhibit is banned from entry into any event conducted by the RAS for 13 calendar months;
- (d) the Exhibitor must pay the RAS a minimum monetary penalty of \$500
- (e) despite (a) to (d) above, the Disciplinary Committee may in particular extenuating circumstances determine the penalty for the first offence may be less than provided to (a) to (d).

Second Offence

- (a) any Award, including any prize money won by the Exhibit in any Class is forfeited;
- (b) all prize money won by the Exhibitor with any Exhibit at the Show in question is forfeited.
- (c) the Exhibitor is banned from competing in any event conducted by the RAS for a period of 37 calendar months.
- (d) the Exhibit is banned from entry into any event conducted by the RAS for a period of 25 calendar months;
- (e) the Exhibitor must pay the RAS a minimum monetary penalty of \$2,000.

Third Offence

- (a) the Award, including any prize money, won by the Exhibit in any Class is forfeited;
- (b) all prize money won by the Exhibitor with any Exhibit at the Show in question is forfeited;
- (c) the Exhibitor is banned from competing in any event conducted by the RAS at any future time;
- (d) the Exhibit is banned from entry into any event conducted by the RAS at any future time, whether or not owned by the person who was the owner of the Exhibit at the time of the offence.

## **RECOGNITION OF PENALTIES**

172. The RAS may recognise and act upon any Penalty imposed by any other similar society, organisation or body in Australia on any Person or Exhibit.

## **RELEASES AND INDEMNITIES**

- 173.
- (a) The RAS, RAS Staff Members and Officials of the RAS shall not be liable to any Person for any loss or damage by reason of any defect, accident, negligence, neglect or breach of duty howsoever arising.
  - (b) The maximum liability of the RAS, RAS Staff Members and Officials of the RAS to any Exhibitor or other Person arising out of such defect, accident, negligence, neglect or breach of duty whether under the law of contract, tort or otherwise, shall be:
    - (i) in the case of an Exhibitor, an amount not exceeding the total of all Entry Fees paid by the Exhibitor in respect of the Show in question;
    - (ii) in all other cases, the sum of \$25,000 (or such other greater amount as the Chief Executive may in writing have agreed).

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174. Each Applicant, Attendant, Exhibitor, Competitor and every Person admitted into the Showground:
- (a) releases the RAS, RAS Staff Members and Officials of the RAS from and against all Claims by the Applicant, Attendant, Exhibitor, Competitor or the Person admitted into the Showground or any Person claiming by or through the Applicant, Attendant, Exhibitor, Competitor or the Person admitted into the Showground in connection with any act, matter or thing done or omitted by the RAS, RAS Staff Members or Officials of the RAS, whether deliberately, inadvertently or negligently;
  - (b) indemnifies the RAS, RAS Staff Members and Officials of the RAS against all Claims by any Person in connection with any act, matter or thing done or omitted by that Applicant, Attendant, Exhibitor, Competitor or Person admitted into the Showground or its Exhibits, employees or agents.
175. An Exhibitor's or Competitor's participation in any Exhibition, or Competition, entertainment or activity is at his own risk.
176. Every Person who enters the Showground does so at his own risk.
177. The RAS, RAS Staff Members and Officials of the RAS are not responsible or liable for any error, Misstatement or Misdescription appearing in any:
- (a) Schedule;
  - (b) Catalogue;
  - (c) Application for Entry;
  - (d) form;
  - (e) advertisement; or
  - (f) notification,
- whether advertised, posted, displayed or published.
178. An Exhibitor who sells an Exhibit must indemnify the RAS, RAS Staff Members and Officials of the RAS against any Claim at the instance of any Person purchasing or otherwise acquiring an interest in the Exhibit.
179. A Person acquiring the ownership of or any interest in an Exhibit sold on the Showground:
- (a) does not have any Claim against the RAS, RAS Staff Members or Officials of the RAS in respect of the Exhibit to which the Exhibitor would not himself have had the Exhibitor continued to be the Owner of the Exhibit; and
  - (b) has the same obligations and liabilities to the RAS, RAS Staff Members and Officials of the RAS as he would have if he were the Exhibitor.

## **INSURANCE**

180. The RAS may (but is not obliged to) take out a policy of insurance in respect of the legal liability on the part of an Exhibitor for loss or damage suffered by a third party caused by any act or omission of an Exhibit or the Exhibitor.
181. The RAS, RAS Staff Members and Officials of the RAS are not liable to any Exhibitor if the RAS fails to take out a policy of insurance effectively protecting any Exhibitor or Exhibit, or if any such policy does not operate to indemnify the Exhibitor in respect of the loss or damage in question.

## **GST**

182. Unless specified all monetary amounts, including fees, commissions, Penalties and Awards, set out in the Regulations are exclusive of GST.
183. If the RAS is or becomes liable to pay GST in relation to the monetary amounts specified in General Regulation 182, GST will be added to such amount.
184. Where applicable, an Exhibitor must issue a valid tax invoice and do all things necessary to ensure that the RAS is able to claim an input tax credit, set off, rebate or refund.

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## OCCUPATIONAL HEALTH AND SAFETY

185. All Persons entering the Showground shall comply to the Occupational Health and Safety Laws, have in place an Occupational Health and Safety Policy and comply in every respect to the RAS Occupational Health and Safety Policy.

## ENVIRONMENT OBLIGATIONS

186. An Exhibitor, Competitor or Attendant must not bring or permit any other Person to bring onto the Showground any dangerous, noxious, volatile, explosive, inflammable or environmentally hazardous substance or compound in any form or substance or thing unless all necessary approvals and the RAS' consent are first obtained and the hazardous material is essential for the Exhibitor or Competitor to compete in a Competition.
187. An Exhibitor, Competitor or Attendant must not contaminate or pollute the Showground or any other property real or personal, or any part of the environment with any hazardous material.
188. If an Exhibitor, Competitor or Attendant causes or contributes to any pollution or contamination of the Showground then the Exhibitor, Competitor or Attendant must at his own cost and expense remove all hazardous material causing or contributing to the pollution or contamination from the Showground and immediately make good any damage caused and comply with all requirements from any relevant authority in respect of the contamination including notices to make good and pay fines.

## RAS INTELLECTUAL PROPERTY

- 189 All Persons acknowledge and agree that RAS owns the Intellectual Property.
- (a) No Person may use the Intellectual Property, or any part or element thereof, without RAS' written permission.
  - (b) RAS may from time to time, but only in writing signed by the Chief Executive, grant to a Person a non exclusive licence to use the Intellectual Property, or an element thereof:
    - (i) for a particular purpose;
    - (ii) in a particular manner and style;
    - (iii) for a particular period of time.
  - (c) If any Person fails to use the Intellectual Property strictly in accordance with the terms of any such licence, that licence ipso facto terminates.
  - (d) The Person to whom RAS has granted a non exclusive licence to use the Intellectual Property, or any element thereof, indemnifies RAS against all Claims related to, arising out of or connected with such use.