



## Race Entry Terms and Conditions

### IMPORTANT NOTICE

Your attention is drawn in particular to clauses rendered in bold capitals in these terms. What follows is a summary for your convenience and does not form part of the agreement between you and us (Asem Running (Pty) Ltd). It is your responsibility to read the clauses referred to:

- During your participation in the events, you agree to comply with the relevant legislation and regulations issued by your local government relating to COVID-19 as well as any guidelines issued by local and national health authorities at the time of competing in the events (clause 6.2).
- By entering the events you consent to your name and/or number being publicly displayed and publicised (including on the internet) in the event you are disqualified or another sanction imposed on you (clause 7.1).
- You may be disqualified summarily or another penalty (being a monetary fine up to R1 000.00 or a time penalty) may be summarily imposed without a hearing (clause 7.3).
- Please see the Cape Town Marathon Refund Policy (clause 8).
- You agree to indemnify the service providers of the Cape Town Marathon from and against, any loss, damage, injury, disability, death, expense, cost or liability (clause 10.1).
- You give the organisers of the Cape Town Marathon permission to use certain of your personal information (clause 11.1).

### 1. Event Information

- 1.1. The Cape Town Marathon, 10km Peace Run, 5km Peace Run, Marathon Trail Run and 22km Trail Run (“events”) will be physical events, but if COVID Regulations do not permit physical events, they may become virtual events. These terms and conditions will apply to both instances.
- 1.2. The events are organised in terms of the rules of Western Province Athletics (“WPA”), Athletics South Africa (“ASA”) and the World Athletics (“WA”).

### 2. Entry Requirements and Registration

- 2.1. You may register online for the events at <https://www.capetownmarathon.com/>. You will be redirected to the Howler platform where you complete your entry and make payment of the entry fee for your selected event.
- 2.2. The Cape Town Marathon is open to all registered and unregistered runners of 20 years and older.
- 2.3. The 10km Peace Run is open to all registered and unregistered runners of 14 years and older.
- 2.4. The Marathon Trail and 22km Trail runs are open to all registered and unregistered runners of 18 (eighteen) years and older.
- 2.5. Age categories are based on the runner’s age on the day of the event.

- 2.6. Runners may enter the age category corresponding to their chronological age or any younger category down to senior.
- 2.7. Wheelchair athlete participation is by invitation only. Only racing wheelchairs allowed. No hand cycles are allowed.
- 2.8. As required in terms of WA rules, professional international runners must be able to produce the letter of clearance from his/her federation permitting participation upon entry to the events.
- 2.9. Entries will close at midnight on a date to be decided or when entries sell out. No late entries will be accepted. The event organisers reserve the right to accept or reject any entry to the events.
- 2.10. Entries to the Trail runs are limited to the number of SANPark permits obtained by the organisers.
- 2.11. No upgrades or downgrades will be done after a date to be decided, or when entry limits have been reached in a particular distance.
- 2.12. No substitutions will be allowed, except for the Trail runs, on a date to be decided.
- 2.13. Communication on event related matters will be done by e-mail or SMS. It is each entrant's responsibility to keep their contact details up to date by contacting the organisers on [raceoffice@capetownmarathon.com](mailto:raceoffice@capetownmarathon.com), or by updating their Howler profile.

### **3. Event Rules**

#### **3.1. Race Number and Timing Chip**

- 3.1.1. You will receive a race number which you need to collect at the Expo. No one else may collect on your behalf.
- 3.1.2. Official event race numbers are to be worn on the front of the runner's vest.
- 3.1.3. Unlicensed runners must purchase a temporary license for the Marathon and 10km Peace Run. Temporary licensed runners must wear the race number on their chest and the temporary license on the back.
- 3.1.4. The race number and temporary timing chip are linked to your name and finishing time. No swapping of race numbers is allowed as this may result in your disqualification from the event. Allowing another person to compete with your number will result in disqualification of the other person and your exclusion from the next year's event.
- 3.1.5. Licensed athletes must abide by the final instructions regarding the display of permanent ASA licences. Unless otherwise instructed, registered athletes may wear their ASA licences on the front and back of their vest. The race number must be worn on the front of the vest, partially covering the ASA license, so that the ASA license sponsor remains visible.
- 3.1.6. All runners must use the temporary timing chip provided at registration which is linked to your race number. Failure to wear the temporary timing chip will result in the runner's name being omitted from the results. No result means no qualification for other races.

## 3.2. General

- 3.2.1. Refreshment stations will be situated approximately every 3km on the route.
- 3.2.2. Personal seconding is not permitted except at official refreshment stations. No private vehicles or bicycles are allowed on the route.
- 3.2.3. Prams are ONLY allowed in the 5km Peace Run but not for any other events.
- 3.2.4. Marshals, traffic and police officials must be obeyed at all times. If a runner is instructed by any marshal, race official, medic, traffic or police official to stop, he or she must do so immediately.
- 3.2.5. Each runner may wear club colours or plain clothes (without advertising) to compete in the events. Full club colours must be worn to count for team prizes, if team prizes are offered.
- 3.2.6. A runner may not start, or attempt to start, the events before the confirmed start time. Any runner who does so may be disqualified.
- 3.2.7. A runner must complete the race with his/her own effort and may not receive any assistance in this regard.
- 3.2.8. A runner may not participate in the events whilst under the influence of alcohol, or any drug, including any performance enhancing drug.
- 3.2.9. Every runner must ensure he/she takes suitable hydration with him/her if needed and were appropriate.
- 3.2.10. Any runner found to have falsified information to gain a competitive advantage (for example lying about age) will be disqualified.
- 3.2.11. Any runner who has been suspended or banned from participating in the Cape Town Marathon or related events for any reason may not participate in the events.
- 3.2.12. The events are seeded races. If no past results are available to the organisers by the time of seeding, the runner understands that seeding will be into the back of the race.
- 3.2.13. Do not litter or damage the environment in any way while competing in the events. Dispose of sachets and cups responsibly by using the boxes provided or carrying them to the Finish. A runner who does not respect these instructions may be subject to disciplinary action including disqualification (ASA rule 28), a fine or a ban from future events.
- 3.2.14. No pets are allowed during participation of the event.
- 3.2.15. A runner may not use a personal music system with headphones while competing in the events. This may result in disqualification.
- 3.2.16. The Cape Town Marathon is a qualifier for the Two Oceans Marathon (5 hours) and Comrades Marathon (4 hours and 50 minutes).
- 3.2.17. Every runner is required to complete the Cape Town Marathon within 6.5 (six and a half) hours; the 10km Peace Race within 2.5 (two and a half) hours and the 5km Peace Run within

1 (one) hour to be awarded a result unless the race organisers determine otherwise. Cut offs and time limits will be implemented along the route.

### 3.3. Prizes

The official prize giving will take place at a time determined by the organiser and may be for the top 3 men and women only. There will be no lucky draw prizes.

3.3.1. In the event that any prize category results are not announced or made available at the official prize-giving on race day, such results will be posted on the event website and circulated through the usual WPA club channels. In accordance with ASA Rule 27.2, individuals and clubs will be given seven (7) days to raise any appeal in relating to prizes in writing to the organisers, where after the published results will be deemed final, notwithstanding any inaccuracies that may be identified at a later date.

3.3.2. Prize money will only be transferred once full doping results have been received.

3.3.3. Temporary-licensed runners are eligible for age category prizes provided that they enter in the relevant age group, wear the appropriate age tags and provide proof of their age on race day.

3.3.4. In addition to overall (open) prizes, runners will only be eligible for an age category prize in the age category in which they entered. Corresponding numerical age category tags must be worn on the front and back of their vest.

3.3.5. Juniors (born from 2002 onwards), even if wearing junior licenses must wear age category tags to qualify for age group prizes. Proof of age is required for all category prizes on race day.

### 3.4. Professional Athletes

3.4.1. All international and local elite/professional athletes (who wish to qualify for any prize money in the events), need to apply and be accepted..

3.4.2. Applications are to be sent through to [raceoffice@capetownmarathon.com](mailto:raceoffice@capetownmarathon.com) no later than 1 June 2022. No late entries will be accepted.

3.4.3. Elite/professional athletes included in the elite field will be subject to WA's advertising regulations and must abide by the clothing restrictions covered in ASA Rule 24.16.

## 4. **Virtual Marathon Events (only if activated due to COVID regulations)**

4.1. You must compete in the virtual events at the same time as everyone else in the world by using the Run App (the "App") on your mobile phone to track your progress as prescribed by the organisers. You can download the App from your App Store (iOS/Android).

4.2. The virtual events will start for all runners worldwide on the same date and at the same time as communicated to the runners before the events. All entrants are advised to keep an eye out for communication from the organisers for confirmation of dates and times.

4.3. Your progress will be tracked via the App during the event and will be available for access by the general public in real time via the app and the Cape Town Marathon website.

- 4.4. You will need to download the App to your mobile phone, log in (either with an existing account or by creating a new account) and register for the race day. Your progress in the event will be tracked live by the App.
- 4.5. To compete in the events on the race day, you will need to ensure that:
  - 4.5.1. You have your mobile phone on your person during the event and that your mobile phone is in good working condition;
  - 4.5.2. Your mobile phone's battery is fully charged;
  - 4.5.3. You have access to the App, and it is in working order;
  - 4.5.4. You have enough data on your mobile phone to run the App during your participation in the event.
- 4.6. When you finish the race, your name will appear on the global result list on the App and via the Cape Town Marathon Website.
- 4.7. Virtual Event Rules
  - 4.7.1. All the rules in respect of the physical events will apply to the virtual events where applicable.
  - 4.7.2. As the virtual events have no specified venue or route, they are not considered an "event" under the Safety at Sports and Recreational Events Act Number 2 of 2010 and as such, the organisers do not need to comply with the requirements for the hosting of an event. Every runner acknowledges that his/her safety when competing in the events are at his/her own risk and the organisers cannot be held liable.
  - 4.7.3. Every runner must keep as far to the left of the road surface as is safe having regard to the circumstances and conditions.
  - 4.7.4. Every runner must adhere to their local traffic and road legislation and regulations when competing in the events.
  - 4.7.5. Traffic and any police officials must be obeyed at all times. If a runner is instructed by any traffic or police official to stop, he or she must do so immediately.
  - 4.7.6. Each runner may wear club colours or plain clothes (without advertising) to compete in the events.
  - 4.7.7. Every runner competing in the events must use the App so directed by the organiser and linked to his/her race numbers to track their races. Failure to use the App will result in a runner's name being omitted from the results.
  - 4.7.8. The race time is calculated from the start of the runner's tracking on the App until the full course is completed.

## **5. Specific Event Rules applicable to Trail Runs**

- 5.1. ASA licences do not have to be worn by runners in the Trail runs. The official race number must be worn clearly on the runner's front upper outer garment and care must be taken to position the race number so that the timing chip is not damaged by straps of backpacks.
- 5.2. Age category tags do not have to be worn to be eligible for age category prizes in the Trail runs.

- 5.3. The Trail run route will be clearly marked but runners are encouraged to familiarise themselves with the route prior to race day.
- 5.4. There will be marshals on the route for runners' safety, but not necessarily at all intersections.
- 5.5. There will be a race sweeper at each Trail run that will run behind the last runner.
- 5.6. Medics will be deployed on the route with permanent stations and at the Finish.
- 5.7. A runner must retire from a Trail run if ordered to do so by the official medical staff, identified by armbands, vests or similar distinctive apparel.
- 5.8. There is compulsory kit requirements for Marathon Trail runners. The compulsory kit will be confirmed by the organisers in the 48 hours prior to race day.
- 5.9. If you decide to withdraw at any stage during any one of the Trail runs, please inform a race official on the route or at the Finish.
- 5.10. There will be water points on the Trail Marathon route and the 22km route.
- 5.11. There will be toilets at the start/finish and public toilets at the top of Signal Hill in the parking lot and Kloof Nek.
- 5.12. It is the responsibility of each runner to follow the course markers and thus the full and correct route. Any runner going off track must return to the course at the point where he/she went off track before continuing, any alternative to this will be deemed a short-cut and that runner will face the possibility of disqualification.
- 5.13. Time and position results will only count for runners who completed the correct course subject to the discretion of the race referee/director.
- 5.14. In the event of a runner not following the full and correct route, and that this misdirection is found not to be the fault of the course marking, that runner will be disqualified or given a time penalty.
- 5.15. Any runner wishing to lodge an appeal against any other runner must make such representation to the referee or race director within 10 minutes of completing the event.
- 5.16. Disqualification of a runner or time penalty will be at the discretion of the race referee in consultation with the race director. Any appeal against such decision must be made in writing within 30 minutes of the announcement.

## **6. COVID-19**

- 6.1. You may be required to undergo COVID testing, regardless of vaccination status, which will be for your own account. If testing is a requirement, you need to present a negative test result in order to participate in the events.
- 6.2. You may be required to produce a vaccination certificate in order to participate.
- 6.3. If you participate in an event, it is your sole responsibility to take the necessary precautions to protect the safety of yourself and others, especially with regards to the spread of COVID- 19 and ensuring you keep the risk of infection as low as possible.
- 6.4. During your participation in the events, you agree and undertake to comply with relevant legislation and regulations issued by your national and/or local government relating to COVID-19 as well as any guidelines issued by local and national health authorities at the time of competing in the events.

- 6.5. Do not participate in the events if you had any contact with persons confirmed or suspected of being infected with or carrying the COVID-19 disease.
- 6.6. Each runner must stay updated as to the symptoms of COVID-19 (including dry cough, fever and potential breathing difficulties), as well as the risks of transmission for yourself and others.
- 6.7. Do not participate in the events if you feel even slightly ill. Take your temperature on the race day and do not compete if your temperature is above normal.
- 6.8. While competing in the events, cover your mouth and nose when you cough or sneeze, using the inside of your arm rather than your hands. If possible, you can run with a mask or a buff.
- 6.9. Wash your hands often with soap and water for at least 30 (thirty) seconds. If soap and water are not available, clean your hands with hand sanitizer regularly.
- 6.10. Avoid touching your eyes, nose and mouth while running.
- 6.11. Should it be required that the events are to be hosted virtually:
  - 6.11.1. Each runner may be required by applicable law to stay within a certain radius of his or her place of residence.
  - 6.11.2. No runner may attend the physical start of the events or follow the physical route of the event. This will lead to your disqualification.
  - 6.11.3. All runners must keep at least 10 (ten) meters' distance from other runners or other people. You are advised to offset yourself diagonally to other runners and to not run in any runner's slipstream.
  - 6.11.4. It is not allowed to run in groups. You and your team members can participate individually by using the App.
- 6.12. Notwithstanding the above, all runners participating in the event in South Africa agree to abide by the then current regulations made in terms of Section 27(2) of the Disaster Management Act Number 57 of 2002.

## **7. Sanction for Contravention of the Rules**

- 7.1. Should a runner breach these Terms and Conditions, the organisers reserve the right to ban such runner from taking part in the physical Cape Town Marathon or related events in the future.
- 7.2. EVERY RUNNER ENTERING THE EVENTS HEREBY IRREVOCABLY CONSENTS TO HIS/HER NAME AND/OR NUMBER BEING PUBLICLY DISPLAYED AND PUBLICISED (INCLUDING ON THE INTERNET) IN THE EVENT THAT HE/SHE IS DISQUALIFIED OR ANOTHER SANCTION IMPOSED.
- 7.3. A RUNNER MAY BE DISQUALIFIED SUMMARILY OR ANOTHER PENALTY (BEING A MONETARY FINE UP TO R 1000.00 (ONE THOUSAND RAND) OR A TIME PENALTY) MAY BE SUMMARILY IMPOSED WITHOUT A HEARING.
- 7.4. Such summary disqualification or imposition of other penalty may be done at any time.
- 7.5. In the event that a runner is aggrieved by a summary disqualification he/she may request in writing to the organiser within 3 (three) days of being informed of the summary disqualification to be reinstated. Such runner may supplement such a request for reinstatement in the event of him/her receiving further information at a later time. The tribunal appointed may extend this time on good cause shown.

- 7.6. In the case of a penalty other than disqualification, after considering any representation that a runner may make in this regard, the organiser will decide whether the matter should be referred to a hearing or that the penalty remains. Such decision will be final.
- 7.7. A runner requesting reinstatement and a runner notified of a hearing will provide all information and assistance reasonably requested of him or her for the purpose of investigating the request or circumstances leading to the disqualification or possible disqualification. In the event that a runner does not provide all information and assistance so requested, the tribunal may dismiss the request or disqualify the runner or impose another penalty without a hearing.
- 7.8. Any such request for reinstatement will be considered by a tribunal consisting of one or more people appointed for that purpose who may:
  - 7.8.1. Take no action;
  - 7.8.2. Reinstatement the person;
  - 7.8.3. Order that further information be obtained or
  - 7.8.4. Impose additional penalties including a fine of up to R1 000.00 (one thousand rand) and/or recommend to the organiser that the person will not be eligible to compete in the events in future.
- 7.9. In addition, whether or not a runner has been summarily disqualified, the tribunal appointed for the purpose may, on notice to a runner by e-mail or other means of communication, call a hearing to determine whether a runner should be disqualified or another penalty imposed for a breach of the rules.
- 7.10. In the event of a disqualification, whether summary or after a hearing, a runner will forthwith comply with any sanctions imposed.
- 7.11. The chairperson of the tribunal will determine the procedure to be followed at any hearing, including whether a hearing will be conducted on written evidence and representations only or also an oral hearing, and the nature of evidence (including hearsay) to be allowed.
- 7.12. A runner will not be entitled to legal representation at such a hearing, except with the permission of the chairperson of the tribunal.
- 7.13. The tribunal will only disqualify or impose another penalty on a runner if a breach of the rules has been proven to the comfortable satisfaction of the tribunal bearing in mind the seriousness of the alleged conduct and the consequences of the conduct and penalty.

## **8. Refund Policy**

- 8.1. The events may be cancelled, postponed or changed due to legislation or health and safety protocols issued by the national or local government as a result of COVID-19. In such case the runner will be refunded 100% of the entry fee;
- 8.2. The entry fee will be refunded if the runner is unable to participate in the events due to death or hospitalisation.
- 8.3. The organiser reserves the right to refuse any person's entry or cancel any person's entry up to the day before the events. In that event, the person's entry fee will be refunded.



## **9. Limitation of Liability**

- 9.1. THE EVENTS AND A RUNNER'S PARTICIPATION IS SUBJECT TO THE RUNNER'S ACCEPTANCE OF THE CAPE TOWN MARATHON'S STANDARD LIMITATION OF LIABILITY AND INDEMNITY TERMS WHICH FORMS PART OF THE GENERAL TERMS WHICH ARE AVAILABLE [HERE](#).

## **10. Third Party Indemnity**

- 10.1. In addition to the indemnities in the General Terms, all entrants to the events agree to indemnify the following service providers or third parties from and against any loss, damage, injury, disability, death, expense, cost or liability of whatsoever nature suffered by him/her, his/her estate and/or his/her dependents which in any manner, in whole or in part, arise directly or indirectly from his/her participation in the event or any of the activities associated therewith or incidental thereto, use of facilities and/or amenities.
- 10.2. The third parties being indemnified:
- 10.2.1. Western Province Athletics;
  - 10.2.2. Athletics South Africa;
  - 10.2.3. Any local or provincial government;
  - 10.2.4. Any local department of transport and public works or the equivalent; and
  - 10.2.5. Any local traffic and roadside assistance officers or officials.

## **11. Personal Information**

- 11.1. ALL ENTRANTS TO THE EVENTS EXPRESSLY AGREE THAT THE ORGANISERS MAY COLLECT, USE AND SHARE ENTRANTS' PERSONAL INFORMATION ON THE BASIS AS DESCRIBED IN OUR PRIVACY POLICY WHICH IS AVAILABLE [HERE](#) AND THE GENERAL TERMS WHICH ARE AVAILABLE [HERE](#).

## **12. Waiver / Disclaimer**

- 12.1. All entrants hereby acknowledge and agree that:
- 12.1.1. the information they have supplied to enter the events is true and correct;
  - 12.1.2. they are in good health, are physically fit and trained to participate in and understand the risks associated with the events;
  - 12.1.3. they will abide by all the rules and conditions of the events and accept that they enter and participate at their own risk; and
  - 12.1.4. they grant permission to the organisers to use their name, race information, photographs, video tapes, broadcasts, telecasts in which they may appear free of charge.

## **13. Severability**

- 13.1. If one or more of these terms are found to be unenforceable, such term will be deemed to be severable from the remainder of the terms and the remaining terms will in all other respects remain in full force and effect.

**14. Amendments**

14.1. These Terms and Conditions may be amended from time to time as required by WPA, ASA or WA. Entrants will be notified of any such changes.

**15. Updated 25 February 2022**

-----ENDS-----