

# OPTUS STADIUM

## CONDITIONS OF ENTRY

The following Conditions of Entry apply to all visitors and attendees (Patrons) attending Optus Stadium and/or the Stadium Park.

### Event Conditions, Sport Governing Body Conditions, and Ticket Conditions

1. These Conditions of Entry are to be read in conjunction with conditions of entry that may apply to (i) an event held at Optus Stadium and/or the Stadium Park (**Event Conditions**, refer to the event page at <https://optusstadium.com.au>); (ii) a sporting event, as required by the applicable sports governing body (**Sports Event Conditions**); and/or (iii) the ticketing agent's terms and conditions of ticket sale (**Ticket Conditions**). (collectively the "Conditions").
2. Subject to the WA Ticket Scalping Act 2021 (**Act**) that permits re-selling up to a certain threshold, tickets to events held at Optus Stadium must not be resold at a premium. If a ticket is purchased or suspected to have been purchased in contravention of the Act the bearer of the ticket may be denied admission to Optus Stadium.
3. Tickets must not be used in any form of advertising, promotional or other commercial purposes (including, without limitation, competitions) without the prior written consent of the event promoter. If a ticket is sold or used or suspected to have been sold or used in contravention of this condition the bearer of the ticket may be denied admission to Optus Stadium.

### COVID-19

4. The government of Western Australia has declared a State of Emergency and Public Health Emergency and issued a number of Directions (including business and community activity directions) to prevent, control or abate the risks associated with the COVID-19 pandemic.
5. Further to these Directions, and such other WA Government safety requirements or guidelines (which will change from time to time), Patrons entering Optus Stadium and the Stadium Park may be subject to the following (depending on the current status of the Directions which will change from time to time):
  - (a) the requirement to comply with the Operator's entry processes and procedures at the Stadium, which are implemented by the Operator to ensure that it is complying with the Directions;
  - (b) the requirement of Patrons to comply with physical distance guidelines at the Stadium, in relation to indoor and outdoor gatherings; and
  - (c) the requirement for Patrons to comply with instructions of any Optus Stadium staff, including COVID Safety Marshals, as required further to any WA Government Directions or any approved COVID Safety Plan.
6. All Patrons entering Optus Stadium and the Stadium Park are:
  - (a) required to register their attendance at Optus Stadium or the Stadium Park by scanning a QR code (located at entrances to Optus Stadium) using the *SafeWA* app on their mobile device OR completing the Optus Stadium manual paper-based COVID-19 Contact Register, where the Operator may refuse entry to any Patron, without refund or compensation of any kind, if a Patron refuses to provide the required entry registration information;
  - (b) requested to advise Optus Stadium if they have:
    - i. a sore throat, fever (or recently had a fever), cough, shortness of breath, or have lost their sense of smell or taste;
    - ii. been in close contact with someone who has returned from overseas or an interstate declared COVID-19 'hot spot/exposure site' in the last 14 days;
    - iii. been in close contact with someone who works in healthcare, aged or residential care, who has had direct COVID-19 patient contact in the last 14 days;
    - iv. been notified by a state or territory public health authority that you are a close contact with someone diagnosed COVID-19 in the last 14 days; or
    - v. been in close contact with someone with symptoms of COVID-19 that is awaiting a test result in the last 14 days,where the Operator may require that the Patron not enter or leave the Stadium and Stadium Park, without refund or compensation of any kind, in any of the circumstances described above;
  - (c) avoid unnecessary contact i.e. shaking hands, hugging etc.;

- (d) maintain a physical distance where possible from others;
  - (e) practise good hand hygiene; and
  - (f) immediately notify an Optus Stadium representative if they begin to feel ill or are developing any COVID-19 symptoms (including fever, cough, sore/scratchy throat, shortness of breath) The Operator may require that the Patron not enter or leave the Stadium or Stadium Park, without refund or compensation of any kind.
7. By attending Optus Stadium or the Stadium Park Patrons acknowledge that, even with rigorous capacity and control measures in place, there remains an unquantifiable risk of transmission of viral illness, including COVID-19, at this time and Patrons have considered that risk and their own personal circumstances, including in circumstances where there is greater capacity density, and including any health conditions or vulnerability they may have or that of any other person whom Patrons will be in close contact with following attendance at Optus Stadium and/or the Stadium Park. Patrons acknowledge that for a small number of people viral illnesses, including COVID-19, has very serious health consequences. By attending Optus Stadium or the Stadium Park patrons acknowledge and accept these obvious risks.
8. Patrons who do not comply with the directions of Optus Stadium representatives, including any failure to comply with any Directions issued by the WA State Government in regards to COVID-19 may be committing an offence, punishable by imprisonment and/or a fine. Patrons may also be refused entry and/or removed from Optus Stadium and/or the Stadium Park.

#### **Refusal of Entry to & Removal from an event/activity at Optus Stadium and/or the Stadium Park**

9. The Operator reserves the right to refuse entry to, remove, fine or ban from Optus Stadium and/or the Stadium Park, without refund or compensation of any kind, any Patron:
- (a) it deems to be intoxicated, drug affected, disorderly, threatening or abusive, or whose presence at Optus Stadium and/or the Stadium Park is, or could constitute, a source of danger, nuisance, or annoyance to other Patrons, Ticket Holders, any authorised representative of the Operator and its staff, and/or any law enforcement officer;
  - (b) who uses racial, homophobic or discriminatory language towards, or harassment of, other Patrons, any authorised representative of the Operator and its staff, and/or any law enforcement officer;
  - (c) who fails or is refusing to comply with any direction, instruction, request or announcement made by any authorised representative of the Operator and/or any law enforcement officer;
  - (d) carrying Restricted or Prohibited Items, or any other items which could compromise security or safety, or cause injury or public nuisance;
  - (e) undertaking any unauthorised promotional or commercial activity;
  - (f) not holding a valid ticket, including tickets sourced via an unauthorised promotion, purchased from an unauthorised source, purchased in contravention of the Act, or which appears to have been defaced, forged or copied;
  - (g) who refuses to submit to a safety and security personal check, or submit their personal belongings for inspection;
  - (h) who attempts to conceal their identity, either at the point of entry to an event/activity at Optus Stadium and/or the Stadium Park, or while attending an event/activity at Optus Stadium and/or the Stadium Park, however noting that the Operator will at all times respect cultural differences and medical conditions;
  - (i) who gains unauthorised access to (i) Optus Stadium; (ii) restricted areas of Optus Stadium (including the pitch/playing field) and/or (iii) restricted areas of the Stadium Park;
  - (j) who obstructs access ways, entrances, exits, staircases and the like, or who attempts to climb any structure of Optus Stadium and/or the Stadium Park;
  - (k) who smokes, other than in a designated smoking area;
  - (l) identified consuming alcohol (i) in a dedicated alcohol free zone within Optus Stadium; and/or (ii) within the Stadium Park (unless the event/activity is licensed to serve alcohol at the Stadium Park), or identified supplying alcohol to minors;
  - (m) identified throwing objects within Optus Stadium; or
  - (n) who is the subject of an existing banning notice issued by the Operator or any sports governing body.

10. Patrons may also be subject to penalties under the Act, including fines, or as imposed by the Event holder, sports governing body or ticketing agent, and may be referred to the police and/or other law enforcement agencies, and/or other government or regulatory authorities, if they are refused entry to or removed from Optus Stadium.

#### General Conditions

11. Optus Stadium is a licensed premises. It is an offence under the Liquor Control Act to (i) bring any alcohol into, or remove alcohol from, the licensed areas of Optus Stadium; and/or (ii) consume alcohol in the Stadium Park (unless the event/activity is licensed to serve alcohol at the Stadium Park). Any breach of this condition by a Patron will be referred to the police.
12. Unauthorised promotional or commercial activities are not permitted within Optus Stadium or the Stadium Park.
13. Tickets to events at Optus Stadium or the Stadium Park may not be used in relation to any unauthorised promotion or commercial activity.
14. The Operator reserves the right, for safety and security purposes, to:
  - (a) inspect and search bags and other containers (regardless of size) and/or items of clothing, of all Patrons when entering, within, or exiting from Optus Stadium, and/or when attending an event/activity at the Stadium Park; and
  - (b) conduct personal checks of all Patrons when entering, within or exiting from Optus Stadium and/or when attending an event/activity at the Stadium Park.
15. Jackets or any other clothing or accessory, or any clearly visible body marking, bearing patches or insignia of any Outlaw Motor Cycle Gangs (as listed at entrances to the Stadium) are not permitted to be worn or to be visible on entering and within Optus Stadium.
16. Patrons wearing or otherwise displaying inappropriate or unauthorised commercial, political, religious or other offensive images, logos, messages etc. may be asked to remove such items prior to entering Optus Stadium and/or an event/activity at the Stadium Park. Failure to do so may result in the Patron being refused entry to the event/activity at Optus Stadium and/or the Stadium Park.
17. Pass-outs for re-entry to events/activities at Optus Stadium and/or the Stadium Park will not be issued, unless otherwise specified or permitted further to any Event Conditions or Sports Event Conditions.
18. Patrons must only use the seat or area as specified on their ticket when attending an event or function at Optus Stadium or the Stadium Park.
19. Unless otherwise specified, children 12 years and under will not be admitted to an event/activity at Optus Stadium and/or the Stadium Park without a parent, guardian (18 years or older) or a responsible adult. The parent, guardian or responsible adult will be responsible for the care and conduct of any children under their care and control whilst at Optus Stadium. Patrons must comply with any age specifications or restrictions for an event/activity at Optus Stadium and/or the Stadium Park as detailed on the ticket.
20. Smoking is not permitted within Optus Stadium (including the use of e - cigarettes). Patrons must observe all no-smoking signs within the Stadium Park.
21. Patrons who bring personal items to an event/activity at Optus Stadium and/or the Stadium Park do so at their own risk. Optus Stadium will not be held responsible for any damage to, loss or theft of a Patron's personal property.
22. Umbrellas may be brought into Optus Stadium but for the comfort of others should not be put up.
23. For safety reasons, strollers and prams are not permitted in the Optus Stadium seating bowl. Strollers and prams may be stored in cloakrooms provided adjacent to the entry gates of Optus Stadium.
24. Mobile phones and other devices are permitted within Optus Stadium, provided they are used only for personal and private use (ie. excluding the recording or transmission of an event for commercial purposes).
25. Unauthorised soliciting and customer surveying is not permitted within Optus Stadium and/or the Stadium Park.
26. Patrons must exercise all due care and control for their own safety, and for that of any other persons under their control or supervision, whilst at Optus Stadium.
27. Some sporting and other activities conducted at sporting and entertainment venues are dangerous. Risks include collision with fixed or moving objects, falling or tripping, exposure to adverse weather, or acts of violence committed by other Patrons. All Patrons attending events/activities at Optus Stadium and/or the Stadium Park do so at their own risk. To the extent permitted by law, by entering Optus each Patron agrees that the Operator and its personnel, representatives, servants and agents, shall not be liable to that Patron, or anyone

under their care and control, for any loss or damage (including without limitation, loss or damage caused by the negligence of the Operator or its personnel, servants and agents and incidental and consequential loss or damage) arising out of or in any way in connected with the Patron's entry to and use of Optus Stadium..

28. Patrons are advised that strobe lighting may be utilised for events/functions at Optus Stadium and/the Stadium Park.
29. The Operator may take photographs and/or video recordings (and/or stills from video recordings) of Patrons and may use these photographs and video recordings for any media or other purpose, including advertising or promotional purposes, and training purposes, without payment of any kind to Patrons. Entry to an event/function at Optus Stadium and/or the Stadium Park shall be deemed consent to the use of these photographs and video recordings, unless the Operator is otherwise notified in writing by a Patron (or applicable parent, guardian or responsible adult) to the contrary.
30. For the safety and security of Patrons and other Optus Stadium and Stadium Park occupants closed circuit television cameras are in use at Optus Stadium and the Stadium Park. Photographs and recordings of Patrons may be shared with the event/function holder, Sporting Body, law enforcement agencies and other relevant authorities, in connection with investigating, documenting and/or analysing any breach or alleged breach of the Conditions of Entry.

#### **Restricted and/or Prohibited Items – Optus Stadium and Stadium Park**

31. Patrons are not permitted to bring the following restricted and/or prohibited items into Optus Stadium and the Stadium Park:

##### **Stadium and Stadium Park**

- (a) Alcoholic beverages.
- (b) Illegal substances, including illegal drugs.
- (c) Flares, fireworks, explosives, smoke cannisters or smoke bombs.
- (d) Laser devices or pointers.
- (e) Guns, knives, weapons, other dangerous or hazardous items.
- (f) Poles, including metal flag poles, extendable flag poles and / or flag poles capable of being used as a weapon.
- (g) Oversized banners and flags which may be deemed to cause public nuisance.
- (h) Confetti or shredded paper.
- (i) Advertising, sponsorship, promotional, or other marketing materials, including without limitation clothing, accessories and/or literature, which is intended to be offered for sale and /or other means of distribution.
- (j) Other items as determined by the Operator that may cause damage, harm or public nuisance.

##### **Stadium Only – additional prohibited items**

- (a) Glassware, glass bottles or cans, including spray cans.
- (b) Pets or animals, other than certified service animals.
- (c) Folding chairs or stools.
- (d) Cameras and or recording devices (for commercial purposes) including tripods. Personal photography is permitted, provided photographs are for non-commercial use.
- (e) Remote control vehicles, including drones (or any such aircraft).
- (f) Musical instruments and noise makers, including whistles, hooters, horns, air-horns, drums, and vuvuzelas.
- (g) Balloons or other inflatable items.
- (h) Scooters, roller skates, skateboards, segways and push bikes.
- (i) Electronic cigarettes (e-cig or e-cigarettes), personal vaporisers, electronic nicotine delivery systems, or other battery powered vaporisers are not permitted to be consumed anywhere in Optus Stadium.
- (j) Eskies and bags that cannot be safely stored under the seats.
- (k) Other items as determined by the Operator that may cause damage, harm or public nuisance.

*Please note Restricted and/or Prohibited Items may vary between events/functions and Patrons should also refer to any Event Conditions, Sports Event Conditions and Ticket Conditions.*

#### **Dress Standards**

32. Access to Premium Facilities, Bankwest Club, restaurants and dining room areas of Optus Stadium will be subject to dress codes with a higher minimum standard than required for general admission to Optus Stadium. As a guide, smart casual attire is the minimum standard required for the Premium Facilities, Bankwest Club, restaurants and dining areas.
33. As a minimum for general admission to any event/function at Optus Stadium and/or the Stadium Park all Patrons must be appropriately clothed for a public place and must wear shoes. Patrons with bare feet will not be permitted entry to an event/function at Optus Stadium and/or Stadium Park.

#### **Privacy**

34. If a Patron is required to provide its Personal Information to the Operator, the Operator will deal with the Personal Information in accordance with the *Privacy Act 1988* (Cth) and the Optus Stadium Privacy Policy, which is available at <https://optusstadium.com.au/>.
35. By entering an event/function at Optus Stadium and/or the Stadium Park each Patron consents to the Operator using, and where required sharing, their Personal Information with the event/activity holder, Sporting Body and law enforcement agencies, in connection with investigating, documenting and/or analysing any breach or alleged breach of the Conditions of Entry, and/or enforcing any ban notice.

#### **Modifications**

36. The Operator reserves the right to update, modify or change these Conditions of Entry from time to time. Any changes will be posted and available at <https://optusstadium.com.au> and may be available at entry points to Optus Stadium.