

8/1/55 RX 6/4/07



Forestry Commission
Scotland

With Compliments

*Please sign & return one copy of
permission*

Regards Sheena



INVESTOR IN PEOPLE

www.forestry.gov.uk/scotland

**Aberdeenshire
Forest District**

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Forest District Manager
John Thomson

PERMISSION FOR VOLUNTEER ACTIVITIES

1. THE PARTIES

The Forestry Commission Aberdeenshire Forest District, Portsoy Road, Huntly Aberdeenshire AB54 4PT hereinafter referred to as the Commission.

The Permit Holder Baillies of Bennachie, c/o Mr B A Cornock, 14 Matthew Park, Gilbert Road, Bucksburn, Aberdeen AB21 9AR hereinafter referred to as the Permit Holder.

2. THE RIGHTS GRANTED

Permission is given to the Permit Holder to **Undertake Volunteer Work Parties** on Commission land, subject to the following conditions:

Work parties must each be risk assessed and approved by FCS following the guidance issued previously.

3. THE SITE

(a) The area over which the rights are granted is shown edged on the plan attached.

4. THE DURATION

From 1st April 2007 To 31st March 2008

The permission will subsist at the discretion of the Forest District Manager who may withdraw it at any time.

5. THE CHARGE

The charge for the rights granted will be £0.00 payable in advance.

6. CONDITIONS

(a) The activity will be staged in the area edged on the plan attached to this permission. Any deviation from the area and/or the routes must be authorised in writing by the Forest District Manager.

(b) The responsibility for ensuring that the area is safe and suitable for the activity will rest with the Permit Holder. The Permit Holder will ensure that public rights of way are not impeded.

(c) The Permit Holder will be responsible for obtaining any planning or other necessary consents

(d) The Permit Holder will pay compensation or make good to the Forest District Manager's satisfaction all damage to Commission property caused by the exercise of this permission. The Permit Holder will clear all equipment and litter brought onto Commission land by the Permit Holder, participants and spectators, to the satisfaction of the Forest District Manager.

(e) The Permit Holder will indemnify the Commission against all claims arising from any loss or damage, or injury or death to participants, spectators, Commission employees and any third parties arising from the exercise of this permission and will during the period of this permission maintain an insurance policy with a reputable insurance company to an amount of not less than [£2] [£5] million in respect of any one claim. The amount of such insurance shall not limit the liability of the Permit Holder to the Commission. The Permit Holder will produce the said insurance certificate and on request a receipt for the premium paid not less than 14 days in advance of the [activity][event].

(f) The Permit Holder will ensure that adequate and proper arrangements are made to the satisfaction of the Forest District Manager to protect the safety of participants, spectators and all others likely to be within the vicinity of an activity. The arrangements may include:

- Signing to warn of the activity or to exclude access to the area by people other than participants
- Checking the area after the activity
- Carrying out a Risk Assessment
- Arrangements for medical assistance

(g) The Permit Holder will advise the Commission within 24 hours of the end of the activity of any accident to a participant, spectator, or third party which arises as a result of the exercise of this permission.

(h) If the Commission's tenants and/or landlords or other persons having an interest in the land are likely to be affected by this permission, then the Permit Holder will notify all those persons of the activity not less than 14 days before the activity. If their permission is required the Permit Holder will obtain permission. The Commission will give the Permit Holder the names and addresses of those persons likely to be affected.

(i) The Forest District Manager will ensure that all holders of a contract to provide services to, or purchase goods from, the Commission on the land affected by this permission are notified of the permission, and the approved route or area to be used, and will require them to notify any sub-contractors and their employees.

(j) The Forest District Manager will ensure that all forest district staff are notified of the permission and the approved route or area to be used.

(k) The Permit Holder will ensure that no vehicles owned by the Permit Holder, his representatives, participants and spectators may enter Commission land unless with the prior written authority of the Forest District Manager who will specify to the Permit Holder which access routes or areas may be used.

(l) The Permit Holder will ensure that the Forestry Commission Byelaws are observed, except as expressly authorised by this Agreement. A copy of the Byelaws will be supplied on request by the Forest District Manager. In particular the Permit Holder will ensure:

- a speed limit of 15 miles per hour is observed at all times
- there is no smoking or the lighting of fires
- all gates are left in the position as found
- reasonable care is taken to prevent disturbance to wild fauna and flora and to agricultural livestock
- compliance with any instructions issued by the Forest District Manager or his authorised representative
- forest roads are not obstructed

(m) The Commission reserves the right to revoke this permission at any time by notice given to the Permit Holder in writing. If the revocation is to meet Commission requirements a refund of the charge will be made unless a suitable alternative location can be provided. If the revocation is required as a result of default by the Permit Holder or any representative no refund will be made.

(n) As the forest areas subject to this permission are also used by certain other third parties, it is necessary in the interests of management of the forest for such third parties to notify you of events which may affect or restrict your use of the forest. In these circumstances the Forestry Commission will disclose your details to certain other forest users for this purpose only. By signing this document you agree to such disclosure by the Forestry Commission to other users.

In the interests of safety the Forestry Commission strongly recommends that you carry a mobile phone and first aid kit and leave details of the mobile number, route and expected return time with a friend, relative or responsible person.

7. ACCEPTANCE

I accept the foregoing conditions and agree to pay the charge specified in Paragraph 5

Signed Date
(Permit Holder)

Please sign and return one copy of this permission to the Forest District Manager

Signed on behalf of the Forestry Commission
(Forest District Manager)

Date 4/4/07

