



# Estates Code

**REFERENCE: OFFICE REF ENN\_\_\_\_\_**

North England Forest District  
Grizedale, Ambleside, Cumbria. LA22 0QJ

Telephone: 01229 860373

**PERMISSION FOR ACCESS for** the permit holder to enter the Forestry Commission’s property at Lowther Park, Uldale and Dent for the purpose of pursuing Enduro motorcycling

## THE PARTIES

**The Forestry Commission** North England Forest District hereinafter referred to as the **Commission**.

**The Permit Holder** ..... hereinafter referred to as the **Permit Holder**. Of (Enter address below)

.....  
.....  
.....  
.....

Contact Telephone Number

.....

Contact Email

.....

## 1. THE RIGHTS GRANTED

Permission is given to the Permit Holder to enter the Forestry Commission’s property at Lowther Park, Uldale and Dent for the purpose of pursuing Enduro motorcycling as per the Operating Agreement which forms an integral part of this permission and is available from [www.forestry.gov.uk/lowtherpark](http://www.forestry.gov.uk/lowtherpark) .

## **2. THE SITE**

The area over which the rights are granted is known as the Lowther Park, Uldale and Dent Enduro Bike route and access roads to and from the route as shown on the Operating Agreement Map. The Forestry Commission reserves the right to change the routes and issue new maps at any time.

## **3. THE DURATION**

For a period of 2 years from the date of signature by the Forestry Commission during the hours as detailed in the Lowther Park Enduro Bike Trail operating Agreement.

## **4. THE CHARGE**

The charge for the rights granted will be a one off fee of £50.00 ex vat to cover administration costs and an annual fee of £110.00 ex vat to be paid in two instalments, one with the initial administration fee and the final payment no later than 13 months after the date of signing.

## **6. CONDITIONS**

- a) The activity will be staged in the area known as Lowther Park, Uldale & Dent
- b) The responsibility for ensuring that the area and/or the route(s) are safe and suitable will rest with the Permit Holder. Motorcycling may not be along public rights of way and the Permit Holder will ensure that public rights of way are not impeded. Under no circumstances does this permit give the right to enter neighbouring land, breaches of this will result in the withdrawal of the permit with immediate effect.
- c) No construction work, earth-moving etc may be carried out on the land without the Forestry Commission approval.
- 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 £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 before this permit becomes valid.
- f) The Permit Holder will advise the Commission within 24 hours of any accident to a participant, spectator, or third party which arises as a result of the exercise of this permission.
- g) 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 Forestry Commission will notify all those persons.
- h) 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.
- i) 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.
- j) 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.
- k) The Permit Holder will ensure that the Forestry Commission Byelaws are observed, except as expressly authorised by this Agreement. A copy of the Byelaws can be found at [http://www.forestry.gov.uk/pdf/fce-fc-byelaws.pdf/\\$FILE/fce-fc-byelaws.pdf](http://www.forestry.gov.uk/pdf/fce-fc-byelaws.pdf/$FILE/fce-fc-byelaws.pdf). In particular the Permit Holder will ensure :- 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.

- l) 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
- m) 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
- n) No buildings may be erected on the land or mobile buildings sited without Forestry Commission approval.
- o) This permit ceases to be valid if the permit holder is not in possession of a valid MOT, Road Fund Licence, Insurance and Vehicle Ownership Documents.
- p) This permission is issued on an individual basis and is not transferable.
- q) The permit holder agrees to join the Lowther Park Enduro Bike Trail Group in Google through which trail status updates, inspections and reports are shared.

By signing this document you agree to such disclosure by the Forestry Commission to other Enduro Bike Trail users of your contact details.

## **7. ACCEPTANCE**

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

Signed ..... Date

.....  
(Permit Holder)

Email .....

Contact Phone Number .....

Please sign and return one copy of this permission to the Forest District Manager as soon as possible .

Signed on behalf of the Forestry Commission

.....  
(Name)

.....  
(Position)

.....  
(Authorised Signatory)

.....  
(Date)