



Nomination Right to 2024 Cardrona and Treble Cone Season Pass

BACKGROUND

Cardrona Alpine Resort Limited (CARL) is the operator of Cardrona and Treble Cone Ski Areas. Season Passes are issued by CARL to allow use of the mountains according to their own Terms & Conditions.

Heritage Incline Limited (HIL) holds the right to instruct CARL to issue a number of season passes (Nomination Rights). HIL is not affiliated with CARL. HIL is selling a Nomination Right to use of a 2024 Season Pass to Treble Cone & Cardrona, which will be issued by CARL.

TERMS OF PURCHASE

Terms of Purchase of 2024 Season Pass Nomination Right from Heritage Incline Limited:

1. Subject to payment of the agreed purchase price by the Buyer in full, Heritage Incline Limited (HIL) will procure that the Buyer (who must be a natural person) is entitled to be registered as the holder of a pass (a Pass) that entitles the Buyer to use lifts at Cardrona ski field and Treble Cone ski field for the public ski season in 2024 on the terms applicable to Cardrona/Treble Cone ski passes for the 2024 season, as published and updated by Cardrona Alpine Resort Limited from time to time, but at no additional cost and with no blackout dates.
2. The Buyer acknowledges that (notwithstanding the rights conferred on the Buyer as a registered holder of a Pass) it has acquired from HIL a right to be registered as a holder of a Pass for the 2024 season only, and not any subsequent season.
3. The Buyer agrees, as a condition of these terms, to hold any rights it may receive as the holder of a Pass in respect of any period after the 2024 season on trust for HIL or any person nominated by HIL.
4. The Buyer agrees that the Buyer will:
 - a. not sell, transfer or otherwise dispose of the Pass, or attempt to do so, other than a transfer to HIL or its nominee;
 - b. not use, or attempt to use, the Pass for the benefit of any other person, nor for the benefit of the Buyer after the 2024 season;
 - c. at the direction of HIL advise Cardrona Alpine Resort Limited the name of the person to hold any rights in the pass that may relate to any subsequent season,
 - d. appoint HIL as Power of Attorney to communicate with Cardrona Alpine Resort Limited on any matters relating to 4 (c) or any rights in the pass that may relate to any subsequent season

and

 - e. comply with all terms of use of the Pass specified by Cardrona Alpine Resort Limited.
5. The Buyer agrees, as a condition of these terms, that it will complete any transfer documents and take such other steps as HIL may require at any time and from time to time after the 2024 season to transfer the Pass to any other person nominated by HIL.
6. The Buyer appoints HIL and any representative nominated by HIL as its agent and attorney to do anything that the Buyer may be required to do under clause 4 on behalf of the Buyer.

I have read and agreed to the Terms of Purchase.

FULL NAME:

SIGNATURE:

.....

.....

ADDRESS:

DATE:

.....

.....

*** Please complete the following two Transfer of Pass forms**

Transfer of Pass



- All of the details below must be completed.
- The Transferor and the Transferee must have their signatures witnessed as set out below.
- The Transferor must provide a copy of their Passport or New Zealand driver's licence to ensure that your details are consistent with our records.
- The Transferee must provide a copy of their Passport or New Zealand driver's licence to ensure we have your correct name.
- We reserve the right to change the form and process for transferring passes.

For the consideration agreed elsewhere, the Transferor named below now transfers to the Transferee named below the Pass specified below, subject to the conditions of the Pass. The Transferee now agrees to accept and hold the Pass subject to those conditions:



Pass number:

Being one of the Passes held by the Transferor) to the end of the 2039 public ski season to use the lifts at Cardrona ski field (and including the area known as Soho if it is developed and made accessible as part of the Cardrona ski field) and the Treble Cone ski field, as set out in an Agreement dated 5 July 2019 between Treble Cone Investments Limited and Cardrona Alpine Resort Limited

Transfer from (Full name of Transferor): John Gerard Darby

Transfer to (Full name of Transferee):

Full postal address of Transferee:

Email address of Transferee:

Telephone number of Transferee:

This transfer is dated the **29th** day of **May** **2024**


.....
Signature of Transferor (Seller)

Signed by the Transferor in the presence of:

Full name of Witness: Oliver Coutts

Occupation: Analyst

Street Address of Witness:

18 Howden Drive, Queenstown


.....
Signature of Witness

.....
Signature of Transferee (Buyer)

Signed by the Transferee in the presence of:

Full name of Witness:

Occupation:

Street Address of Witness:

.....
Signature of Witness

Transfer of Pass



- All of the details below must be completed.
- The Transferor and the Transferee must have their signatures witnessed as set out below.
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Transfer from (Full name of Transferor):

Transfer to (Full name of Transferee): John Gerard Darby

Full postal address of Transferee: 160 Centennial Avenue, Arrowtown 9371

Email address of Transferee: admin@darbypartners.co.nz

Telephone number of Transferee: 03 450 2200

This transfer is dated the **20th** day of **October** **2024**

Signature of Transferor (Seller)

Signed by the Transferor in the presence of:

Full name of Witness:

Occupation:

Street Address of Witness:

Signature of Witness

Signature of Transferee (Buyer)

Signed by the Transferee in the presence of:

Full name of Witness: Oliver Coutts

Occupation: Analyst

Street Address of Witness:

18 Howden Drive, Queenstown

Signature of Witness