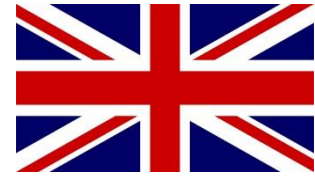


Sample house and pool rules



Common rules for pool operation

§ 1 Purpose of the house and pool rules

(1) The house and pool rules serve to ensure the entire Wellenberg pool area remains safe, clean and orderly.

§ 2 Compulsory nature of house and pool rules

- (1) The house and pool rules are compulsory for all users.
- (2) By being entitled to access the facility, every user (pool guest, sauna guest) acknowledges the house and pool rules, as well as further regulations (e.g. for saunas, solariums, waterslides), to ensure safe, orderly operations.
- (3) The staff or other pool officials implement the house rules, and their instructions must be followed. Users breaching the rules may be ejected from the facility. In these cases, the entrance fee is not refunded. The senior/operational management or their officials may also ban said users from returning to the facility.
- (4) The designated areas of the facility are video-monitored for safety reasons. The provisions of the Bavarian Data Privacy Act, especially Art. 21 a, are upheld. Stored data is immediately deleted if it is no longer required, or further storage conflicts with the legitimate interests of the party concerned.
- (5) The house and pool rules apply to general pool operations. In the case of special events or use by specific groups of people (e.g. school or club swimming groups), exceptions may be permitted without said rules having to be lifted.
- (6) Political activities, events, demonstrations, the distribution of leaflets, affixation of posters or placards, collection of signatures, and use of the pool for commercial or other inappropriate purposes are only permitted with the operator's consent.

§ 3 Opening times, prices

- (1) The opening times and valid price lists are shown on a sign, or may be viewed at the pay station.
- (2) The bath/sauna must be vacated 15 minutes before closing time.
- (3) Special access requirements and opening times may be set for school and club swimming, lessons and events for specific groups of people.
- (4) Entrance fee reductions or refunds cannot be claimed in the event the use of certain services or individual operational components is restricted or the pool is forced to close during opening hours.
- (5) Purchased entrance passes or other access authorisations will not be reimbursed.
- (6) The entrance pass or access authorisation obtained at the pay station, or the receipt issued when purchasing access authorisation must be kept while at the pool facility.
- (7) Change must be checked immediately; subsequent complaints will not be recognised.

§ 4 Access

- (1) The facility is open to anyone; restrictions may apply in certain cases.
- (2) Every user must hold a valid entrance pass or access authorization for the respective usage area. Circulating entrance passes or access authorisations once in the usage area is not permitted.
- (3) Pool guests must store entrance passes, access authorisations, locker keys or hired items so as to ensure they are not lost. In particular, they should be carried/worn on the body, e.g. wristband, or when in the pool, kept near guests and not left unattended. Noncompliance with these rules constitutes culpable behavior by the pool guests in the event of loss. In cases of dispute, the pool guest is responsible for proving he/she has complied with the aforementioned rules of proper storage.
- (4) Children aged 8 and under and non-swimmers must be accompanied by a suitable adult. This companion should not keep an eye on more than two children or non-swimmers. This person has a comprehensive and responsible custody towards the group of people named above. Further rules and age restrictions (e.g. sauna facilities, wellness facilities, waterslides) may apply.
- (5) Persons unable to move confidently without external aids may only use the pools if accompanied by a suitable assistant.
- (6) Access is not granted to persons who:
 - Are under the influence of intoxicants,
 - Have animals with them,

- Suffer from a reportable transmittable disease (in cases of doubt, a medical certificate may be required) or open wounds.

§ 5 Use by closed groups

- (1) If you use our swimming pool by closed groups, you have to take an experienced swimmer with you which must be named to the staff. If the bath is used by a group of teenager, the number of proctors has to be arranged with the management. The proctor also has to make sure that the requirements of the sample house and pool rules as soon as special arrangements of the municipality, especially of the communal supervisory staff, will be observed.
- (2) If one group use the whole swimming pool, the proctor and the supervisory staff should check the dangerous places (for example, slides or highboards).
- (3) If the group only use a separate part of the bath, the responsibility always lies with the proctor (teacher, practice leader).

§ 6 Code of conduct

- (1) Users must refrain from anything which conflicts with good practices and the maintenance of safety, peace and order.
- (2) The pool facilities, including hired items, must be treated with care. The user will be held liable in the event of misuse or damage. A separate cleaning charge may be incurred for deliberate contamination; the amount is set based on expense in each individual case.
- (3) Different clothing rules apply in various pool areas.
- (4) Walking shoes may not be worn when entering barefoot areas. Aids such as wheelchairs or walking frames must be cleaned by the user or their assistant before entering the barefoot area.
- (5) Users are not permitted to use musical instruments, sound or image players, or other media if this disturbs other users.
- (6) Photographing and filming third parties without their consent is not permitted. Photography and filming for commercial purposes and the media require the prior consent of the senior/operational management.
- (7) A full body wash is required before entering the pool. Shaving, nail cutting, hair dying etc. is not permitted.
- (8) Every user must be prepared for the typical risks associated with bathing facilities by exercising a higher degree of care.
- (9) The use of sporting and play equipment, as well as swimming aids, is only permitted with the consent of the supervisory staff.
- (10) Food and drink may only be brought in for the user's own consumption, and only consumed in the designated areas. Alcoholic beverages are prohibited. Food and drinks brought along by users cannot be consumed at the dining facility.
- (11) Fragile containers (e.g. those made of glass or porcelain) are not permitted.
- (12) Smoking is not allowed in the whole inner zone. This also applies to electric cigarettes.
- (13) Lost property must be handed in to the staff, and will be dealt with in accordance with the legal regulations.
- (14) Lockers are only available to users for the duration of their access authorisation. There is no specific usage entitlement. After closing time, any lockers still shut are opened and, if necessary, cleared out. The contents are treated as lost property. By losing the key, the customer has to pay 25 Euro.
- (15) Loungers and chairs must not be permanently covered with towels, bags or other items. Items left on loungers or chairs are cleared away by staff if necessary.

§ 7 Liability

- (1) The operator is not liable for damage caused by users. This does not apply to liability for breach of a major contractual obligation, liability for user damages resulting from death, physical injury or harm to health, or to damages suffered by the user due to a deliberate or grossly negligent breach of obligation by the operator, its legal representatives or assistants. Major contractual obligations are those which must be fulfilled in order to duly execute the contract, and which users are entitled to expect will be fulfilled.
- (2) Major contractual obligations for the operator particularly include, but are not limited to, use of the pool facility, insofar as this is not blocked for urgent operational reasons, and participation in the offered events included in the entrance fee. The liability limitation stated in Para. 1 Clauses 1 and 2 also applies to vehicles parked in the pool facility's parking bays.

(3) Users are expressly advised not to bring valuables with them into the pool. The operator does not supervise these, nor is it subject to duties of care for such valuables. The operator is only liable for lost valuables, cash or clothing as per the legal regulations. This also applies to material damage by third parties.

(4) Storage of money or valuables in a locker provided by the operator does not result in any obligations for the operator in relation to said items, particularly not storage obligations. It is solely the user's responsibility to ensure any locker is duly locked and to store the key.

(5) In the event of culpable loss (see § 4 (3)) of access authorisations, locker keys, or hired items, a flat fee not exceeding the duly anticipated damages is charged. A lump sum will be part of the bill which isn't higher than the expected damage. The user is getting a proof that shows whether a damage didn't happen or that he is definitely lower than the lump sum.

(6) In case of a mediation referring to § 63 „Verbraucherstreitbeilegungsgesetz (VSBG)“ the pool operator is not willing to take part in a mediation treatment at the following mediation body.

Swimming pool rules

§ 8 General code of conduct

(1) The user is responsible for locking the locker and storing the key.

(2) The user may only stay in the wet area if wearing suitable bathing attire. Burkinis, shorts and t-shirts for sun protection are also allowed.

(3) Jumping in from the side, dive bombing in, or throwing other persons into the pool is prohibited.

(4) The water-based facilities require consideration of other users.

(5) The use of diving facilities and waterslides involves more than just the typical risks associated with the general pool facility, and users must take this into account as regards their conduct. These facilities may only be used with the staff's consent.

(6) When diving, it is important to ensure only one person accesses the diving board at a time, and that the diving area is clear. After the dive, the diving area must be vacated immediately.

(7) Swimming under the diving area while the diving facility is open is prohibited.

(8) Waterslides may only be used as per the signs; the safety distance must be upheld during sliding, and the landing area must be vacated immediately.

(9) The use of sporting and play equipment (e.g. flippers, aqualungs, snorkelling equipment) or swimming aids is only permitted with the consent of the supervisory staff. Safety glasses (goggles) are worn at the user's own risk.

Sauna rules

§ 9 Purpose and use of the sauna facility

(1) The sauna facility serves to promote user health and relaxation. The German Sauna Association (Deutscher Sauna- Bund e. V.) has issued recommendations in relation to this.

(2) The sauna facility is a textile-free area. Special rules apply in specific areas (e.g. relaxation rooms, dining facilities).

(3) Sexual activities and displays are prohibited.

§ 10 Conduct in the sauna facility

(1) Sauna users must be unclothed.

(2) Loungers may only be used if covered with a towel or try, body-size underlays.

(3) When entering the dining facility, users must be wearing robes or be fully wrapped in towel.

(4) Sauna and hot-air facilities with wooden benches may only be used with body-size beach towels. The wooden parts must not be contaminated by sweat.

(5) For hygiene reasons, seat covers/towels should be used in steam and hot-air facilities made from ceramics or plastic. The seats must be cleaned using the hoses provided.

(6) Technical fittings (e.g. heaters, lighting, sauna heaters incl. their protective grills and sensors) must be kept clear, and not covered by any items.

(7) Only a beach towel/seat cover should be taken into the sauna facilities.

(8) Flip flops must not be worn in sauna or hot-air facilities.

(9) For the courtesy of other patrons, loud conversations, sweat-scraping, brushing and scratching are not permitted. Skin exfoliations involving the user's own materials like salt and honey are not permitted.

(10) Users must shower before using the saunas, cold plunge pool or other pools.

(11) Users must be quiet and respectful in relaxation areas. Noises must be avoided in silent/total relaxation areas.

(12) Telephoning, photographing and filming in the sauna facility is prohibited. Electronic media with the capacity to film and/or take photographs (e.g. Smartphones, tablets, e-readers etc.) may only be taken in and used in relaxation rooms.

§ 11 Special information

(1) Persons with health problems should check whether sauna use poses any risks to them.

(2) Sauna and similar facilities traditionally involve special conditions, e.g. higher room temperatures, muted lighting, step benches and various heat sources, which require users to exercise particular care.

(3) Sauna infusions may only be performed by the sauna staff.

Requirements of using the solarias

§ 12 Solaria

(1) The solarias could be only used by throwing the necessary coin inside.

(2) The use of the solarias is also allowed without bathing clothes.

(3) Only people who are eighteen years or older and who follow the legal regulations are allowed to use the solaria. The notes on the solaria should be noticed. The bench must be cleaned with the provided cleaning material before and after using.

(4) It's only allowed to use the solaria while the engaged interval because of health effects. The operator isn't liable for health effects because of using the solaria again and again.

§ 13 Taking effect

These sample house and pool rules are taking effect on 01.10.2018.

Oberammergau, 14.09.2017



Arno Nunn

1. Mayor