

# Disclaimer – Water Manager

[Last updated: 5 January 2021]

By using our platform, you agree to the terms of this disclaimer. If you do not agree, please do not use our platform.

If you require any more information or have questions about our water trading platform ('platform') or this disclaimer, please feel free to contact us at [contact@bdwater.com.au](mailto:contact@bdwater.com.au).

We regularly review our legal documents and may update this disclaimer over time. We have included a 'last updated' date above to help you keep track of any changes.

When used in this disclaimer:

'Ours' 'we' or 'us' means BD Water Pty Ltd ABN 86 642 510 334.

'You' or 'yours' means you, a user of our platform or a party to a transaction via our platform.

'DWER' means the Department of Water and Environmental Regulation.

'Platform' means our water trading platform [aap.watermanager.com.au](http://aap.watermanager.com.au).

## Disclaimer

This platform and its content are provided on an 'as is where is' basis and any use or reliance you make of our platform or content is done so at your own risk. We will not be liable for any loss or damage suffered by you or a third party arising from your use of our platform.

You agree:

- While we endeavour to keep content on the platform relevant, we make no warranty about the completeness, accuracy, reliability, suitability or availability of the platform or the content, services or information contained on or available via the platform.
- Any resources we make available are used at your own risk. You should seek your own legal or financial advice if appropriate for your circumstances.
- All material on our platform is protected by copyright. We own the copyright unless indicated otherwise. Our intellectual property is an important asset of our business and we take active steps to protect it.
- While we aim for smooth operation of our platform, we make no warranty that it will be available, error free or virus free. We reserve the right to change, remove or terminate the platform or parts of it without notice.
- We are not responsible for the conduct of other users on our platform or the accuracy or completeness of information they upload onto the platform. It is possible that a listed allocation may be incorrect or unable to be traded.
- When you sell or buy on the platform, once the parties reach agreement, you will enter into a binding sale contract. If you would like a copy of the sale contract prior to bidding or listing so you can check the terms before you become bound by them, please contact us at [contact@bdwater.com.au](mailto:contact@bdwater.com.au) for a copy.
- The available water allocations or licences for a searched property may not be all the available allocations or licences as not all licences available for trading are uploaded onto our platform.
- For licences not listed on our platform, private trades can be made directly between a licensee and buyer in the same water resources and applications can be submitted by using the DWER website.
- Where verification of identity or similar wording is used, this only means a user has completed the verification process provided on the platform. It is not a guarantee that the identity is correct or that the user is authorised to deal with the water licence or allocation being traded.

- We do not represent DWER nor do we provide any warranty that a trade agreement entered into on the platform will be possible or in accordance with DWER regulations.
- Some information used on the platform is taken from the DWER website or application and is subject to their copyright and disclaimer which you can find here <https://www.water.wa.gov.au/privacy>, <https://www.wa.gov.au/copyright> and <https://www.wa.gov.au/disclaimer>.