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HOLIDAY PARKS



DOMESTIC



COMMERCIAL



LEISURE

## Terms and Conditions - Cylinder Refill Authority

1. In this Agreement "the Cylinders" shall mean any type of liquefied petroleum gas container designed or intended by the Company to be used to hold gas and shall include every part thereof and every replacement by the Company.
2. In consideration of the initial standing charges the Company hereby authorises the Customer and gives him the right to obtain in Great Britain from any authorised dealer in the Company's products, a cylinder filled with gas in exchange of a similar size to that on this agreement in good condition upon payment only for the gas and subject always to availability of supplies.
3. Cylinders remain the property of the Company at all times and may only be filled by the Company. Cylinders must not be sold, hired, assigned, transferred, mortgaged, lent or abandoned, nor must they be damaged, defaced in any way, decanted, filled, tampered with, or used for any purpose other than as a container for gas supplied by the Company. The Customer will retain absolute possession and control of every cylinder in his charge (which expression includes every part thereof and replacement by the Company), will not hold himself out as the owner or hirer thereof, and will not part with cylinders except in accordance with this Agreement. The Customer will not create any bailment or agency in relation to the cylinders or this Agreement.
4. The Customer will be liable to pay for any unreasonable damage or defacement to which a cylinder is subjected while in his charge. In the event of a Customer damaging a cylinder beyond repair the Company shall be entitled to charge the Customer the full amount of the then current refill authority charge for that size of cylinder.
5. The Company shall use its best endeavours to make available filled replacement cylinders but nothing in this Agreement shall be construed as imposing upon the Company in any way a legal obligation to supply replacement cylinders to the Customer or hire or loan cylinders to the Customer now or at any future date.
6. This Authority may be terminated at any time without notice by the Customer upon returning cylinders to the Company or any of the Company's authorised dealers with a purchase document and for each cylinder the Company (subject to Clause 5 hereof) shall make a refund to the Customer of the original refill authority charge per cylinder for each such cylinder returned.
7. The Customer will at all times permit any Dealer or representatives of the Company to inspect or test and to remove cylinders together with any gas there in if in the opinion of the Company they are not safe or in good condition and upon termination of this authority for whatever reason, to remove the cylinder or cylinders then in the possession of the Customer. The Customer irrevocably authorises such Dealer or representative of the Company to enter upon his property for such purposes. Nothing in this Agreement shall be construed as imposing upon the Company an obligation to maintain in good condition any cylinders in the Customer's possession.
8. The Customer must give notice in writing to the Company not less than 7 days before the Customer removes any cylinders from the Customer's address and will in such case give the full address to which any cylinder is to be transferred.
9. The Agreement may be terminated forthwith by the Company if the Customer;
  - a. Commits an act of bankruptcy;
  - b. Being a limited company goes into receivership, administration, or liquidation other than a voluntary liquidation for the purpose of reconstruction;
  - c. Fails to observe any of the terms and conditions contained herein.
10. The Agreement is governed and construed in accordance with English Law.

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