

CHALLENGER OF RECORD & DEFENDER
AMERICA'S CUP 36

Notice to Competitors – Confidential
N°24

To: All Competitors in the 36th America's Cup
From: Royal New Zealand Yacht Squadron and Circolo della Vela Sicilia
Subject: PredictWind Weather Data Programme
Date: 20 December 2019

Dear Competitors,

The below announcement is made to Competitors under Article 56.I of the Protocol:

I. Arrangement with PredictWind

Under Article 56.I of the Protocol, the Defender and Challenger of Record, acting jointly as COR/D, have an obligation to implement a common programme for the collection of weather data in the Racing Area of the Match. In recognition of this obligation, COR/D have agreed to mutually appoint PredictWind Limited (“**PredictWind**”) as a Weather Data Supplier of the 36th America's Cup.

Under the arrangement entered into with COR/D, PredictWind has deployed ten weather stations within the Auckland region (at a cost to Predictwind of approximately NZ\$270,000) at locations that have been agreed between the Defender, the Challenger of Record and PredictWind. These locations are set out in Schedule I below. PredictWind expects that an additional two weather stations will be installed next year. These weather stations will be used in conjunction with PredictWind's existing weather observation technology to generate weather data about the Racing Area of the Match (the “**PredictWind Weather Data**”).

PredictWind agrees that it will make the PredictWind Weather Data available to each Competitor on the following basis:

- (a) Each Competitor will be required to pay a one-off subscription fee in accordance with the procedure set out in 2 below.

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- (b) Payment of the Subscription Fee will entitle each Competitor to access the PredictWind Weather Data as follows:
 - i. access to the PredictWind API; and
 - ii. two licenses of PredictWind Professional.
- (c) PredictWind has agreed that the PredictWind Weather Data will be made available to each Competitor as real time data in digital form.
- (d) PredictWind has agreed that the subscription licence for each Competitor will be identical.
- (e) PredictWind has agreed that if for any reason there is a fault with the PredictWind Weather Data (including any technical fault or vandalism) so that it is not available to a Competitor that has paid the Subscription Fee, it will use best endeavours to ensure the timely repair or replacement of the relevant equipment and remedy any lack of access as soon as possible.

COR/D notes that the Regatta Director will be entitled to one free license of PredictWind Professional which will be provided by PredictWind at no additional cost to COR/D or the Regatta Director.

2. Subscription Fee

Each Competitor will be required to pay a one-off subscription fee of US\$5,000.00 plus GST in accordance with the procedure set out below (the “**Subscription Fee**”).

Payment of the Subscription Fee can be made to the following bank account:

Bank: Bank of New Zealand

Account Name: PredictWind Limited

Account Number: 02-0261-0022443-000

Swift Code: BKNZ NZ22

Bank Address: Cnr Polygon & St Heliers Bay Road, St Heliers, Auckland, New Zealand

GST Number: 98-460-527

If less than four Competitors subscribe to access the PredictWind Weather Data, the Subscription Fee will be increased so that PredictWind receives the same amount as it would if four teams had subscribed. Any increased costs arising as a result of this clause will be split evenly across the teams.

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3. Accessing the PredictWind Weather Data

The PredictWind Weather Data can be accessed by each Competitor by logging in to the PredictWind webpage or application.

To access the PredictWind API data and the PredictWind Professional subscriptions, each Competitor will need a PredictWind America's Cup account, and be logged in to the PredictWind forecast site.

Please contact Sam Bullock (sambullock@predictwind.com) with the two email addresses that will be used to access the PredictWind Weather Data. Once setup a Competitor can access the data at the following URL: <https://forecast.predictwind.com/observations/acw.json>

Dated this 20th day of December 2019

Kind Regards,



Grant Dalton
CEO – America's Cup Event
Limited



Laurent Esquier
CEO – Challenger of Record 36
SRL

Schedule I: Station Locations

- Orarapa island (Haystack)
- Motokorea (browns Island)
- Rangitoto Lighthouse
- RNZYS
- Orakei Lighthouse
- The Sentinel Hotel
- Sealink HMB
- Pt Chev
- Panmure yacht club
- Northern Leading