

# MANULIFE DRAGON BOAT FESTIVAL

## PARTICIPANT WAIVER AND RELEASE

Company Name: \_\_\_\_\_

Team Name: \_\_\_\_\_

**Please Circle:** Are you over 19 years of age?      YES      NO

All participants must be at least **19 years of age – or have parental consent**. A qualified steer-person will be assigned to each team. Each team will be provided with two one-hour practices, which will include dry-land orientation and on-water practice.

### ALL PARTICIPANTS MUST READ AND SIGN THIS FORM

This form sets out your legal rights and responsibilities with respect to your participation in racing dragon boats on Lake Banook, Dartmouth, Nova Scotia (the “Dragon Boat Race”). This waiver shall be governed by and construed pursuant to the laws of Nova Scotia. You are strongly encouraged to seek independent legal advice to assist you in understanding these rights and obligations.

I \_\_\_\_\_, of \_\_\_\_\_, Province of \_\_\_\_\_ state the following:

#### WAIVER OF CLAIM

As consideration for my participation in the Dragon Boat Race to be held on July 7, 2018, I, for myself, my heirs, executors, administrators and assigns, WAIVE any claim to which I may become entitled for any loss, damage or injury to my personal property or injury to myself (including death), and RELEASE Manulife Dragon Boat Festival, the Nova Scotia Dragon Boat Association, Sport Nova Scotia, Dragonboat East Management Ltd., Atlantic Division - Canadian Canoe Association (the “Releasees”) and the directors, officers, employees, agents, successors and assigns of each of the Releasees from liability for any injury or damage caused by or attributable to, either directly or indirectly for any act or omission of the above-noted parties and/or any person for whom the parties are, in law, responsible, from any claims, demands, damages, actions or causes of action arising out of or as a consequence of any such loss, injury or damage to my person (including death) or personal property incurred while participating in the Dragon Boat Race or any practices therefore regardless of whether such loss, injury or damage may arise from the negligence or any other act of misfeasance or malfeasance, intentional or otherwise of or by any or all of the parties.

#### ASSUMPTION OF RISK

I further state that:

1. I am 19 years of age or older, or I am under 19 years of age and have parental consent (parent must sign at the bottom of this waiver).
2. I am aware of the inherent risks associated with my participation in the Dragon Boat Race, specifically in racing dragon boats on Lake Banook.

3. I am solely responsible for my decision to participate in the Dragon Boat Race and sign this waiver. I have not been persuaded or influenced in any way to participate in the Dragon Boat Race or to sign this waiver.
4. No representations or warranties have been made to me regarding any matter, including but not limited to, the risks, hazards, conditions or nature of racing the dragon boats, or my abilities to participate in the Dragon Boat Race.
5. I am aware that the inherent risks of the Dragon Boat Race include, personal injury (including death), and damage to my personal property and to the personal property of others.
6. I am in proper physical and mental condition to participate in this event and am aware that participation could, in some circumstances, result in physical and mental injury as well as the loss of personal property.
7. I am aware that at all times it is my sole responsibility to assess whether I am mentally and physically capable of participating in the Dragon Boat Race.
8. I agree to assume all risk for all injuries (including but not limited to death) to myself and/or damage or loss of my or a third party's personal property that may result from my participation in the Dragon Boat Race.

**RULES**

I agree to adhere to the rules and conditions provided by or communicated by organizers for participation in the Dragon Boat Race.

I further agree that my photo may be taken at this event and may be used for future promotional purposes.

**ACKNOWLEDGEMENT OF PARTICIPANT**

By signing this document the Participant acknowledges that he or she has read this document, understands it, and agrees further to be bound by its terms and conditions.

IN WITNESS WHEREOF I have set my hand and seal at Halifax, in the Halifax Regional Municipality this \_\_\_\_day of \_\_\_\_\_, 2018

\_\_\_\_\_  
 Witness' signature

\_\_\_\_\_  
 Participant's signature

\_\_\_\_\_  
 Witness' name – Please Print

\_\_\_\_\_  
 Parent signature (if under 19)

**This form must be submitted prior to the first team practice session. The form can be sent to Manulife Dragon Boat Festival, C/O Sport Nova Scotia, 5516 Spring Garden Road, 4<sup>th</sup> Floor Halifax, NS B3J 1G6, fax to (902) 425-5606, or it can be submitted on-site prior to the first training session.**

**Participants who have not signed the waiver form will not be able to practice or participate in the Dragon Boat Race.**