

# PARTICIPATION WAIVER

ABN 57 635 690 916



Please read carefully before signing. This is a release of liability and waiver of legal rights.

***I, the undersigned participant, hereby acknowledge and fully understand that:***

- Canberra Aqua Park Pty Ltd has established a floating aqua park, also known as Canberra Aqua Park or CAP, on Lake Burley Griffin. CAP, despite being fun, involves strenuous outdoor physical activity that requires strength, stamina and fitness.
- It is mandatory for all users of the Park to wear a buoyancy vest at all times. It is my responsibility to ensure the vest provided fits securely and the straps are tightened. I will seek assistance from staff at CAP as required.
- The activity is inherently dangerous and I fully realise the dangers of participating in the activity and the impact of the types of potential injuries that could result. The risks and dangers of the activity include, but are not limited to: water; drowning; entanglement; impacts; collisions with other participants; collision with manmade or natural objects; tripping; insects; weather conditions; exposure to elements; slips and falls; wildlife; consumption of any fluid or substance whether provided by the CAP or others; provision of first aid, medical treatment or other assistance or services by the CAP or others; mental distress from exposure to any of the above; and negligence of others. I acknowledge and understand that the description of the risks listed above is not complete and includes other risks. In using CAP, I hereby acknowledge, understand and freely accept these risks for myself and anyone under my supervision.

***I, the undersigned understand that I am only permitted to use CAP on the following conditions:***

- A. That I agree to follow all the safety rules and condition of entry listed below:
- I will abide by the instructions of the CAP staff at all times or I may be removed from the premises and refused entry in future. This is to ensure the safety and enjoyment for all participants.
  - On occasion, promotional video or photographs may be used by CAP which may include images of myself, my friends and my family whilst being engaged in recreational activities at CAP. By signing this document I consent to this use unless I specifically request in writing that my image not be used for this purpose.
  - All participants must be able to swim.
  - Minimum age is 5 years old. A paying adult must accompany children 5 to 9 years old onto the obstacles (maximum six children per one adult). Children aged 10 to 14 can use the obstacles by themselves but must have a supervising adult on site at all times. Children 14+ can use CAP by themselves providing anyone under 18 has a waiver signed by a parent or legal guardian.
  - Never, under any circumstances, swim under any of the obstacles. Always go over the top surface of the inflatables.
  - Never dive head first into the water from any obstacle. Participants must always enter the water feet first.
  - Always look up whilst climbing. Do not climb underneath someone climbing above. People can slip and fall whilst climbing.
  - Some of the more popular obstacles may require participants to form a queue and I must follow the instructions of the staff on duty when using these obstacles.
  - Make sure the water and landing area is clear of all people before roping, jumping, bouncing or sliding into the water.
  - Correct sliding position on the slides is to have arms crossed across my chest with feet and legs together.
  - If sliding with someone else, do not hold hands. Slide separately.
  - Do not slide down any area that has climbing handles attached.
  - No pushing or excessively rough play. Smaller children must always be given right of way.
  - Tread carefully and show caution, as the park is slippery and unstable.
  - No items of jewellery can be worn when using CAP. This includes all rings, bracelets, necklaces, earrings and anklets.
  - The park must never be used under the influence of alcohol, medication or drugs. Any customers who are suspected of being under the influence will not be allowed to participate.
  - Sun protection is recommended and is the sole responsibility of the customer.
  - Always follow the directions of the staff on duty.
  - Staff are entitled to cancel tickets for non-compliance with the rules or for any other reason. Tickets will not be refunded.

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- I authorise the CAP and/or authorised personnel to call for or administer medical care for a participant or to transport a participant to a medical facility or hospital if, in the opinion of such personnel, medical attention is needed. I agree to immediately pay all costs associated with such medical care and related transportation.
- People with heart or health problems, pre-existing injuries, especially knees, ankles, shoulders, back and neck, as well as pregnant women are advised not to use CAP.

- B. I voluntarily choose to participate in the activities at CAP and hereby personally and freely assume all risks in connection with these activities, for any injury, death or damage.
- C. I will not make any claim for personal injury, death, or other loss. I indemnify CAP for any liability occurring as a result of or in connection with my participation in any activity at CAP.
- D. I indemnify any and all liability, cost, expense or damage of any kind or nature whatsoever and from any suits, claims or demands, including legal fees on a lawyer client basis and expenses whether or not in litigation, arising out of, or in any way related to, myself or the participant's participation in the activity or presence on CAP's premises.

**I, the undersigned confirm that:**

- (a) I have read, fully understand and agree to the matters set out in this document; and,
- (b) as parent/guardian for others under 18 I have conveyed them to each participant listed below.
- (b) By signing this document I am relinquishing important legal rights.

Full Name ..... Ph:.....

Signature..... Date .....

DOB .....Email Address.....

Minors (Under 18) covered by this agreement listed below

Name..... Age..... Name.....Age.....

