

BRIMACOMBE RACING (OSHAWA SNOW RACING CLUB)

RELEASE OF LIABILITY, WAIVER OF CLAIMS, AND INDEMNITY AGREEMENT
BY SIGNING THIS DOCUMENT YOU WILL WAIVE CERTAIN
LEGAL RIGHTS, INCLUDING THE RIGHT TO SUE
YOUR PAYMENT CANNOT BE PROCESSED WITHOUT THIS DOCUMENT BEING SIGNED
PLEASE READ CAREFULLY!

LAST NAME _____ FIRST NAME _____

DATE OF BIRTH _____ PARENTS NAME _____
month/day/year

RELEASE OF LIABILITY, WAIVER OF CLAIMS AND INDEMNITY AGREEMENT

In consideration of Oshawa Snow Racing Club accepting the application of my child _____
for the racing program, I hereby agree as follows:

1. TO WAIVE ANY AND ALL CLAIMS that I have or may in the future have against the Oshawa Snow Racing Club and its directors, officers, employees, agents and representatives, (all of whom are hereinafter collectively referred to as "THE RELEASEES") and **TO RELEASE THE RELEASEES from any** and all liability for any loss, damage, expense or injury including death that I may suffer, or that my next of kin may suffer resulting from either my use of or my presence on the skiing facilities or travel beyond the ski area boundary, DUE TO ANY CAUSE WHATSOEVER, (INCLUDING NEGLIGENCE, BREACH OF CONTRACT, OR BREACH OF ANY STATUTORY OR OTHER DUTY OF CARE, INCLUDING ANY DUTY OF CARE OWED UNDER THE OCCUPIERS' LIABILITY ACT, R.S.B.C. 1990, C.02 ON THE PART OF THE RELEASEES AND ALSO INCLUDING THE FAILURE ON THE PART OF THE RELEASEES TO SAFEGUARD OR PROTECT ME FROM THE RISKS, DANGERS AND HAZARDS OF SKIING AND SNOWBOARDING REFERRED TO ABOVE);

- 2. **TO HOLD HARMLESS AND INDEMNIFY THE RELEASEES** from any and all liability damage to property of or personal injury to any third party, resulting from my use of or presence on the facilities;
- 3. This agreement shall be effective and binding upon my heirs, next of kin, estate trustees, executors, administrators, assignees, personal representatives and representatives, in the event of my death or incapacity;
- 4. This Agreement shall be governed by and interpreted in accordance with the laws of the Province of Ontario; and
- 5. Any litigation involving these parties to this Agreement shall be brought within the Province of Ontario.

In entering into this Agreement I am not relying upon any oral or written representations or statements made by the Releasees other than what is set forth in this Agreement.

I also undertake to abide by the rules laid down by Alpine Ontario South (AOS) and Brimacombe, Home of the Oshawa Ski Club.

I HAVE READ AND UNDERSTAND THIS AGREEMENT AND I AM AWARE THAT BY SIGNING THIS AGREEMENT I AM WAIVING CERTAIN LEGAL RIGHTS WHICH I OR MY HEIRS, NEXT OF KIN, EXECUTORS, ADMINISTRATORS, ASSIGNEES AND REPRESENTATIVES MAY HAVE AGAINST THE RELEASEES.

Signature of all racers and of parent/guardian of racers under 18 years of age.

Date _____

Date _____