

NEW SOUTH WALES

PA & JF Wardell Risk warning and Waiver



To be signed by those over 18 years

**Risk warning and acknowledgement**

Your participation in the recreational activities supplied by PA & JF Wardell may involve risk. The risks involved may result in personal injury including death. Prior to undertaking any such recreational activity, you should ensure you are aware of all of the risks involved, including those risks associated with any health condition you may have.

By signing below, you acknowledge, agree, and understand that participation in the recreational services provided by PA & JF Wardell may involve risk. You agree and undertake any such risk voluntarily and at your own risk. You also acknowledge that the risk warning above constitutes a 'risk warning' in accordance with the *Civil Liability Act 2002* (NSW).

**Exclusion, restriction or modification of rights under the Australian Consumer Law (NSW)**

Under the Australian Consumer Law (NSW), statutory guarantees apply to the supply of certain goods and services, including recreational activities.

It is possible for a supplier to ask you to agree that these statutory guarantees do not apply to you. If you sign this form, you will be agreeing that your rights to sue the supplier because services provided were not in accordance with the guarantees are excluded, restricted or modified as set out below.

By signing below, you agree that the liability of PA & JF Wardell for any harm, including:

- death;
- physical or mental injury (including the aggravation, acceleration or recurrence of such an injury);
- the contraction, aggravation or acceleration of a disease;
- the coming into existence, the aggravation, acceleration or recurrence of any other condition, circumstance, occurrence, activity, form of behaviour, course of conduct or state of affairs:
  - o that is or may be harmful or disadvantageous to you or the community,
  - o that may result in harm or disadvantage to you or the community,

that may be suffered by you (or a person for whom or on whose behalf you are acquiring the services) resulting from the supply of recreational services is excluded.

Signature:.....

Date:.....

Signature of witness:.....

Name and address of witness:.....



**Commonwealth**

**PA & JF Wardell Waiver**

**To be signed by those over 18 years**

**Exclusion, restriction or modification of rights under the *Australian Consumer Law (Commonwealth)***

Under the Australian Consumer Law (Cth), statutory guarantees apply to the supply of certain goods and services, including recreational activities.

It is possible for a supplier to ask you to agree that these statutory guarantees do not apply to you. If you sign this form, you will be agreeing that your rights to sue the supplier because services provided were not in accordance with the guarantees are excluded, restricted or modified as set out below.

By signing below, you agree that the liability of PA & JF Wardell for any:

- death;
- physical or mental injury (including the aggravation, acceleration or recurrence of such an injury);
- the contraction, aggravation or acceleration of a disease;
- the coming into existence, the aggravation, acceleration or recurrence of any other condition, circumstance, occurrence, activity, form of behaviour, course of conduct or state of affairs:

- o that is or may be harmful or disadvantageous to you or the community,
- o that may result in harm or disadvantage to you or the community,

that may be suffered by you (or a person for whom or on whose behalf you are acquiring the services) resulting from the supply of recreational services is excluded.

**Signature:**.....

**Date:**.....

**Signature of witness:**.....

**Name and address of witness:**.....