



# HELMET WAVIER June 2024

## **Helmet Wavier, release and indemnity for Bicycles, Scooters and Ride-ons**

The Armadale Toy Library, operated by the Armadale Community Family Centre ("Provider"), is delighted to offer bicycles, scooters, and ride-ons to subscribers ("the Service").

As a subscriber to the Service, you acknowledge the inherent dangers and risks associated with bicycle and scooter riding ("the Activity"), to which any child under your supervision ("Your Child") may be exposed.

The Provider does not supply protective clothing or bicycle helmets. It is your responsibility to ensure that Your Child wears a helmet at all times and is appropriately attired when participating in the Activity.

You agree that Your Child will participate in the Activity at your own risk. You also agree to assume responsibility for supervising the Activity and any injury, death, or property damage you or Your Child may suffer or cause as a result of participating in the Activity.

To the maximum extent permitted by law, you (both personally and on behalf of Your Child) agree to release, hold harmless, and indemnify the Provider and its officers, employees, servants, agents, and contractors ("Indemnified Persons") against all actions, claims, suits, costs, expenses, demands, and damages suffered or incurred by the Indemnified Persons by reason of, or in respect of, or arising out of, or caused by, your use of the Service or Your Child's participation in the Activity.

You agree that you are subscribing to the Service on the express condition that the Provider: (a) will, under no circumstances, be liable or responsible in any manner whatsoever for any death, loss, accident, damage, or injury to you, Your Child, or any Related Party resulting from your use of the Service or Your Child participating in the Activity; and (b) will not incur or be under any liability whatsoever to you, Your Child, or any Related Party for any loss, damage, or injury to your property or that of any Related Party.

The Provider is not liable to you, Your Child, or any Related Party for any indirect or consequential loss. For clarity, "consequential loss" means loss or damage arising from a breach of contract, tort (including negligence), under statute, or any other legal or equitable basis of an indirect or consequential nature, including but not limited to loss of profits, revenue, opportunity, goodwill, business reputation, or similar losses, whether foreseeable or not.

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**Full Name**

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**Signature**

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**Date**