

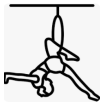


Waiver – Vulcana Women’s Circus Inc

IMPORTANT: All participants 18 years and over must agree to this Waiver prior to commencing any Circus Activities offered by Vulcana. A parent or legal guardian must complete and sign the Indemnity Form when booking for a participant under 18 years old.

This waiver is necessary for Vulcana Women’s Circus Inc (**Vulcana**) to be able to continue to offer the Circus Activities to participants. You must read this Waiver and confirm your acceptance prior to attending any of Vulcana’s Circus Activities for the first time.

Venue means the venue or site at which You participate in Vulcana’s Circus Activities.

You means the individual who participates in Vulcana’s Circus Activities once-off or from time to time, or the parent or legal guardian of a person under 18 years of age who participates in Vulcana’s Circus Activities once-off or from time to time (if applicable).

	1. Key activities offered by Vulcana:
	<ul style="list-style-type: none">(a) Acrobatics and ground skills;(b) aerial activities (trapeze, lyra, silks, chinese pole etc);(c) riding unicycles;(d) tumbling;(e) group bike;(f) tight wire,(g) object manipulation,(h) Stilt walking(i) Mini tramp(j) Walking globe
	2. What risks should you be aware of?
	<ul style="list-style-type: none">(a) Vulcana will use all reasonable efforts to ensure the Circus Activities and Venues provided by Vulcana are given with due care and skill, and are as safe as possible.(b) However, Circus Activities carry some inherent risks.(c) The Circus Activities carry the risk of a variety of personal injuries including but not limited to:<ul style="list-style-type: none">(i) bruising, broken bones, cuts, abrasions, muscle cramps, nausea, muscular and soft tissue damage, concussions; and(ii) in more extreme cases – facial and dental injuries, broken bones, joint injuries, cardiac complications, permanent disability, and death.
	<ul style="list-style-type: none">(d) Such injuries may arise from:<ul style="list-style-type: none">(i) falling from a height;(ii) executing strenuous moves;(iii) collisions with other participants, hard surfaces or equipment;(iv) incorrect usage of equipment or techniques by You or other participants at the Venue;(v) not following directions or instructions of the Vulcana staff;(vi) fatigue, pain, frustration, and/or anxiety;(vii) light-headedness or fainting while attempting moves;

- (viii) physical exertion and increased heart rate; or
- (ix) tripping on mats, aerial rigs, or other equipment.



3. Acceptance of Waiver

1. By ticking the box below, You acknowledge and agree that:

- (a) Vulcana, its teachers, agents, employees, contractors, volunteers, members and representatives (Representatives) **will not be liable for any personal injury of any kind sustained by You whilst participating in any of Vulcana's Circus Activities;**
- (b) You release Vulcana and its Representatives from any and all liability for any personal injury (physical or mental) suffered by you or your next of kin, or death, resulting from your participation in any of Vulcana's Circus Activities;
- (c) to the extent permitted by law, **You assume and accept all inherent risks, dangers, and hazards** (including those set out above) arising out of or associated with your participation in Vulcana's Circus Activities;
- (d) to the extent permitted by law, the guarantees otherwise available under the *Australian Consumer Law* are waived in respect of the Circus Activities;
- (e) You accept that **Vulcana and its Representatives are not liable in negligence** (which does not include reckless conduct by Vulcana or its Representatives) **for any harm suffered by You as a result of any illness, injury, or death** arising from any of the inherent risks associated with the Circus Activities; and
- (f) You will abide by and follow all the rules, and instructions given by those in charge at the Venue during Your participation in any Circus Activities.



4. Indemnity Form

If you are a parent or legal guardian enrolling to participate in Vulcana's Circus Activities on behalf your child(ren) under 18 years of age (**Child(ren)**), then You agree that the following applies:

- (a) You warrant that you are the legal guardian of the **Child(ren)** named in the enrolment form to participate in Vulcana's Circus Activities;
- (b) You confirm that the **Child(ren)**'s participation in the Vulcana's Circus Activities is entirely voluntary and you accept all inherent risks, dangers and hazards associated with the Circus Activities, including any risks associated with any health condition(s) your **Child(ren)** may have;
- (c) whilst Vulcana will use all reasonable endeavours to ensure the safety and welfare of Your **Child(ren)** whilst participating in the Circus Activities, You agree to indemnify Vulcana against:
 - (i) any liability for any injury, harm, damage or death that may be suffered by the **Child(ren)**;
 - (ii) any damages, costs, and/or expenses that may otherwise arise or be attributable to Vulcana, including any medical conditions or hospitalisations; and
 - (iii) any loss or damage to the **Child(ren)**'s property or possessions at the Venue,
 - 1. arising as a result of Your **Child(ren)**'s participation in Vulcana's Circus Activities.



5. Keeping You safe in class

- (a) Only engage in activities on the equipment when instructed to do so by Your teacher.
- (g) You are never to teach other participants or anyone else, any movement, pose, sequence or skill at the Venue.
- (h) Do not practice skills at the Venue that were not taught by a Vulcana teacher.
- (i) You must respect the teacher and other participants at all times.

- (j) **You must wear appropriate clothing when participating in the Circus Activities. We recommend tight fitting clothes that cover the skin of the legs and torso, and also underarms if learning silks or other aerial activities.**
- (k) **Hair must be tied back.**
- (l) **Remove all jewellery before class and tape down body piercings to avoid tearing.**
- (m) **You must not participate if You are under the influence of alcohol, any illegal drugs, or prescription or over the counter medication that might influence Your focus and concentration.**
- (n) **Unsupervised practice is strictly forbidden.**
- (o) **You must arrive on time to ensure You participate in the warmup, to avoid pulling or straining a muscle. You may be denied joining the class if you are late.**
- (p) **Do not run in the Venue, unless instructed, to avoid tripping on the mats.**
- (q) **Do not climb on, hang from, or interfere in any way, with the equipment in the Venue other than as directed by Your teacher. The teacher may ask you to leave the class if you do.**
- (r) **If You injure yourself in class, report it to your teacher immediately, so appropriate action can be taken, and an incident report form can be completed.**

6.

Keeping safe in circus activities outside of class structure (is Open Training, Act Lab, Incubators:

- (s) **Remove all jewellery before class and tape down body piercings to avoid tearing.**
- (t) **You must not participate if You are under the influence of alcohol, any illegal drugs, or prescription or over the counter medication that might influence Your focus and concentration.**
- (u) **Aerial training should always be undertaken with another person in the venue.**
- (v) **There can be no interaction with rigging system unless inducted to the venue.**
- (w) **It's the responsibility of users to warm up appropriately for your activity.**