

Appendix C – GWWD Railway Waiver Form



WAIVER OF LIABILITY AND ASSUMPTION OF RISK AGREEMENT

By signing this document, you will waive certain legal rights, including the right to sue.

Please read carefully!

In consideration of permission granted now or in the future by the City of Winnipeg to me as a passenger being conveyed at no cost on the Greater Winnipeg Water District Railway ("GWWD") for my purpose of _____ ("the Event") on _____, 20____, I agree and acknowledge that:

1. I will abide by the instructions given to me as a participant being transported by GWWD, which is not a railway company, a common carrier or owner of a public utility for the conveyance of persons or goods to or for the public and is under no obligation to convey persons or goods for the public.
2. I acknowledge that there are risks and hazards inherent in the very nature of the transportation and that as a result of these risks and hazards, I as a participant, may suffer personal injury, even death, as well as property loss. I nevertheless freely and voluntarily assume the aforementioned risks and hazards and accordingly my participation in the Event shall be entirely at my own risk.
3. I waive any claim I may have against the City of Winnipeg, its servants, employees or agents arising from my participation in the Event and agree to indemnify and hold harmless the City of Winnipeg, its servants, employees or agents from and against all claims, actions or proceedings arising from loss, injury or, damages by any person arising from my participation in the Event.
4. I agree that this WAIVER OF LIABILITY AND ASSUMPTION OF RISK AGREEMENT is binding on me, my heirs, successors, my executors, administrators, personal representatives and assigns.
5. I acknowledge and represent that I am 18 years of age and older, I have read this form and fully understand it and sign it freely and voluntarily.

DATED at the City of Winnipeg, in Manitoba, this _____ day of _____, 20____.

Name of Participant
(Please Print)

Signature of Participant

Witness