



STATEMENT OF UNDERSTANDING AND WAIVER (Champagne Beach)

I recognize that the Snorkel tours, I have requested from PH Whale Watch Dominica or any related, associated or affiliated company takes place in natural environments, including hazardous ocean waters. The "Excursion" involves risks, dangers and hazards resulting from many different circumstances, including: collisions with man-made and natural objects; changing weather and sea conditions; equipment faults and/or failure; negligence on the part of any person or party and other circumstances not referred to herein but inherent in the hazards which may be encountered in subject environments. I willingly accept and fully assume all such risks, dangers and hazards and the possibility of personal injury, death, property damage or loss resulting therefrom as my own risk. I understand that the excursion is not recommended for people with spinal, back, neck or hip problems, in frail health or for anyone with health conditions that may be aggravated by the changing sea conditions.

I have been informed that the use of a full face mask is strongly discouraged and carries additional risks of dizziness, unconsciousness and even death. And these masks are not suitable for this tour.

As a Snorkeler with PH Whale Watch Dominica. I will:

1. Be in good mental and physical condition for snorkeling at all times.
2. Avoid being under the influence of alcohol or drugs while snorkeling. PH Whale Watch Dominica staff may disqualify me from snorkel activities if I am or was still under influence or have a hangover.
3. Listen carefully to the briefings and respect the advice of the guides supervising my activities.
4. Follow local rules of the national marine park.
5. Understand that the failure to respect Dominica's fragile reef systems by deliberately touching the reef could result in the premature termination of my snorkeling tour
6. Acknowledge having examined the equipment and have satisfied myself that it is in good order and working condition before I go snorkeling. I hereby accept the equipment in the condition as is. PH Whale Watch Dominica accepts no responsibility for any defect in the equipment and does not warrant that it is suitable for any particular purpose. I agree that the use of said equipment is at my own risk. I shall return the same in good order and working condition and shall be financially liable for any deviations therefrom.

LIABILITY RELEASE AND ASSUMPTION OF RISK

- I understand and agree that neither my PH Whale Watch Dominica dive snorkel guides, or other staff; PH Whale Watch Dominica; Padi Americas, Inc., or other certifying agencies, or any of their respective employees, officers or agents; or travel partners (hereinafter referred to as released parties), may be held liable or responsible in any way for any injury, death or other damages to me or my family, estate, heirs or assigns that may occur as a result of my participation in this snorkeling or as a result of the negligence of any party, including the released parties, whether passive or active. I further agree that any and all suits or claims against the released parties will be disputed only in Dominica, accepting the rules, laws and regulations of Dominica. No complaints, suits or demands will be filed in any other country regardless of the client's country of origin or address. I accept the rules and the courts of the local government of Dominica for all disputes of any kind.
- I further hold harmless released parties from any claim or lawsuit by me, my family, estate, heirs, or assigns, arising out of my participation in snorkel activities, including both claims arising during snorkeling and after participating. I further state that I am of lawful age and legally competent to sign this liability release or that I have acquired the written consent of my parent or legal guardian.
- I understand that the terms herein are contractual and not a mere recital, and that I have signed this document of my own free act.
- I have read, fully understand and will conform with all of the above statements. I hereby exempt and release PH Whale Watch Dominica and all the agents associated from all liability for personal injury, wrongful death or property loss or damage.

I confirm that I am the full age of 18 years, or that I am the legal parent or guardian of the participant.

I HAVE READ AND UNDERSTOOD THIS RELEASE OF LIABILITY PRIOR TO SIGNING IT.

Dated this _____ Day of _____ 20_____.

Participant 's name	Signature	Participant 's name	Signature
1		6	
2		7	
3		8	
4		9	
5		10	



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- I further hold harmless released parties from any claim or lawsuit by me, my family, estate, heirs, or assigns, arising out of my participation in snorkel activities, including both claims arising during snorkeling and after participating. I further state that I am of lawful age and legally competent to sign this liability release or that I have acquired the written consent of my parent or legal guardian.
- I understand that the terms herein are contractual and not a mere recital, and that I have signed this document of my own free act.
- I have read, fully understand and will conform with all of the above statements. I hereby exempt and release PH Whale Watch Dominica and all the agents associated from all liability for personal injury, wrongful death or property loss or damage.

If under age 18, Signature for approval of Participant's Parent or Legal Guardian.

1.Name: _____ Address: _____

City: _____ Prov/State: _____ Country: _____

2.Name: _____ Address: _____

City: _____ Prov/State: _____ Country: _____