



### TRAIL RUN – RELEASE AND WAIVER OF LIABILITY AND INDEMNITY AGREEMENT

**This is a legally binding agreement, and as with all binding agreements, you should read it very carefully before you sign it.**

**By signing this agreement, you are giving away certain rights, and taking on certain liabilities, as explained below.**

By signing this document, I certify that I have read, understood and accepted the following representations, stipulations and waiver. I further confirm that I understand that The Otter African Trail Run event organizers (which includes Magnetic South Events (Pty) Ltd, Event Sponsors; South African National Parks, Cape Pine and all governmental entities and other property owners or lessees, service providers, and any of them in combinations, and their officers, directors, agents, employees and contractors) will **NOT BE LIABLE**, neither financially nor legally, for any injury, illness (including contracting COVID-19), loss/damage to property (including 3rd party claim) or occurrence, arising from my participation (including, but not limited to, participation in event, volunteering, contract work and sub-contracting work) and that accordingly, my participation in such activities are at my **OWN RISK**.

I understand that by its very nature, trail running is a potentially hazardous pastime requiring a higher than average degree of physical fitness, technical running skill and experience, and hereby declare that I consider myself prepared for participation in this event. I assume full responsibility for any medical problems which may affect my safety while participating in this event. I also assume full responsibility for any medical expenses I may incur as a result of my participation in this event.

I further understand that the above-mentioned events are by trail running standards a technically difficult trail run which involves the traversing of a wilderness trail over sharp, jagged and slippery rocks, etc., with sheer cliffs in immediate proximity of the trail and that a fall on any part of the course could result in serious injury or even death, and I specifically indemnify the Otter African Trail Run event organizers, owners and partners.

Accordingly, I hereby waive for myself, my personal representatives, heirs and next of kin, all claims which I might have against the event organizers for injury, accident, illness, property damage, death or other occurrence arising in any manner whatsoever out of my participation in the activities organized by Magnetic South Events (Pty) Ltd. I expressly assume all risks of my participation, including the risk that I might be injured as a result of negligence or gross negligence of the event organizers.

I further undertake to abide by the rules of the event and observe the instructions of the event officials **AT ALL TIMES** during the event. I also understand that my access to the areas, trails and roads in the National Parks, private nature reserves, private farm lands and private and public plantations has been negotiated on my behalf exclusively for the period of my participation in this event, and that I will not return to these areas without the necessary permissions and/or permits and that doing so could result in prosecution for trespassing and banning from future participation in this event.

I further agree that all images and TV footage taken by the event's contracted photographers and film Production Company during the entire period of the event are the property of Magnetic South Events (Pty) Ltd and can be used in any media (print, electronic, etc.). By signing this document and taking part in this event, I agree to be photographed, filmed and/or interviewed by the event's contracted Media Team and I confirm that I have no rights to these images and/of video footage, unless purchased from the event organisers.

### WAIVER MUST BE SIGNED BY ALL STAFF AND PARTICIPANTS

**(FOR A PERSON UNDER THE AGE OF 18 YEARS OF AGE, A PARENT, THE MINOR'S LEGAL GUARDIAN OR ADULT RESPONSIBLE FOR THE MINOR MUST SIGN THIS RELEASE FORM AND WRITE THE WORD "MINOR" AND THEIR AGE NEXT TO THE MINOR'S NAME)**

**EVENT: The Otter African Trail Run**

**PROPERTY/TRAIL: Tsitsikamma National Park**

**I have read and understood and agree to the terms contained in this document.**

DATE

PERSON SIGNATURE

PRINTED NAME

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