

Deans Marsh Cricket Club Inc. Members Waiver Form

I..... [insert name]
of [insert address]

hereby apply for membership of / registration as a player with Deans Marsh Cricket Club. In so applying and in consideration of my application for membership being accepted **I acknowledge and agree** that:

1. **“Club”** for the purposes of this membership / registration application and declaration means and includes the Deans Marsh Cricket Club Incorporated, its directors, officers, members, servants or agents.
2. **This document cannot be amended.** If I do amend it my application will be null and void. It cannot be accepted by the Club.
3. **Insurance** is in place that provides limited cover to me whilst I am performing or participating in any authorised or recognised Club activity. *(For insurance details contact the secretary or visit the club website)* I can, in my own interests, seek and obtain personal insurances over and above the cover provided by Club.
4. **The Club Constitution** is a contract between me and the Club. I will be bound by it and any By-Laws made under it.
5. **Warning:** Participation in the game of cricket can be inherently dangerous. Serious injuries and / or accidents can develop or occur which may result in me being injured or even killed. I have voluntarily read and understood this warning and accept and assume the inherent risks in participating in cricket training and competition activities.
6. **Exclusion of Liability:** Except where provided or required by law and such cannot be excluded, I agree that it is a term of my membership (if accepted) that the Club is absolved from all liability however arising from any Claims arising out of my membership and/or participation in any Club Activity.
7. **Release and Indemnity:** In consideration of the Club accepting my application for membership I:
 - (a) release and forever discharge the Club from all Claims that I may have or may have had but for this release arising from or in connection with my membership and/or participation in any Club Activity; and
 - (b) indemnify and hold harmless the Club to the extent permitted by law in respect of any Claim by any person including but not only another member of the Club arising as a result of or in connection with my membership and/or participation in any Club Activity.In this declaration **“Claims”** means and includes any action, suit, proceeding, claim, demand, damage, penalty, cost or expense however arising (including negligence, trespass to the person or for breach of implied terms in the sale of services under section 74 of the *Trade Practices Act (Cth) 1974*), but does not include a claim in respect of any action, suit, etc made by any person entitled to relief under a responding Club insurance policy or under the Club Constitution or any By-Laws.
8. **Fitness to Participate:** I declare that I am and must continue to be medically and physically fit and able to participate in any Club Activity. I am not and must not be a danger to myself or to the health and safety of others. I will immediately notify the Club in writing of any change to my fitness and ability to participate. I understand and accept that Club will continue to rely upon this declaration as evidence of my fitness and ability to participate.
9. **I have provided the information required and signed this form.** I warrant that all information provided is true and correct.
10. **Privacy:** I understand that the information I have provided overleaf is necessary for the objects of Club. I acknowledge and agree that the information may be disclosed by my Club to the Colac & District Cricket Association and will only be used for the objects of the Club and to provide me with membership services. I understand that I will be able to access my information through the Club upon request. If the information is not provided my membership application may be rejected.

I have read, understood, acknowledge and agree to the above declaration including the warning, exclusion of liability, release and indemnity. I acknowledge that if my application for membership is successful I will be entitled to all benefits, advantages, privileges and services of Club membership.

Signed: Date:

Name:

Where the applicant is under 18 years of age this form must also be signed by the applicant’s parent or legal guardian.

I..... am **the parent or guardian** of the applicant. I expressly agree to be responsible for the applicant’s behaviour and agree to personally accept the conditions set out in this membership application and declaration including the provision by me of a release and indemnity in the terms set out above.

Parent’s signature: Date:

(where applicant under 18 y.o)