

AQUA-TEK SCUBA LTD

VOLUNTARY RELEASE, WAIVER ASSUMPTION OF RISK AND INDEMNITY AGREEMENT

Please place your initials next to each of the following sections to acknowledge that you have read and understand each one, and sign at the bottom.

- _____ 1. I acknowledge that I am a certified scuba diver trained in safe diving practices and that I have been diving in the last six months or am currently participating in a refresher course or I .am a student diver under the control and supervision of a certified scuba instructor and that I thoroughly understand the hazards of scuba diving.
(Instructor's Name and Signature)_____
- _____ 2 . I understand that diving activities are physically strenuous and that I will be exerting myself during this diving trip and that if I am injured,including,but not limited to, the following: heart attack, panic, hyperventilation, oxygen toxicity, inert gas narcosis, drowning decompression sickness, strong currents, slipping or falling while on board, low visibility or dark water, injuries while getting on or off the boat, entanglement, air expansion injuries. By signing this release, I certify that I am fully aware of and expressly assume these and all other risks involved in making such a dive or dives, whether conducted as part of a diving class,recreational dive or as a technical dive.
- _____ 3. I understand that diving with compressed air, oxygen enriched air (Nitox), and trimix supplied by standard open circuit scuba or with semi-closed circuit or closed circuit rebreathers involves certain inherent risks including decompression sickness, embolism, oxygen toxicity, inert gas narcosis, hypoxia, hypercapnia or other barotrauma or hyperbaric injuries. 'Such injuries can occur that require treatment in a recompression chamber or medical facility. I further understand that dive activities can be at remote sites,and isolated by time and distance, from such a recompression chamber or medical facility. I still choose to proceed with such dives in spite of the absence of a recompression chamber in proximity to the dive site.
- _____ 4. I understand that I may be required to furnish some of my own equipment and that I am responsible for its operating condition and maintenance. I also understand that I may be .supplied with certain items of scuba equipment and that I am responsible for ensuring that it is functioning and in good operating condition prior to using it.
- _____ 5 I will be present at and attentive to the safety briefing given by the dive supervisor and or boat captain and if there is anything that I do not understand, I will notify the boat captain or dive supervisor immediately.
- _____ 6. I agree to save, defend, indemnify, and hold harmless said Released Parties from any claim or lawsuit by me, anyone purporting to act on my behalf, my family, estate, heirs or assigns, arising directly or indirectly out of my participation and diving activities including claims arising during this activity even if such claims may be groundless, false or fraudulent.
- _____ 7.I 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 guardian.

_____ 8 In consideration of being allowed to participate in this activity I hereby personally assume all risks in connection with said trip, for any harm, injury or damage that may befall me while I am a participant including all risks connected therewith, whether foreseen or unforeseen.

_____ 9 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.

IT IS THE INTENTION OF _____ BY THIS INSTRUMENT TO EXEMPT AND RELEASE THE CAPTAIN/CREW OF THE, THE VESSEL EXPLORER, THE BUSINESS AQUA-TEK SCUBA LTD. AND ALL OTHER RELATED ENTITIES AND RELEASED PARTIES AS DEFINED ABOVE. FROM ALL LIABILITY OR RESPONSIBILITY WHATSOEVER FOR PERSONAL INJURY, PROPERTY DAMAGE OR WRONGFUL DEATH HOWEVER CAUSED, OR ARISING OUT OF, DIRECTLY OR INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, THE NEGLIGENCE OF THE RELEASED PARTIES, WHETHER PASSIVE OR ACTIVE. I HAVE FULLY INFORMED MYSELF OF THE CONTENTS OF THIS LIABILITY RELEASE AND EXPRESS ASSUMPTION OF RISK BY READING IT BEFORE SIGNING IT ON BEHALF OF MYSELF AND MY HEIRS.

PLEASE WRITE:

“I HAVE READ, UNDERSTAND AND AGREE WITH THE ABOVE”

Diver Signature

Date

Witness

Date

DIVER HISTORY

Date of Last Dive: _____

Highest Certification Level: _____

Nitrox Card # _____

Dry Suit Card # _____

Dive Insurance Supplier: _____