

## Assumption of the Risk and Waiver of Liability Relating to Coronavirus/COVID-19

**\*\*\*PLEASE READ CAREFULLY\*\*\***

The novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. As a result, federal, provincial, and local governments such as the Halifax Regional Municipality (“HRM”) and federal and provincial health agencies recommend social distancing and have, in many locations, prohibited the congregation of groups of people.

HRM cannot guarantee that you or the members of your organization or association who are attending the organized event and/or participating in any activities related to the organized event will not become infected with COVID-19. Further, attending the organized event and/or participating in any activities related to the organized event could increase your, and your attendees’ and participants’, risk of contracting COVID-19.

HRM recommends that Nocturne: Art at Night inform each individual attendee or participant of this agreement. Nocturne: Art at Night may wish to obtain similar waivers from each individual attendee or participant.

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Nocturne: Art at Night understands that this Assumption of the Risk and Waiver of Liability agreement is in addition to, and is not a substitute for, any other rental agreement, documentation or registration information that the Nocturne: Art at Night might be required by HRM to execute in order to permit the Nocturne: Art at Night to hold the organized event and any related activities. Furthermore, Nocturne: Art at Night agrees to adhere to any federal, provincial or municipal health and safety directives, including, but not limited to social distancing requirements, which may be applicable to the organized event and/or any related activities.

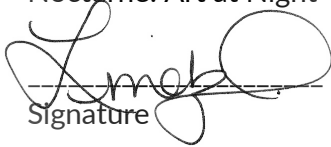
By signing this agreement, Nocturne: Art at Night acknowledges the contagious nature of COVID-19 and voluntarily assumes the risk that attendees and participants may be exposed to, or infected by, COVID-19 by attending the organized event and/or participating in activities related to the event and that such exposure or infection may result in personal injury, illness, permanent disability, and death. Nocturne: Art at Night understands that the risk of becoming exposed to, or infected by, COVID-19 by attending the organized event and/or participating in any related activities may result from the actions, omissions, or negligence of Nocturne: Art at Night and others, including, but not limited to, HRM, including its employees and volunteers, and program participants and their families.

NOCTURNE: ART AT NIGHT VOLUNTARILY AGREES TO ASSUME ALL OF THE FOREGOING RISKS, INCLUDING THE RISK OF EXPOSURE TO AND INFECTION FROM COVID-19, AND

ACCEPTS SOLE RESPONSIBILITY FOR ANY INFECTION OR INJURY TO THOSE ATTENDING THE ORGANIZED EVENT AND/OR PARTICIPATING IN ANY RELATED ACTIVITIES (INCLUDING, BUT NOT LIMITED TO, PERSONAL INJURY, DISABILITY, AND DEATH), ILLNESS, DAMAGE, LOSS, CLAIM, LIABILITY, OR EXPENSE, OF ANY KIND, THAT NOCTURNE: ART AT NIGHT OR THOSE ATTENDING THE ORGANIZED EVENT AND/OR PARTICIPATING IN ANY RELATED ACTIVITIES MAY EXPERIENCE OR INCUR IN CONNECTION WITH THE PARTICIPANTS ATTENDANCE AT THE ORGANIZED EVENT AND/OR PARTICIPATION IN ANY RELATED ACTIVITIES ("CLAIMS"). NOCTURNE: ART AT NIGHT HEREBY RELEASES, COVENANTS NOT TO SUE, DISCHARGES, AND HOLDS HARMLESS HRM, ITS MAYOR, COUNCILLORS, EMPLOYEES, AGENTS, AND REPRESENTATIVES, OF AND FROM THE CLAIMS, INCLUDING ALL LIABILITIES, CLAIMS, ACTIONS, DAMAGES, COSTS OR EXPENSES OF ANY KIND ARISING OUT OF OR RELATING THERETO.

NOCTURNE: ART AT NIGHT UNDERSTANDS AND AGREES THAT THIS RELEASE INCLUDES ANY CLAIMS BASED ON THE ACTIONS, OMISSIONS, OR NEGLIGENCE OF HRM, ITS MAYOR, COUNCILLORS, EMPLOYEES, AGENTS, AND REPRESENTATIVES, WHETHER A COVID-19 INFECTION OCCURS BEFORE, DURING, OR AFTER PARTICIPATION IN ANY ORGANIZED EVENT AND/OR RELATED ACTIVITIES.

Nocturne: Art at Night



Signature

**By signing above, I confirm I have authority to bind the Nocturne: Art at night**

Lindsay Ann Cory, Executive Director

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Print Name

October 1, 2020

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Date