

# Library of Things

## Waiver and Indemnity Agreement



This agreement is between you and Glen Eira City Council (**Council**). It applies each time you borrow an item from the Library of Things.

In consideration for borrowing the Library of Things items (**items**), I agree:

- To abide by the Library of Things Lending Conditions and Glen Eira Libraires Membership Conditions.
- I understand that I am responsible for paying the full repair or replacement cost should an item loaned to me be lost or damaged.
- That I understand and acknowledge that the use of the items may involve risk of serious injury, including permanent disability and death. I understand the Library does not provide supervision for the use of the items and I agree to refrain from using any item in a manner inconsistent with its intended design and purpose.
- That by taking possession of any item from the Library, I am certifying that I am capable and experienced in using any item in a safe and proper manner and that I am able to transport the borrowed item to and from the library. I will immediately discontinue use if it becomes unsafe.
- That I have satisfied myself the item is suitable for my needs, and I will abide by the manufacturer's recommendations, warnings and instructions for use.
- That I acknowledge and agree that it is my responsibility to inform myself as to the safe and appropriate method of use for the items I borrow, and that Council accepts no liability whatsoever for any loss or injury suffered as a result of incorrect or unsafe use of any item I borrow.
- That I acknowledge the risk that use of a borrowed item may be dangerous and could result in accidents happening and I accept, on behalf of myself, my successors and assigns, I will use the item, or allow another person to use the item, at my own risk and take full responsibility for any loss, damage and/or injury (including death) to myself or any other person, which may be sustained in any way connected with my use or loan of any item.
- I acknowledge that if I allow any other person, including any child under my supervision, to use an item, I agree that their use of the item is at my own risk. I also agree to assume responsibility for supervising their use of the item in a safe manner and will assume full responsibility for any injury, death or property damage they may suffer as a result of the use of the item.

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- I hereby assume, hold harmless, release and indemnify Council, its Councillor's, its employees and contractors, to the extent permitted by law, all risks of loss, damage and/or injury (including death) which may be sustained by me or any other person, which are in any way connected with my use or loan of any item.
- That if any portion of this Liability Waiver and Indemnity Agreement is found to be void or unenforceable, the remaining portion shall remain in full force and effect.
- That I have read the entire document and will obtain my own independent legal advice if I need help understanding any part of it.
- That I have read the entire document, and my signature below indicates my agreement with the above statements.

Name \_\_\_\_\_

Membership No. \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_ / \_\_\_\_\_ / 20\_\_\_\_\_

### Privacy

The personal information requested is required primarily for the provision of library service and will only be shared with those directly responsible for providing that service. If you do not provide the information, we may not be able to deliver the service. If you would like to know more about privacy at Glen Eira City Council, including your right to seek access to any information collected on this form, please see Council's Privacy Policy at <https://www.gleneira.vic.gov.au/about-council/our-organisation/council-legislation-and-policies/privacy> .