

## Section V: Responsibility / Disclaimers Statements

### **Note:**

***These examples may not be suitable for the reader's particular needs. All provisions and terms should be reviewed by legal counsel to determine their applicability to the Tour Operator's individual circumstances, operations, travel services and destinations. This is not a legal document, nor should it be considered a legal opinion.***

### **Definition:**

Responsibility / Disclaimers statements are generally included in tour brochures, travel documents, and general marketing material to state to the reader that the operator is acting only as an agent for the suppliers (hotels, transportation providers, attractions, activities, etc.) in contracting for the services included in the tour and is not responsible for the actions or misdeeds of the supplier.

### **Example #1:**

"Tour Operator" and its affiliated entities and its employees, shareholders, officers, directors, successors, agents, and assigns, neither own nor operate any person or entity which is to, or does, provide goods or services for these trips or tours. Because "Tour Operator" does not maintain any control over the personnel, equipment, or operations of these suppliers, "Tour Operator" assumes no responsibility for and cannot be held liable for any personal injury, death, property damage, or other loss, accident, delay, inconvenience, or irregularity which may be occasioned by reason of (1) any wrongful, negligent, willful, or unauthorized acts or omissions on the part of any of the tour suppliers, or other employees or agents, (2) any defect in or failure of any vehicle, equipment, instrument owned, operated or otherwise by any of these suppliers, or (3) any wrongful, willful, or negligent act or omissions on any part of any other party not under the supervision or control of the Operator.

### **Example #2:**

"Tour Operator" acts only as an agent for the various independent suppliers that provide hotel accommodations, transportation, sightseeing, activities, or other services connected with this tour. Such services are subject to the terms and conditions of those suppliers. Tour Operator and their respective employees, agents, representatives, and assigns accept no liability whatsoever for any injury, damage, loss, accident, delay, or any other incident which may be caused by the negligence, defect, default of any company or person in performing these services. Responsibility is not accepted for losses, injury, damages or expenses of any kind due to sickness, weather, strikes, hostilities, wars, terrorist acts, acts of nature, local laws or other such causes. All services and accommodations are subject to the laws and regulations of the country in which they are provided. Tour Operator is not responsible for any baggage or personal effects of any individual participating in the tours / trips arranged by Tour Operator. Individual travellers are responsible for purchasing a travel insurance policy, if desired, that will cover some of the expenses associated with the loss of luggage or personal effects.