

TO: Earth Day Canada (1991) Inc. ("Earth Day Canada")

FROM: \_\_\_\_\_ ("Photographer")

DATE: \_\_\_\_\_

**ASSIGNMENT OF COPYRIGHT AND MORAL RIGHTS WAIVER**

WHEREAS Photographer was engaged as an independent photographer to photograph \_\_\_\_\_ and Photographer created the photographs (the "Photographs") exclusively for Earth Day Canada;

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is irrevocably agreed as follows:

- 1) Photographer hereby irrevocably assigns to Earth Day Canada all of his or her rights and copyright in the Photographs.
- 2) All rights and copyright in all elements of the Photographs be and are the exclusive property of Earth Day Canada for its exclusive use without further payment or obligation to Photographer, and Photographer confirms that he or she retains no interest in the Photographs. Earth Day Canada agrees that Photographer shall be entitled to display the Photographs in his or her portfolio.
- 3) Photographer hereby confirms to Earth Day Canada that no employee or other person retains any interest in any of the Photographs.
- 4) Photographer hereby waives to the world all moral rights which he or she may have in the Photographs, and acknowledges that Earth Day Canada shall be entitled to print, enlarge, edit, crop, colour, extract colour from, touch-up and otherwise modify the Photographs, and to display the Photographs and in any modified form in any advertisement, promotion or marketing, or in association with any newspaper, magazine, online or other media or article in any manner as Earth Day Canada shall determine in its sole discretion.
- 5) This Agreement shall be construed and enforced in accordance with the laws of Canada and Ontario as the case may be. This Agreement shall be binding upon the parties hereto and their respective heirs, executors, legal personal representatives, successors and permitted assigns, and shall enure to the benefit thereof.

The parties have caused this Agreement to be executed as of the date and year above written.

**(Photographer)**

**EARTH DAY CANADA**

\_\_\_\_\_

\_\_\_\_\_

Print Name:

Print Name:

(I have authority to bind Earth Day Canada)