

Application for Exemption from Swimming Pool Barrier Requirements

Section 22 of the Swimming Pools Act 1992

REFERENCE NUMBER: _____

Effective 1 July 2019 to 30 June 2020

ABOUT THIS FORM

This form relates to an application to Council for an exemption to specific swimming pool barrier provisions or requirements under Section 22 of the *Swimming Pools Act 1992*.

WHAT YOU'LL NEED

- Plan/s or diagrams of pool, pool fences/barriers, gates and adjacent buildings
- Written details/report providing reasons and justification for the proposed exemption

SUBJECT PROPERTY

Unit/Street No: _____ Street: _____

Suburb: _____ Post Code: _____

APPLICANT DETAILS

Title: Mr Mrs Ms Other: _____

Applicant's Name: _____

Company Name / Contact: _____

Postal Address: _____

Suburb: _____ Post Code: _____

Email: _____

Phone No(s): _____ Mobile: _____

Applicant's signature: _____ Date: _____

Please note: The applicant must be the owner of the land or the owners authorised agent

For access to the property we will need a Contact Person

Name/s: _____

Phone No(s): _____ Email: _____

GET IN CONTACT

Randwick City Council
30 Frances Street
Randwick NSW 2031
ABN: 77 362 844 121

Phone 1300 722 542
council@randwick.nsw.gov.au
www.randwick.nsw.gov.au

SWIMMING POOL REGISTER

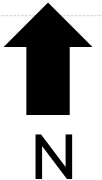
Has your pool been registered on the NSW Swimming Pool Register?

- Yes - Certificate No:
- No (Pool must be registered before determination)

PARTICULARS OF THE SUBJECT SWIMMING POOL

Description of the subject swimming pool. (i.e. in-ground swimming pool located in the rear yard of the residential premises)

Please provide a plan or sketch of the subject swimming pool or spa pool and location on the property



REASONS FOR THE PROPOSED EXEMPTION

- It is impracticable or unreasonable to comply with Part 2 of the *Swimming Pools Act 1992*, because of the following reason/s:
- The physical nature of the premises or the design or construction the swimming pool is impractical
 - The existence of special circumstances (Clause 14 of the *Swimming Pools Regulation 2018*)
- An 'alternative solution' is proposed to restrict access to the swimming pool, which is no less effective than the requirements of Part 2 of the *Swimming Pools Act 1992*.

*Detailed supporting information must be provided with this application which demonstrates that the abovementioned circumstances and provisions of the *Swimming Pools Act* are satisfied.*

NOTES

Council may require further information to assist in the assessment and determination of the application (i.e. detailed plans, certificates and details or reports) which demonstrates that the proposed exemption satisfies the relevant provisions of the *Swimming Pools Act 1992* and associated requirements.

You are entitled to appeal to the Land and Environment of New South Wales on the following grounds:

- (a) Council refuses this application, and
- (b) Council fails to determine this application within 6 weeks after the application is made.

HOW TO LODGE THIS APPLICATION

BY MAIL with a cheque attached **OR**
OVER THE COUNTER at Council with payment made via cash, cheque, credit card or EFTPOS.

Address the Application to: Randwick City Council

Post: 30 Frances Street, Randwick NSW 2031

DX: DX 4121 Maroubra Junction

Courier or Personal Delivery to our Customer Service Centre:

30 Frances Street Randwick Open 8:30am – 5:00pm, Monday – Friday

FEES

Application fees are in accordance with Council's Fees and Charges Policy. To avoid delays at lodgement, please contact us to obtain a fee quote prior to lodging your application.

Fees may be paid by cash, cheque, MasterCard, Visa, American Express & EFTPOS. Do not send cash in the mail. Make cheques payable to Randwick City Council.

If lodging multiple applications, a separate payment must be made for each application.

If the Regulations provide for a greater fee than specified below, the maximum fee specified in the Regulation applies.

FEE TYPE	RECEIPT CODE	FEE	GST
Application for Exemption	LC / RC 503	\$250	N/A

PRIVACY NOTIFICATION

The personal details requested on this form are required under the *Swimming Pools Act 1992* and will only be used in connection with the requirements of this legislation. Access to this information is restricted to Randwick City Council officers and other people authorised under the Act. Council is to be regarded as the agency that holds the information. You may make application for access or amendment to information held by Council. You may also request Council to suppress your personal information from a public register.

COPYRIGHT DISCLAIMER

The Government Information (Public Access) Act (GIPA) provides that anyone may inspect, free of charge, certain documents held by a council, including (among others) development applications and associated documents. GIPA provides that a right to inspect a document under the Act includes a right to take away a copy of the document, whether free of charge or subject to reasonable copying charges.

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If you do copy, reproduce, republish, upload to a third party, transmit or distribute in any way plans, building specifications or other documents subject to copyright, contrary to the provisions of the *Copyright Act 1968* (Cth) you will be taken to have indemnified Randwick City Council against any claim or action in respect to breach of copyright.

OFFICE USE ONLY

Application/Request received by: Date:

Referred to: Date:

Receipt No: Date:

Fee: \$