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|  | <h1>District Council of Cleve</h1> | <b>Version No:</b>  | 2            |
|   |                                    | <b>Issued:</b>      | January 2016 |
|   |                                    | <b>Next Review:</b> | January 2018 |

Policy Name: **SWIMMING POOL INSPECTION POLICY**

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## **1. INTRODUCTION**

Section 71AA(7) of the Development Act 1993 (“the Act”) requires that the District Council of Cleve (“the Council”) prepare and adopt an inspection policy for the installation of all swimming pools (as defined) including safety fences and barriers associated with such swimming pools undertaken within the Council area.

The Act defines a swimming pool as being; “an excavation or structure that is capable of being filled with water and is used principally for swimming, wading, paddling, or the like, and includes a bathing or wading pool or spa pool (but not a spa bath)”.

## **2. NOTIFICATIONS**

The required notifications must be in accordance with Regulation 76D(4a) and be sent to the Council by post, facsimile or e-mail.

## **3. SWIMMING POOL INSPECTIONS**

At least 80% of swimming pools constructed over the course of the year must be inspected within 2 weeks of the Council being notified of the completion of-

- i. In the case of a swimming pool the construction of which required the construction of a safety fence or barrier- the construction of the safety fence or barrier, or
- ii. In any other case-the construction of the swimming pool;

The remaining 20% of swimming pools constructed over the course of the year must be inspected within 2 months of the Council being notified of the completion of-

- i. In the case of a swimming pool the construction of which required the construction of a safety fence or barrier- the construction of the safety fence or barrier, or
- ii. In any other case-the construction of the swimming pool;

#### **4. SWIMMING POOL SAFETY REQUIREMENTS-CONSTRUCTION OF FENCES AND BARRIERS**

If building work that involves the construction of a swimming pool is being carried out within the area of the Council, then-

- a) A licensed building work contractor who is carrying out the work or who is in charge of carrying out the work; or
- b) If there is no such licensed building work contractor, the owner of the swimming pool (within the meaning of Section 71AA of the Act),

must ensure that the construction of all relevant safety fences and barriers is completed within 2 months of the completion of the construction of the swimming pool.

#### **5. PUBLIC AVAILABILITY OF POLICY**

The public may inspect a copy of the policy, without charge, at the offices of the Council during normal office hours, and may obtain a copy for a fee fixed by the Council, if any. Further enquiries in relation to the policy should be directed to the Chief Executive Officer, telephone 8628 2004.

#### **6. REVIEW OF POLICY**

The Council may review this policy from time to time, however it is anticipated that a review of the policy will be under taken after 2 years. Council has the right to review this policy at any time, if considered desirable.