

# Application for Issue of a Certificate under Swimming Pools Act 1992

(Relating to the Swimming Pool Safety Barrier)



This is an application for the issuing of a Certificate of Compliance or a Certificate of Non-compliance relating to a swimming pool or a spa safety barrier in accordance with the requirements of the **Swimming Pools Act 1992**.

I/we are applying for a:  Certificate of Compliance  Certificate of Non-Compliance  
for the purpose of:  Sale of property  Tenancy lease agreement  Other

## Property details

Address of Property \_\_\_\_\_

Lot(s) \_\_\_\_\_ DP(s) \_\_\_\_\_

## Owner details *(The names and signatures of all owners should be shown in this section)*

Owner's name \_\_\_\_\_

Address \_\_\_\_\_

Signature of Owner/s \_\_\_\_\_

Date \_\_\_\_\_

/ /

## Application details *(Owner's consent must be provided if you are not the property owner)*

Applicant's Name \_\_\_\_\_

Address \_\_\_\_\_

Postcode \_\_\_\_\_

Telephone ( ) \_\_\_\_\_

Mobile ( ) \_\_\_\_\_

Email \_\_\_\_\_

Preferred method of receiving completed certificate

Post

Email

Signature of Applicant/s \_\_\_\_\_

Date \_\_\_\_\_

/ /

## Access for Inspection *(Access for internal inspection must be made available)*

Access details \_\_\_\_\_

Contact name \_\_\_\_\_ Contact phone no ( ) \_\_\_\_\_

I understand that by signing this form above, that I give permission to Council's Officer to enter the property for purpose of inspection of the swimming pool.

## Office Use Only

Application no \_\_\_\_\_

Receipt no \_\_\_\_\_

CCO name \_\_\_\_\_

Date \_\_\_\_\_

/ /

## NOTES

### Fees

The application fee for this certificate is \$150.00 for lodgement which includes the initial inspection. If an additional inspection is required, an additional fee of \$100.00 is to be paid prior to issuing the certificate as outlined under the Swimming Pools Amendment Act 2012.

### Privacy

The information provided in this application and supporting documentation is required to enable it to be assessed by Council and relevant State agencies. The information may be advertised to the public for comment and the public may be entitled to inspect the application and any associated documents under Section 12 of the Local Government Act 1993. Additionally, an image of the application and any associated documents may be placed on Council's website for public access. In collecting, using and disclosing the information on this form, Council is bound by the obligations of the Privacy & Personal Information Protection Act 1998.

### Rights of Appeal

You are entitled to appeal to the Land & Environment Court should Council determine to refuse the application.

### Swimming Pools Act 1992 – Section 22D

- (1) The requirements for the issue of a certificate of compliance in respect of a swimming pool are that:
  - (a) the swimming pool is registered under Part 3A, and
  - (b) the swimming pool complies with the requirements of this Part.
- (2) A local authority or an accredited certifier must issue a certificate of compliance in respect of a swimming pool if the local authority or accredited certifier:
  - (a) has inspected the swimming pool under this Division, and
  - (b) is satisfied that the requirements for the issue of a certificate of compliance have been met.
- (3) A local authority or an accredited certifier must not issue a certificate of compliance except as provided by subsection (2).
- (4) A local authority or an accredited certifier may refuse to issue a certificate of compliance until any fee payable for the inspection has been paid.
- (5) A certificate of compliance in respect of a swimming pool is to be issued to the owner of the premises on which the pool is situated in a form approved by the Director-General.
- (6) A certificate of compliance remains valid for a period of 3 years from the date on which it is issued but ceases to be valid if a direction is issued under section 23 in respect of the swimming pool to which the certificate relates.
- (7) A local authority or accredited certifier that issues a certificate of compliance in respect of a swimming pool must ensure that details of the certificate are entered on the Register, by providing the details to the Director-General in a form approved by the Director-General.
- (8) The regulations may make provision for or with respect to the time and manner in which any such information is to be entered on the Register.

### Swimming Pool Registration

All pool owners were required to register their pool by 29 October 2013. If you have not registered your pool, you will need to complete this process prior to lodging an application for Certification of a Swimming Pool. Registration can be completed online at [www.swimmingpoolregister.nsw.gov.au](http://www.swimmingpoolregister.nsw.gov.au)