

# Swimming Pools Act 1992

## Application for Exemption

Sections 22 Swimming Pool Act 1992

Effective from July 2022 to June 2023

**File reference:**  
(Office Use Only)

### About this form

Use this form to request an exemption from the barrier requirements of *the Swimming Pools Act 1992* that are impracticable or unreasonable or alternative provision, no less effective than the requirements of the Act, exists for restricting access to the swimming pool.

Please call our Customer Service Centre on (02) 9391 7000 for any assistance.

### Applicant's details

**Title:**

**Full name:**

**Company name:**  
(if applicable)

**Company contact:**  
(if applicable)

**ABN / ACN:**

**Address:**

**Phone:**

**Email:**

I the undersigned hereby apply to Woollahra Municipal Council for an exemption to all or any of the requirements of the *Swimming Pools Act 1992* pursuant to Section 22 of *Swimming Pools Act 1992* & hereby declare that the information provided with this application is accurate and correct.

**Applicant's signature**

**Date**

### Owner's details & consent

**Title:**

**Full name:**

**Address:**

**Phone:**

**Email:**

As the owner(s) of the property subject to this application I/we consent to the lodgement of this application.

**Owner's signature**

**Date**

## Site details (Location and title description of the property)

Full address:

Lot(s):

Section:

Deposited  
Plan(s):

Strata  
Plan:

## Swimming pool details (Type and age of pool(s))

Type of pool(s):

- In-ground concrete       In-ground fibre glass       In-ground other  
 Above ground concrete       In-ground spa       Above ground spa

Date pool was constructed or installed:

## Supporting documentation

Information required

1. A site sketch showing the location of all buildings, including outbuildings, the location of the pool(s), fences, gates and doors/windows providing access or likely to provide access to pool areas must accompany this application.
2. A written submission/statement detailing the particular circumstances of the case that:
  - (a) explain the reasons why it is impracticable or unreasonable (because of the physical nature of the premises, because of the design or construction of the swimming pool or because of special circumstances of a kind recognised by the regulations as justifying the granting of an exemption) for the fencing to comply with all the requirements of the Swimming Pools Act 1992, or
  - (b) details the alternative provisions, no less effective than those requirements, that are provided in the *Swimming Pools Act 1992*, that exist for restricting access to the swimming pool.

Evidence of registration

- Attach evidence of the registration of the swimming pool under Part 3A of the *Swimming Pools Act 1992*.

Advice to applicant

Pursuant to Clause 15 of the *Swimming Pools Regulation 2018* the applicant's attention is drawn to the following;

“(1) A local authority:

- (a) that refuses to grant an exemption under section 22 of the Act in respect of a swimming pool, or
  - (b) that imposes conditions on an exemption under section 22 of the Act in respect of a swimming pool, must cause notice of the decision to be served on the owner of the premises in or on which the swimming pool is situated.
- (2) Such a notice:
- (a) must give reasons for the decision, and
  - (b) must state that the owner of the premises is entitled to appeal to the Land and Environment Court from the decision of the local authority.”

## Checklist

1. Have you fully completed this application form.  Yes  No
2. Have you attached a site sketch providing the required details  Yes  No
3. Have you attached your written submission/statement detailing the particular circumstances of the case to support your application for an exemption  Yes  No

**IF YOU ANSWERED “NO” TO ANY QUESTIONS DO NOT SUBMIT THE APPLICATION**

## Fees

The fee for this application is \$250.00, in accordance with Clause 13 of the *Swimming Pools Regulation 2018*.

**Privacy and conditions of use**

For more information about Privacy & Personal Information Policy: [www.woollahra.nsw.gov.au/privacy](http://www.woollahra.nsw.gov.au/privacy).

**Lodgement details**

**Who to contact:** The Building & Compliance officer handling your application in the Compliance section.  
*If you wish to discuss a proposal with one of our Building & Compliance officers, it's essential that you arrange an appointment. We recommend that you consult with a Council Building & Compliance officer before lodging this application.*

**Mail to:** Woollahra Municipal Council  
 PO Box 61 Double Bay 1360

**In person:** Council Chambers  
 536 New South Head Road  
 Double Bay NSW 2028

**Email:** [records@woollahra.nsw.gov.au](mailto:records@woollahra.nsw.gov.au)

**Telephone:** (02) 9391 7000

**Website:** [www.woollahra.nsw.gov.au](http://www.woollahra.nsw.gov.au)

**Payment methods:**

Payment can be made at our Customer Service Department by the following methods: cash, EFTPOS, Money Order cheque (make cheques payable to Woollahra Council), or credit card – American Express, MasterCard or Visa.

Credit card payments will incur a processing fee.

<b>OFFICE USE ONLY</b>	<b>Fee type</b>	<b>Fee</b>	<b>Receipt code</b>
To be completed by Council's Cashier and Customer Service Officer. <i>GST is not applicable.</i> <i>Retain your receipt as proof of lodgement of the application</i>	Application fee	\$250.00	T132
	<b>Total:</b>		
<b>Cashier:</b> <input type="text"/>		<b>Date:</b> <input type="text"/>	

**Building & Compliance Officer's assessment:**

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**Building & Compliance Officer's recommendation:**

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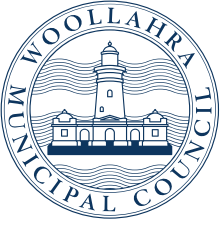
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# Payment Form

## Payment methods

Payment in person at Council's Customer Service Centre can be made in cash, EFTPOS, cheque or money order or credit card (American Express, MasterCard and Visa).

## Payment details

All credit card payments will incur a processing fee of 0.55%.

Separate cheques are required for integrated development fees to the relevant body. Cheques and money orders are payable to **Woollahra Council**.

Payments should be sent to Woollahra Council at: 536 New South Head Road DOUBLE BAY NSW 2028;  
PO Box 61 DOUBLE BAY NSW 1360

## Privacy notice

The personal information in this form is required under the Environmental Planning and Assessment Act 1979 and will only be used for processing of payments. If you do not provide the information, Council will not be able to process your payment and application. Payment information is restricted to Council officers. Council is to be regarded as the agency that holds the information. You may request amendment of any personal information held by Council that is incorrect.

## Payment particulars

Payment for:

Council reference:

Application address:

## Credit card details

Card type:

Visa

MasterCard

American Express

Card number:

Cardholder name:

Expiry date:

Total amount paid \$:

CVV:

Cardholder signature:

Contact number

## OFFICE USE ONLY

Cashier's name:

Cashier's signature:

Payment processed: Yes

No

Date: