

Exemption from Swimming Pool/ Spa Barrier Requirements

Issued under Section 22 of the Swimming Pools Act 1992

Before submitting this form, please contact Council's Planning Section on 1300 292 442 to discuss your individual circumstances.

Note 1: The application must be accompanied by a fee as per [Council's Fees and Charges](#).

Note 2: Should Council fail to finally determine the application within 6 weeks after it is made, then the local authority is taken, for the purposes of any appeal proceedings, to have refused the application.

Note 3: Should Council refuse the application for an exemption, or is taken to have refused the application, or imposes a condition on an exemption, the owner of the premises on which the relevant swimming pool is situated is entitled to appeal to the Land and Environment Court against the local authority's refusal or against the condition.

Property Details

Lot No: Section No: DP No:

Postal Address:

Suburb: Postcode:

Applicant Details

Title: Name: Surname:

Postal Address:

Suburb: Postcode:

Phone: Email:

Signature: Date:

Signature: Date:

Office Use Only

App No: Date: Receipt: Fee: CSO:

Application Details

State the swimming pool requirement/s from which you are requesting to be exempt.

State the reason/s why it is impractical or unreasonable for the swimming pool to comply with the requirement/s.

Possible reasons may be due to the physical nature of the premises; the design or construction of the swimming pool; an adult occupier of the pre-mises in or on which a swimming pool is situated would (because of physical impairment of the occupier) be significantly impeded in gaining access to the swimming pool etc.

State your proposed alternative provision for restricting access to the swimming pool

(Note: the alternative provision must be no less effective than the requirement/s)