

# Swimming Pool Exemption

made under Section 22 of the *Swimming Pools Act 1992*



## Application Form

### Lake Macquarie City Council

Telephone: 02 4921 0333 (8.30 am to 5.00pm)

Facimile: 02 4958 7257

Email: [council@lakemac.nsw.gov.au](mailto:council@lakemac.nsw.gov.au)

Website: [www.lakemac.com.au](http://www.lakemac.com.au)

### Lodgment Options

Mail: Box 1906, Hunter Region Mail Centre, NSW 2310

In person: Customer Service Centre

at 126 - 138 Main Road, Speers Point (8.00 am to 5.00pm)

### NOTES

1. You must include all information requested on this form, as it applies to your application. Incorrect or incomplete details may lead to delays in processing your application.
2. Fees payable are outlined in Council's Fees & Charges Policy.
3. Council's Privacy Management Plan is available on the City's website [www.lakemac.com.au](http://www.lakemac.com.au).
4. Third parties may request access to, and copies of, the information held by Council relating to this application, in accordance with the Government Information (Public Access) Act 2009.
5. **An image of this form, and any related documentation, will be publicly available on the City's website [www.lakemac.com.au](http://www.lakemac.com.au).**
6. **You can track the progress of your application – log on to [www.lakemac.com.au/oneservices](http://www.lakemac.com.au/oneservices).**
7. Entry onto Land: You are advised that access to your property may be required by Authorised Officers of Council in order for them to process your application and determine compliance with any approval that may be issued. By the submission of this application or by authorising its submission by another person/s it is assumed you are giving approval of entry to your premises to Council staff. Should access be required, staff may make contact with you beforehand to make the necessary arrangements. See Section 27A of the Swimming Pools Act 1992 for more information.

### APPEAL RIGHTS

- a. if the local authority fails 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, and
- b. if the local authority refuses 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.

### SUBJECT LAND

Please ensure the land the swimming pool is located upon is described accurately and in full.

House no(s)	Street(s)	Suburb	Lot(s)	Section(s)	DP(s)/SP(s)

### OWNERS AUTHORISATION

Note: Only the owner of the subject property can apply for a Swimming Pool Exemption. All correspondence will be issued to the owner.

Name(s)

Postal address

Daytime phone  Fax

Mobile  Email

Contact number for access arrangements

### PROPERTY OWNER(S)

I/we consent to the applicant identified on this form, to lodge this application with Lake Macquarie City Council (LMCC).

I/we consent to authorised officers of LMCC to access my/our property in order for them to process this application and determine compliance with any consent that the Council may issue.

Name(s) (please print)

Signature(s)

*All registered property owners of the land must sign. In the case of a Company, the consent of the authorised person and also identify position held.*

**POOL DETAILS**

Type of Property:       Waterfront       <230sqm       <7.2 hectares       Other

Type of Pool:       Above ground       Spa / hot tub       Indoor       In ground

Year of pool construction / alteration:       pre 1 August 1990       1 Aug 1990 - 31 Aug 2008  
    1 Sept 2008 - 31 March 2013       After 31 March 2013

**Exemption requested** *(if insufficient space, attach a separate sheet)*

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**Reasons to support request** *(if insufficient space, attach a separate sheet)*

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**Proposed alternative safety measures** *(if these are proposed, clearly describe the measures, if insufficient space, attach a separate sheet)*

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**PROPERTY SKETCH**

Required information includes street name, orientation, all existing buildings including their use, existing fencing including height and type, any other child-resistant barriers to pool access and location of the pool.

*(If sufficient space, attach property sketch on a separate sheet)*

A large, empty rectangular box with a thin black border, intended for a property sketch. It occupies the majority of the page's vertical space below the text.