

SWIMMING POOL EXEMPTION APPLICATION FORM

Made under Section 22 (1) Swimming Pools Amendment Act 2012

Property Key: Office Use Only

Swimming Pool Application No:

Date Received:

161694.2014 (JULY 2016)

LEGAL REQUIREMENTS REGARDING INFORMATION PROVIDED TO COUNCIL

Council is obliged under s.6 of the *Government Information (Public Access) Act 2009* to publish details of all development applications (including names of applicants and owners) and any associated documents on the website, except for floor plans of any residential parts of a building. Please note that the information provided by you on this form will be used by Council or its agents to process this application and it can be made available, as required by law, to other government agencies. Under the *Privacy and Personal Information Protection Act 1998*, some personal information provided on this form, such as phone numbers, will not be published on Council's website. Information regarding access to or publication of information by Council, can be referred to Council's Privacy Contact Officer.

Address details

Shop/Unit No:

House No:

Office Use

Street:

Suburb:

Postcode:

Lot No:

Deposited / Strata Plan No:

Section:

Exemption Details

Application for an exemption from the requirements of Part 2 of the Act (ie to restrict access to the swimming pool) for the following reasons:

Note: For an exemption to be granted, Council must be satisfied that:

- (a) It is impractical or unreasonable for the swimming pool to comply with Part 2; and
- (b) Alternative provision, no less effective than these requirements, exist for restricting access to the swimming pool.

A detailed plan (preferably to scale) must be submitted, showing the location of the swimming pool, the location and height of existing and proposed barriers and any existing structures or the like.

NSW Swimming Pool Register Registration Certificate No:

Advice for Applicants

Applicants are advised that:

If Council refuses the application for an Exemption Certificate, 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 Council's refusal or against the condition.

If Council fails to finally determine the application within 6 weeks after it is made, then Council is taken, for the purposes of any appeal proceedings, to have refused the application.

Digital requirements and naming convention

- **Applications without a correctly formatted CD digital data disc or USB drive will not be accepted. These will be checked by Council before accepting the application**
- All documents (including written documents) and plans for all applications must be submitted on CD or USB and not password protected.
- **Each plan and each document must be single sided** and must be submitted as a **separate PDF** file and **named separately** eg Application form, site plan etc.
- **Signatures are not to be placed on supporting documents or plans** ie Waste Management Plan, Statement of Environment Effects, floor plans, site plans etc
- Individual files for each application must not exceed 20 MB. Large files must be split into smaller size files.
- **Standard documents are required under 400dpi resolution whether they are single pages or multipage documents and must not exceed 500MB in size.**
- File names for the electronic file are to be titled using the naming convention outlined below and where possible in alphabetical order, naming each document and plan individually, including the application form: **ie Document Type + Property Address and saved in PDF format.**

Example:

- *Swimming Pool Exemption form – 33 Moore Street Liverpool.pdf*

Does the CD or USB contain files which are named correctly and the content exactly matches all hardcopies and documents submitted with this application?

Yes No

Office
Use

Owner's consent and declaration

Note: Pages 3 – 4 are not available for viewing on Council's website

Family Name(s)/Surname(s) (or company & ACN):		Office Use
Full Given Names or Company Contact Person:		
House/Unit No:	Street:	
Suburb:	Postcode:	
Home Phone:	Business Phone:	
Fax:	Email:	

Owner(s) Declaration

I/we own the subject land, consent to this application and consent to Council officers entering the premises during normal office hours for the purpose of conducting inspections relative to this application. I/we accept that all communication regarding this application will be through the nominated applicant.

Yes No

Signature(s):	Date:	<input type="checkbox"/>
Name(s)		

Owner(s) consent requirements

- If you are signing on behalf of the owner as the owner's legal representative, you must state the nature of your legal authority and attach documentary evidence eg Registration of Power of Attorney, executor, trustee etc
- Strata Title/Body Corporate – If the property is a unit under strata title or a lot in a community title, then in addition to the owner's signature, the following must be provided if any works are proposed on common property:
 - (a) Common seal of the Body Corporate must be stamped on this form over the signature of the owner and signed by the chairman or secretary of the Body Corporate
- If the property has been recently sold, documentary evidence of the sale must be provided such as the Certificate of Title or a letter from your solicitor confirming settlement or the previous owner(s) providing owner's consent.

Documentation checklist

Note: Pages 3 – 4 are not available for viewing on Council's website

Copies of documents required:	<input type="checkbox"/>
<ul style="list-style-type: none"> • 2 hardcopies of all documents are required • Digitalised CD or USB is required for all applications. Please note that Council is unable to accept this application without a digitalised CD or USB, in the required format attached. 	

Office Use Only:

Fee Type	Application	\$	Receipt No.	Date	<input type="checkbox"/>
AP/MISC/SP					
Swimming Pool Exemption Fee					
TOTAL					<input type="checkbox"/>