

## APPLICATION FOR CERTIFICATE OF COMPLIANCE FOR SWIMMING POOL

Section 22D, *Swimming Pools Act 1992* and/or Section 31 *Building and Development Certifiers Act 2018 (NSW)*

APPLICATION NUMBER:

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### PART 1 - APPLICANT'S DETAILS

Title: Mr  Mrs  Miss  Ms  Other

Family name (or company):

Given names (or ACN):

Postal address:  Postcode:

Phone: (w)  (h)  (m)

Contact person:  Email:

Signature(s):  Date:

Application is hereby made for a Certificate of Compliance under s22D of the *Swimming Pools Act 1992* in relation to the swimming pool located on the property identified below by:

**Delete  
whichever  
is not applicable**

- the owner of the building, or part, or the owner's solicitor, architect or agent
- the purchaser under a contract of sale of property which comprises or includes the building, or part, or the purchaser's solicitor or agent
- a public authority which has, before making this application, served a copy of the application on the owner
- a lawful occupier of Crown Lands which comprise or includes the building or part, being a person to whom the lands are lawfully contracted to be sold, or
- a person with the consent in writing of the owner of the building or part or the owner's solicitor or agent.

### PART 2 - PROPERTY ADDRESS OF SWIMMING POOL

*(These details can be obtained from land ownership details or from Council's rates notice(s). If unsure, ask us for assistance).*

Unit no.:  House no.:  Street:  Town:

Lot(s):  Section:  DP/SP:

**Attach a copy of the Certificate of Registration obtained when you registered your pool online.**

### PART 3 - CONSENT OF LAND OWNER(S)

*(All persons or other legal entities who own the subject land(s) must give their written consent to this application. Attach a separate sheet, if necessary. If the owner is a company or owners' association, must be signed by a director or secretary. If you have acquired this property within the last six months, please provide a copy of your Notice of Sale/Transfer or Certificate of Title).*

As owner(s) of the land to which this application relates, I/we consent to this application. I/we also give consent for authorised Council officers to enter the land/premises to carry out inspections.

	Name	Address	Signature	Date
1.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
2.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
3.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**PART 4 - CONTACT DETAILS FOR ACCESS TO PREMISES**

Name:

Phone (work):  (Home):

Mobile:

**PART 5 – POOL INFORMATION**

Please tick the type of swimming pool located at the above property:

- In-ground       Indoor       Spa pool  
 Above-ground       Outdoor      Year of construction/alteration of pool:

Describe the existing development on the land (eg, dwelling house, dual occupancy, tourist and visitor accommodation):

If this application is for the purpose of a mandatory inspection under Section 22B of the *Swimming Pools Act 1992*, please identify the reason for the inspection:

- Sale or lease of property  
 Tourist or visitor accommodation or more than two dwellings

## PART 6 – PROPERTY SKETCH

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

**APPLICANTS ARE ADVISED THAT:**

1. You are entitled to appeal to the Land & Environment Court against Council’s refusal of this application, should that situation arise.
2. For the purposes only of any appeal proceedings arising in connection with an application under Section 22D of the Act, Council is taken to have refused the application if it has not finally determined the application within six weeks after the application.
3. **Local authority must grant Certificate of Compliance if swimming pool complies with Section 22D of the [Swimming Pools Act 1992](#).**
  - 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 three 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 Register-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.
4. **Fee for application for exemption**

The fee for the application for exemption is in accordance with [Council’s current fees and charges](#).

OFFICE USE ONLY	
File no.:	<input type="text"/>
PIN(s):	<input type="text"/>
Receipt no.:	<input type="text"/>
Application no.:	<input type="text"/>
NSW registration no.:	<input type="text"/>
Fee: \$	<input type="text"/>
Reinspection fee: \$	<input type="text"/>
Date of receipt:	<input type="text"/>