

What is a Class 10b Swimming Pool?

A Class 10b swimming pool is defined as an excavation or structure:

- Capable of being filled with water to a depth of 300mm or more, and
- Capable of being used for swimming, bathing, wading, paddling or some other human aquatic activity, and
- Solely or principally used, or designed, manufactured or adapted to be solely or principally used, for the purposes mentioned above and includes a spa pool, spa tub or similar thing (whether portable or fixed) and a wading pool (other than a portable wading pool as defined by the *Building Act 1975*).

How do I Lodge a Development Application?

To lodge a properly made Development Application, you will need to provide:

- 1) Completion of [DA Form 2](#)
- 2) [Plans of the swimming pool](#) (including Site, Fencing and Pool Hull (where in ground))
- 3) Payment of [Council Fee](#)
- 4) [Payment of Queensland Home Warranty Scheme Insurance](#) (where building work is over \$3,300) new work, and
- 5) Owner-builder Permit (if the owner is proposing to carry out the work and the work is valued at over \$11,000).

To avoid an Information Request or delays in the assessment of your application, you will also need to provide:

- 1) Building setbacks in accordance with the Mandatory Part(s) of the [Queensland Development Code \(QDC\)](#)
- 2) [Mine Shaft Search](#), and
- 3) [Form 15 Design Certificate](#) by a Registered Professional Engineer of Queensland for the structural components of the pool including any structural design plans and/or details.

If my Swimming Pool is Above Ground, do I need to Fence the entire Perimeter?

No. Where the walls of an above ground swimming pool are equal to or exceeds 1200mm above ground level and the sides of the swimming pool do not have any climbable objects as defined in the pool safety standards, only a designated swimming pool access point is required. The access point must be enclosed by a complying pool barrier with a compliant self-closing gate.

How can I Arrange an Inspection?

Council's Building Certifier is available between 8:30am – 4:30pm upon appointment. The Development Permit is afforded a single inspection however, if you exceed this then additional costs may apply dependent on your development's location.

In order for Council to perform its statutory obligation under the *Building Act 1975*, an inspection of the pool work will be required to be conducted at the earlier of the following:

- 1) 6 months after the date of approval, or
- 2) 2 weeks prior to the development approval lapsing.

The information collected on this form will be used by the Charters Towers Regional Council for the purpose of processing and assessment of your application/request. Your personal details will not be disclosed for a purpose outside of Council protocol, except where required by legislation (including the *Right to Information Act 2009* and *Information Privacy Act 2009*). This information will be stored on Council's database. The information collected will be retained as required by the *Public Records Act 2002*.

When do I Receive the Final Certificate?

The builder for a project is required to give notice to the Building Certifier when the Building Work is completed so that a final inspection can be carried out. The final inspection is required to ensure that all works (including the fencing) comply with the Development Permit. Upon completion of the final inspection and, if all works are considered compliant, the Building Certifier will issue a Final Certificate.

It is only once the Final Certificate has been received for the Class 10b swimming pool that the pool may then be filled for use.

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