

## 1. FENCING OF SWIMMING POOL EXEMPTIONS

### 566 BUCHANANS ROAD – NON-COMPLYING HINGED DOORS

The Committee had before it a report from the Building Enforcement Officer regarding an exemption for a non-complying hinged door leading to a pool area, pursuant to the Fencing of Swimming Pools Act 1987.

The Committee **resolved** that a dispensation be granted subject to the following conditions:

- (i) The first closing door (of two) being able to be locked in a closed position and the second closing door being fitted with a self-closing and self-latching device, such devices being positioned at least 1.5m above the floor.
- (ii) That the applicant be advised that the remainder of the immediate pool area must be fenced in accordance with the Fencing of Swimming Pools Act 1987 and amendments and that the applicant's attention be drawn to clause 8(3) of the Act quoted below for the benefit of determining his/her obligations under the Act:

*“Every person who has possession of the property on which any pool to which this Act applies is situated shall ensure that the pool is not filled or partly filled with water at any time when the person knows or could reasonably be expected to know that any obligation imposed by this section on that or any other person is not being complied with.”*