



Public Swimming Pools Bylaw 1992

South Taranaki District Council



South Taranaki
Alive with opportunity



PUBLIC SWIMMING POOLS BYLAW 1992 SOUTH TARANAKI DISTRICT COUNCIL

1.0 Title

- 1.1 This Bylaw is made under Section 145 of the Local Government Act and shall be known as the South Taranaki District Council Public Swimming Pools Bylaw 1992.

2.0 Commencement

- 2.1 This Bylaw shall come into force on 13 July 1992 and has been renewed from 17 March 2008. This Bylaw has been amended on 30 September 2013 and the amendments shall come into force on 1 November 2013.

3.0 Purpose

- 3.1 The purpose of this Bylaw is to ensure a safe and hygienic swimming pool operating environment consistent with New Zealand best practice and customer behaviour is consistent within a family recreation environment.

4.0 Interpretation

- 4.1 In this Bylaw —

Authorised Officer means any person appointed by the Chief Executive of the Council for purposes of acting as an Authorised Officer under this Bylaw.

Council means the South Taranaki District Council.

Public Swimming Pool (hereinafter called **Swimming Pool**) means any swimming pool under the control of the Council for use by the public or any section thereof and includes every portion of any premises used in connection with such purposes.

5.0 Fees and charges

- 5.1 From time to time, the Council shall by resolution determine the fees and charges for the admission and or use of the swimming pool and its associated facilities and services.

6.0 Restricted use of swimming pool

- 6.1 The Council may close any swimming pool or any part thereof to the public for any period or periods for the purpose of holding swimming competitions, sports or other such events and maintenance.

7.0 Teaching and Coaching

- 7.1 No swimming pool facility may be used for the coaching or teaching of water based recreation without the prior permission of the Council.
- 7.2 The Council may grant rights or permissions to use any swimming pool facility, or parts thereof, for the purpose of coaching or teaching any water based recreation, at its discretion.
- 7.3 The Council may cancel or refuse to grant or renew such rights or permissions in any case without assigning any reason.
- 7.4 The Council may at any time reserve to itself any rights to use the swimming pool facility for the purpose of teaching or coaching and itself arrange for such teaching or coaching under such terms and conditions as it may decide.

8.0 Children under the ages under the age of 8 years

- 8.1 Children under the age of eight years shall not be permitted to enter any swimming pool facility unless in the charge of a person who is at least 16 years of age and is in active supervision of that child and able to provide immediate assistance.

9.0 Dogs Excluded

- 9.1 No person using or entering the swimming pool facility shall cause or allow any dog belonging to them, or under their control, or accompanying them, to enter or remain in any swimming pool or pool environment, except as prescribed by Section 75 of the Dog Control Act 1996.

10.0 Swimming Costume to be worn

- 10.1 A recognised swimming costume, identified at the discretion of an Authorised Council Officer, must be worn at all times whilst using the swimming pool.

11.0 General restrictions in the use of Swimming Pools

- 11.1 No person shall smoke in any swimming pool facility, inclusive of the pool surrounds.
- 11.2 No person shall consume alcoholic drinks or use drugs within the defined area of any swimming pool facility, including car parks.
- 11.3 No person may enter, remain in or use any swimming pool –
 - a) When under the influence of drugs or alcohol.
 - b) When wearing any medical dressing, bandage, sticking plaster or any other adhesive material.
 - c) Who has any open wound, skin abrasion, eruption or other skin condition, or any communicable disease that the Authorised Council Officer may, at his discretion, disallow from the pool for public health protection reasons.

11.4 No person within the swimming pool facilities may use any indecent, obscene or insulting language or behave in any indecent, offensive, disorderly or improper manner.

12.0 Offences

12.1 Any person, who in the opinion of an Authorised Officer, commits or creates a nuisance or any other breach of any of the provisions of this Bylaw must upon request of the Authorised Officer, immediately leave the facility, and may be prohibited from re-entering the facility for such period as the Authorised Officer deems fit; but shall nevertheless be liable also for the penalties of breaching the Bylaw. Failure to leave the facility when instructed to by an Authorised Officer shall constitute further offence.

12.2 Every person commits a breach of this Bylaw who:

- a) Does, or causes anything that is contrary to this Bylaw
- b) Omits or neglects to do anything which ought to be done by them at the time and in the manner provided in this Bylaw
- c) Does not refrain from doing anything which under this Bylaw they are required to abstain from doing
- d) Knowingly permits any condition or thing to exist contrary to any provision contained in this Bylaw
- e) Refuses or neglects to comply with any notice or direction given to them under this Bylaw
- f) Obstructs or hinders any Authorised Officer in the exercise of any power conferred upon them by this Bylaw; or
- g) Fails to divulge their full name, address and date of birth or other relevant information when requested to do so by an Authorised Officer.

13.0 Penalties

13.1 Every person who is convicted of an offence against this bylaw is liable to a fine not exceeding \$20,000.

This Bylaw was made by the South Taranaki District Council on 13 July 1992.
This Bylaw was renewed by the South Taranaki District Council on 17 March 2008.
This Bylaw was amended by the South Taranaki District Council on 30 September 2013.

THE COMMON SEAL of the SOUTH)
TARANAKI DISTRICT COUNCIL was)
hereto affixed by resolution)
of the said Council in the)
presence of:)



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Mayor



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Chief Executive