

# Fact Sheet

## Swimming pools in Logan

### Do I need to fence my swimming pool?

*My pool has rubber sides; my swimming pool is an above ground pool; it's only a kid's pool! I only have a Spa!*

The answer to all the questions above is **Yes**. All types of swimming pools including spa pools need a building approval and final certificate for the fencing.

As the owner of a pool you must keep up the maintenance of your pool fence to stop kids from drowning.

You must:

- ensure your pool fences follow the pool safety standards.
- maintain the pool fence and gate.
- remove any objects (such as furniture) that would allow children access to the pool.
- repair any damage immediately.



### Think twice about buying a portable pool.

Consider using a public pool instead – it's cheaper than a fine for having an unfenced portable pool!

### What type of portable pool can I have without a pool fence?

The only portable pool that is allowed without a pool fence is a small wading pool that:

- cannot be filled more than 300 millimetres deep (ruler height), and
- cannot hold more than 2000 litres of water (about seven bathtubs), and
- has no filtration system (pump and filter).

### What will happen if I don't fence my swimming pool?

A child may drown, or you may face compliance action from Council such as an Enforcement Notice or even receive a fine.



## Building a pool

You will need building certification before starting the construction of a swimming pool or spa. You can apply for certification from a private building certifier.

Temporary fencing must be in place during the construction of your pool or spa. Your building certifier can tell you about appropriate barriers.

Additionally, you need to have the pool fence inspected by the private certifier to confirm the pool and fence meet the pool safety standard. The private certifier will issue a Final Certificate (Form 17) for the pool and fence if it complies as the final step in the approval process.

### POOL SAFETY SCENARIO

Robyn buys a blow-up swimming pool from a large retail store. There is small warning on the side of the blow-up swimming pool that states the purchaser should **check with the local council requirements** for keeping the pool. Robyn goes home and puts the swimming pool up without first checking with her local Council. Robyn believes the pool can be kept up because she doesn't have children and no children can gain access into her yard. *Wrong.* Robyn is now liable for an **on the spot fine** as she has a **dangerous, unfenced, unapproved swimming pool on her property.**

## What is a Pool Safety Inspector and where do I find one?

Pool Safety Inspectors issue pool safety certificates for existing pool fencing. A Pool Safety Inspector's role is to inspect pools to determine whether they meet the standard. If the pool is compliant, the inspector will issue a pool safety certificate (Form 23).

If the pool doesn't meet the standard, a nonconformity notice will be issued after the inspection, unless:

- the inspector reinspects the pool within two days after the initial inspection and is satisfied that the pool now complies: or
- the owner and Pool Safety Inspector agree that the inspector will carry out minor repairs within 20 business days of the original inspection.

If you have any doubts or questions about the inspection, ask the pool safety inspector for more information. Pool Safety Inspectors may also be able to offer fencing advice.

[Find a pool safety inspector](#)

## I live in a rental, who looks after my pool fence?

If you are a tenant, you must:

- ensure the pool gate closes completely every time.
- keep the pool gate closed at all times; do not tie it open, or place a chair against it
- remove any objects (such as furniture) that would allow children access to the pool.

Inspection of the pool fence should occur every 2 years. Your landlord or property manager is responsible for this.

## Where to go for more information

Swimming pool regulations and administration involve different parts of government. The following will assist with locating the required information:

**The Queensland Building Construction Commission (QBCC)** registers all swimming pools and pool safety certificates. They also licence those involved in the building and inspection of pools.

Logan City Council issues enforcement notices for fences in disrepair and **on the spot fines** for pool gates propped open.

Complaints about fencing can be made using our [Online Enquiries and Feedback Form](#) or by sending an email to [council@logan.qld.gov.au](mailto:council@logan.qld.gov.au).

### More Information:

Phone: 3412 3412

Email: [council@logan.qld.gov.au](mailto:council@logan.qld.gov.au)

Website: <https://www.logan.qld.gov.au>

### The QBCC

Phone: 139 333

Website: <https://www.qbcc.qld.gov.au>