

Proudly produced by
the Kulin Community
Resource Centre

M—F 9am-4.30pm

Phone 08 9880 1021

KULIN UPDATE

January 11, 2016

SPECIAL EDITION- Safety barrier requirements for pools, spa pools and portable pool rules



Your banking can make a difference

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1 You choose to bank with your locally-owned **Community Bank**[®] branch.

2 You select from a competitive range of banking products.

3

The local community shares in the income generated by your banking. The more you bank with us, the more the community benefits.

4

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KULINUPDATE



Kulin Update is proudly produced by the Kulin
Community Resource Centre

Monday to Friday 9.00am—4.30pm

CLOSED for lunch 12:30pm-1:30pm

Phone (08) 9880 1021

Manager: rcmgr@kulin.wa.gov.au

Front Counter: crccounter@kulin.wa.gov.au

Deadlines & editions

All articles & advertisements to be submitted no
later than the 3pm Tuesday deadline

NEXT DEADLINE

Tuesday 28th of January 2016

NEXT EDITION

Thursday 4th of February 2016

Advertising costs

Kulin Update 2015/16

Quarter Page	\$	15
Half Page	\$	20
Full page BW	\$	35
Full page Colour	\$	75

Members receive 25% off advertising cost.
Sports Clubs and Community Groups who
have a Membership receive a discount plus
three free B/W advertisements per
membership year.

Non member not-for-profit groups will receive
a 10% discount on advertising.

Thank you!

A very big thank you to everyone who has
contributed to this edition of the Kulin Update:

Julian Goldacre

Please keep sending in your information and
stories. We love reading them and so does our
community.

Kulin@crc.net.au

www.facebook.com/kulin.crc

kulin.wa.gov.au/main/community/resource-centre/

Disclaimer: The CRC takes no responsibility of the
content of contributions and any views expressed are
those of the contributor



Editorial

- This is a special edition of the Kulin Update, only containing information about new laws on swimming pool fences. The Kulin Update will be back to its normal format on the 4th of February 2016. With the deadline being a little earlier than usual on the 28th of January 2016.
- Don't forget about the Australia Day Awards happening at the Freebairn Recreation Centre from 8am onwards on the 26th of January. Please don't forget to RSVP for catering purposes. See flyer on page 7 for more information.
- Don't forget to get all new listings/amendments in by the end of January for the 2016 Kulin Phone Directory!! We haven't received many and we would hate for you to miss out.

Happy Birthday

JANUARY

12th	Shirley Wilson, Meggs Gibson, Kerry Lange
13th	Garry Whitehead, Lauren Franklin
14th	Greg Hadlow, Kendall Spurgeon
15th	Jock Carruthers, Jake O'Brien, Nadia Bull, Colleen Broad, Aryanna King
17th	Chloe Argent
20th	Tracey Noble
23rd	Ryan Brandis
24th	Brady Argent
26th	Dylan Winmar
27th	Shane Tyson, Kristy Ellis
28th	John Spark
29th	Rob Doust
30th	Michael Carmody
31st	Kyle Gleeson

FEBRUARY

1 st	Hayden Williams,
2 nd	Carlinea Savage, Allorah Bull
5 th	Brearna Phillips, Elana Frantom, Melanie Unicom
6 th	Chris Giles, Mary Ritchie
7 th	Trudi Harris-Quicke, Alysha Sloggett, Jacob King
8 th	Cameron King, Jamie Spencer
9 th	Edith Lucchesi
11 th	Len Hobson, Kurt Spurgeon, Eden Dearlove
12 th	Tom Wilson, Zina Poletti
13 th	Michael Wilson
16 th	Rod Diery
18 th	Peta West, Michelle Tys
20 th	Donald Bradford, Nahi Lewis
22 nd	Sam Lewis

PUBLIC NOTICE – Safety barrier requirements for pools, spa pools and portable pool rules

Any pool or spa pool (temporary, portable or the like) with a water depth of 300mm (30cm) or more is required by State law to have an approved barrier compliant with Australian Standard 1926.1 erected to protect children 5 years old and younger from drowning. There are some exemptions for above ground pools (the larger types) and spa pools and this must be assessed on site by a competent person, please do not assume or believe solely on the advice of the sales person that a barrier is not required.

The following information below answers the most common questions. Please contact the Shire of Kulin Environmental Health Officer on 0409 770 824 anytime to discuss if a barrier is required or if you want a second opinion on safety barrier requirements when purchasing a pool and/or spa pool.

Q. Does my portable wading pool require a barrier?

A. This is dependant of the following:

- If the portable wading pool is not more than 300mm deep when filled with water it does not fit the definition of a swimming pool under the *Building Regulations 2012* for a 'private swimming pool'. However, these still remain a potential danger to young children if water is not emptied immediately after use or adult supervision is not directly provided when the child is within the area in which the wading pool is situated; *however*
- As soon as the depth exceeds 300mm a barrier compliant to the Legislation will need to be installed, please contact the Shire to assist you in determining a compliant barrier.

Q. Does my above ground pool and/or spa require a barrier?

A. Yes. Unless the walls of the pool or spa pool are not less than 1200mm high and no climbable objects appear on the outside of the pool then a barrier is not required. For above ground type pools and spa pools the filtration, pumps and entry ladders will generally require a barrier and gate even though the height and outside surface of the pool walls or spa may comply.

Q. What is the definition of a spa pool is that different to a spa?

A. 'Spa pools can, by definition, include jacuzzis and outdoor hot tubs, however this does not include spa baths that are normally emptied after each use'. This definition is extracted from the Building Commission website document 'Rules for Pools and Spas'.

Q. I have recently purchased a cover for both my swimming and spa pool. Is this sufficient to comply with the barrier requirements?

A. No. Placing a cover over a swimming or spa pool does not meet the barrier requirements under the Regulations. When the cover is off there is no barrier. Your statutory obligations are to provide a compliant barrier to restrict access to the swimming or spa pool area by young children at all times. This definition is extracted from the Building Commission website document 'Rules for Pools and Spas'.

Q. What is my Local Government's role in relation to swimming pool barriers?

A. Under the *Building Regulations 2012* the State Government requires the Local Government to enforce barrier legislation for domestic swimming and spa pools. The Local Government is responsible for ensuring that when a new swimming or spa pool is installed that the appropriate barrier is installed prior to the structure being filled with more than 300mm of water.

Further, Local Governments are required to inspect swimming or spa pool barriers for compliance to the Legislation at least once in every 4 year period. Your Local Government is also responsible for the issuing of modified penalties or legal proceedings if a barrier is found to be non-compliant or work orders have not been complied with.

Local Governments can provide a key role is assisting pool owners to select the most appropriate barrier location and design based on the features of the pool/spa prior to its installation. This advice can assist you to ensure wrong placement or design to not become costly because of modification works,

infringements issued or in the worst case which we must avoid being a child suffering injury or loss of life to drowning due to a non-compliant pool and/or spa barrier. In December 2015 alone two children almost drowned and in one case a new pool was filled with more than 300mm of water yet not safety barrier was erected.

Q. What are the penalties for not installing or maintaining a barrier for swimming or spa pools?

A. Local Government is empowered to issue modified penalties on the spot for non-compliance; note if a pool and/or spa barrier is inspected and found to be non-compliant an offence under the *Building Regulations 2012* has already occurred. When a pool and/or spa pool barrier is inspected and found to be non-compliant the Local Government of Kulin prefers to work with people to notify them of the non-compliance and to have the matter rectified as soon as possible, you may be asked to empty the pool to less than 300mm depth to comply and avoid a modified penalty unless an approved temporary barrier is installed immediately. Please note that should a reluctance to provide and/or repair the safety barrier be experienced by the authorised officer then a modified penalty will be issued. It is permanently the responsibility of the owner to ensure that a compliant barrier is installed and maintained in a functional condition at all times.

- Upon inspection a Local Government may impose a penalty of **\$750.00** to the owner of the pool, temporary or not, without first issuing a defect/compliance notice; &
- The owner of the pool, temporary or not, who fails to comply with a defects/compliance notice risks the commencement of legal proceedings in which a maximum penalty of **\$5,000 + court costs** can be issued by the Magistrate. Note, should matters escalate to this stage the owner of the non-compliant or non-existent safety barrier for the swimming and/or spa pool will need to seriously consider what defence they intend to use to convince a Magistrate to not issue the maximum penalty, good luck.

Q. I currently rent my house which has a pool and/or a spa pool, who's responsible then for the barrier?

A. Landlords must ensure a pool or spa pool is appropriately safe in accordance with the *Building Regulations 2012* and residential tenancy laws. A landlord has an obligation to:

- arrange for urgent repairs necessary to avoid exposing a person to the risk of injury; and
- comply with all requirements applying to the premises in respect of building, health and safety laws.

Remember you may also have safety obligations for inflatable pools. The portable pool safety page provides further details; please visit the Department of Commerce WA website and search for 'Portable swimming pool safety'.

Q. What are the common issues of non-compliance found when the Shire of Kulin authorised officer inspects safety barriers for pools and spa pools I should be aware of?

A. In the first instance the answer this question can be found in full on the Building Commission website by doing a search for the document called 'Rules for Pools and Spas'. As a guide only, and is certainly not limited to, these are the most typically found non-compliance issues to date:

- Objects a child could climb within 300mm inside the pool fence and/or within a 1200mm arc measured from the top edge of the barrier outwards from the pool fence. Typical objects are pot plants, BBQs, furniture such as chairs and tables;
- Gate does not self-close within a reasonable time due to dry hinges (not lubed) and/or worn spring (or no spring in some instances);
- Gate does not automatically latch into the locked position when closed due to dry mechanism (not lubed) or miss aligned;
- Gate opens inwards towards the pool and/or spa pool, gates must open outwards now;
- Gaps between posts greater than 100mm;
- Barrier not the minimum required 1200mm from finished floor level;
- Opening mechanism not properly shielded or not 1500mm or higher;

- Above ground pool which has smooth sides 1200mm or higher is compliant but pump motor and/or pipes are not 1200mm away from side of pool and moveable stairs not enclosed in a barrier; &
- Spa pool has cover on it only; this is not a compliant barrier.

✓ The below two pictures is what can be interpreted as a 'result'; access for a young child is prevented:



Images courtesy Google images public webpage

Remember, if in doubt about the requirements for pool and spa pool safety barriers, do please contact the Shire of Kulin Environmental Health Officer on Mob: 0409 770 824 to assist in discussing what needs to be done, if at all. We are here to help.



CAMP KULIN

2016 JANUARY SCHOOL HOLIDAY PROGRAM



5-12 YEAR OLDS

Date	Time	Activity	Drop off/Pickup Location
Thursday 14 th January	10am-12pm	Cool Science Experiments	Kulin Retreat
	12.30pm-2.30pm	Movie Afternoon	Freebairn Recreation Centre
Friday 15 th January	10am-12pm	Cooking/Cake Decorating	Kulin Retreat
	12.30pm-2.30pm	Swimming/Pool Games	Kulin Aquatic Centre
Monday 18 th January	10am-12pm	Frisbee Golf/Ultimate Frisbee	Freebairn Recreation Centre
	12.30pm-2.30pm	Crafts	Kulin Retreat
Tuesday 19 th January	10am-12pm	Foosball/Gaga/Drumming	Kulin Retreat
	12.30pm-2.30pm	Swimming/Pool Games	Kulin Aquatic Centre
Wednesday 20 th January	10am-12pm	Camp Games	Freebairn Recreation Centre
	12.30pm-2.30pm	Quiz Afternoon	Kulin Retreat

Date	Time	Activity	Drop off/Pickup Location
Thursday 21 st January	10am-12pm	Party Games	Freebairn Recreation Centre
	12.30pm-2.30pm	Movie Afternoon	Freebairn Recreation Centre
Friday 22 nd January	10am-12pm	Camp Games	Freebairn Recreation Centre
	12.30pm-2.30pm	Swimming/Pool Games	Kulin Aquatic Centre
Thursday 28 th January	10am-12pm	Scavenger Hunt/Playground	Freebairn Recreation Centre
	12.30pm-2.30pm	Circus Skills/Human Hungry Hippos/Parachute Games	Freebairn Recreation Centre
Friday 29 th January	10am-12pm	Masterchef	Kulin Retreat
	12.30pm-2.30pm	Pool Party	Kulin Aquatic Centre

Cost: \$12 per session*

Supervision: Provided by the Camp Kulin team

***BOOKINGS ARE ESSENTIAL and can be made by contacting Ashlee (ckyouth@kulin.wa.gov.au or 9880 2000).

Last day to book in for January School Holiday Program is Monday 11th January 2016

Please note: Please ensure your child is dropped off and picked up promptly at the times indicated. For children registered for morning and afternoon sessions, supervision will be provided during lunch break, there is no need for them to be picked up in between session. Please provide a packed lunch with your child for these days.

*discount available for children attending all sessions.



Australia Day



kulin
shire
council

the kulin region

CELEBRATE Australia Day January 26, 2016



FREEBARIN RECREATION CENTRE

You are invited to celebrate Australia Day and the Premier's Australia Day Active Citizenship Awards Ceremony on January 26, 2016
Lions Club 'BIG AUSSIE BREAKFAST' at 8am
Awards Presentation Ceremony from 9am

Families, kids and seniors are all welcome to attend this community event

'BIG AUSSIE BREAKFAST' can be purchased for a nominated donation

PLEASE RSVP BY THE 20TH OF JANUARY FOR CATERING PURPOSES.



Premier's Australia Day Active Citizenship Awards presented by
Kulin Shire President **Barry West**

For further information please contact the Kulin CRC
on 9880 1021
crccounter@kulin.wa.gov.au



Community Calendar

January

11 th	Kulin Shire and Community Resource Centre opens from new building, KCCC Open
12 th	Dr in Kulin
14 th	Camp Kulin Holiday Activities
15 th	Dr in Kulin, Camp Kulin Holiday Activities
16 th	Camp Kulin Holiday Activities
17 th	Camp Kulin Holiday Activities
18 th	Camp Kulin Holiday Activities
19 th	Dr in Kulin
20 th	Camp Kulin Holiday Activities
22 nd	Dr in Kulin, Camp Kulin Holiday Activities
26 th	Australia Day Active Citizenship Awards
28 th	Camp Kulin Holiday Activities
29 th	Dr in Kulin, Camp Kulin Holiday Activities

Justices of the Peace

M Carmody	9880 4042
MT Lucchesi	9880 4050
JM McInnes	9880 1360
PJ Mullan	0427 831 041
R Noble	9880 1383
BW Sloggett	9880 9036

The WoolShed - Freshly prepared meals available dine in or takeaway 7 days a week. Corporate and party catering small to large jobs

Check The Chalk Board for Specials

The Kulin Hardware Café - Coffee, cakes, sandwiches and more Mon-Fri 8am-4.30pm

The Kulin Hotel - Mon 4 til late, Tues & Wed 11 til late (dinner only), Thu, Fri, Sat 11 til late (lunch and dinner, pizza Friday night), Sun 11am to 10pm (lunch and dinner) Lunches 12-2 & Dinners 6-8

IGA Opening Hours - Monday to Friday 6:30am -5:30pm Saturday 8:00am-11:30am

Sunday 8:00am-9:00am Public holidays **CLOSED**

Kulin Meats - Monday to Friday 8-5

Gourmet Meats, Range of Sauces, Japanese Bread Crumbs, Relishes and Good Quality Knives and Steels.

Church Services**Anglican Church**

8:30AM - 2nd and 4th Sundays each month

Uniting Church

10:30AM Morning Tea, 11:00AM Service Starts - 1st and 3rd Sunday each month

Catholic Church

6:00PM 1st Saturday each month

10:30AM 2nd and 4th Sunday each month

8:00AM 3rd and 5th Sunday each month