

LG302

**LOCAL GOVERNMENT ACT 1960
BUILDING AMENDMENT REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Building Amendment Regulations 1991*.

Principal regulations

2. In these regulations the *Building Regulations 1989** are referred to as the principal regulations.

[*Published in the *Gazette of 28 July 1989* at pp. 2261-93.]

Regulation 4 amended

3. Regulation 4 of the principal regulations is amended—

(a) in subregulation (1) by deleting the paragraph designation “(b)” in the second place where it occurs and substituting the following paragraph designation—

“ (d) ”; and

(b) in subregulation (2) by inserting before “building” in the second place where it occurs the following—

“ new ”.

Regulation 5 amended

4. Regulation 5 of the principal regulations is amended in subregulation (2)—

(a) by inserting after “provisions” the following—

“ of ”; and

(b) by deleting “Council” and substituting the following—

“ council ”.

Regulation 31 amended

5. Regulation 31 of the principal regulations is amended in paragraph (a) (ii) by deleting “infected” and substituting the following—

“ infested ”.

Regulation 38 amended

6. Regulation 38 of the principal regulations is amended by—

(a) repealing subregulation (1) and substituting the following subregulation—

“ (1) Except as provided by this regulation, the owner or occupier of any premises on which there is a swimming pool shall cause that swimming pool to be enclosed by a fence, wall, or building or any combination thereof, in accordance with the provisions of these regulations.

Penalty: \$5 000 and in addition a daily penalty of \$250 for each day during which the offence continues ”;

and

(b) inserting after subregulation (3) the following subregulation—

“ (4) This regulation does not apply to a swimming pool that—

(a) immediately before 28 July 1989 was enclosed in accordance with the requirements of the *Uniform Private Swimming Pool By-laws* as they were then in force; and

(b) continues to be enclosed in accordance with those requirements. ”.

Regulation 38A inserted

7. After regulation 38 of the principal regulations, the following regulation is inserted—

Maximum inspection charge

“ 38A. For the purposes of section 245A (8) (b) of the Act the maximum charge is \$50. ”.

Dated 8 January 1991.

By His Excellency's Command,

M. C. WAUCHOPE, Clerk of the Council.
