

Subject: Poolzone Solutions

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Definitions:

Swish Automation Ltd
PO Box 51526 Pakuranga
Auckland 2140 New Zealand
Tel 0800 279 474
Fax +64 9 577 5813
info@swishautomation.com
www.swishautomation.com



1. Immediate Pool Area

a. Randerson Decision October 2004

This landmark decision identified activities that were commonly involved with the use of a home pool and confirmed the following:

- i. The home-pool owner had the responsibility to determine the activities involved in the use of their pool
- ii. Confirmed the term "Immediate Pool Area" defines so much of the pool and surrounding area that is used for activities or purposes carried on in conjunction with the use of the pool
- iii. For example, should the pool owner can demonstrate that barbecues or entertaining takes place from time to time in conjunction with the use of the pool, then the pool area can be developed to include these activities within the immediate pool area
- iv. The inclusion of these activities did not compromise the safety of children as an approved pool barrier prevented young children from gaining unsupervised access into the designated pool area

b. NZS 8500-2006 - November 2006

Published in November 2006 as a compliance document intended to be incorporated into FoSPA 1987, replacing the existing Schedule

- i. To date this has not been done and
- ii. Territorial Authorities have not consistently and effectively used this compliance document in the way it was intended, as a common sense guide to the implementation of approved alternative solutions to FoSPA 1987
- iii. Under clause 2.2 General, NZS 8500 advises "The Immediate Pool Area could include the pool, its decking, changing sheds, an ornamental garden or landscaped area and a BBQ and outdoor furniture
- iv. It also advises, the activities within the immediate pool area, must be closely connected with the use of the pool and may, but do not have to be carried out exclusively with the use of the pool rather, can also be carried out independently
- v. Whenever a child is inside the pool area, constant adult supervision is essential and an increased range of activities may increase this responsibility

c. Swish Your child your responsibility brochure

This brochure was sponsored and developed by Swish in conjunction with Watersafe Auckland, in an effort to provide a simple and clear definition as to what is meant by the statement "adult supervision around all water hazards including the home pool"

Children up to 5 years and/or, with all non-swimmers

= Parents or guardian must be in the water and within arms-reach of the child

Children 6 to 11 Years = Parent or guardian must be at the water's edge

Children 11 to 15 years = Parent or guardian must be supervising pool usage