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2015/053: The refusal to issue a building consent for barriers to a swimming pool

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Abbreviation

2015/053

Valid from

17/08/2015

Information provider

Ministry of Business, Innovation and Employment

Information type

Determination

Format

PDF

Description

The dispute relates to the authority's decision to refuse to grant a building consent for proposed building work, on the grounds that the swimming pool barrier, which forms part of the proposed building work, will not comply with Clause F4 of the Building Code (First Schedule, Building Regulations 1992).

There is an existing pool barrier on the owners' property, and the authority is of the opinion that this also does not comply with Clause F4.

The matters for determination are therefore:

- whether the pool barrier, as altered by the proposed building work, and including the immediate pool area it encloses, complies with Clause F4 of the Building Code; and
- whether the authority correctly exercised its powers of decision in refusing to grant a building

consent for the proposed building work.

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