

NORTHERN TERRITORY OF AUSTRALIA

KATHERINE SWIMMING POOL COMPLEX BY-LAWS

TABLE OF PROVISIONS

By-law

1. Citation
2. Definitions
3. Application
4. Admission
5. Season tickets
6. Hours of admission
7. Risk
8. Control of premises
9. Offences
10. Lost property
11. Carnivals
12. Hire of complex
13. Coaching
14. Car park and cycle ways
15. Enforcement

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1982, No. 23*

By-laws under the *Local Government Act*

In pursuance of the powers conferred upon it by the *Local Government Act*, the Katherine Town Council, at a meeting held on the 30th day of November, 1981, made the following By-laws.

Dated this 30th day of November, 1981.

Eric March
Town Clerk

KATHERINE SWIMMING POOL COMPLEX BY-LAWS

1. — CITATION

These By-laws may be cited as the Katherine Swimming Pool Complex By-laws.

2. DEFINITIONS

In these By-laws, unless the contrary intention appears -

"adult" means any person over the age of 15 years who is not a full time student;

"child" means any person under the age of 15 years or a full time student;

"complex" means the Katherine Swimming Pool Complex and includes any land, fencing, turnstiles, dressing rooms, shower recesses, spectators stands, seating, lavatories, barbecue areas and other structures erected for the use and convenience of persons using the pool;

* Notified in the *Northern Territory Government Gazette* on 26 MAR, 1982.

Katherine Swimming Pool Complex By-laws

"manager" means the person appointed by the Council to control and manage the pool, and includes any person acting in his stead or on his behalf;

"pool" means the swimming pool within the complex;

"session" means the period during which the pool is open to the public as determined from time to time by the Council.

3. APPLICATION

These By-laws apply to the complex.

4. ADMISSION

(1) A person shall not, without the express permission of the Council or the manager, enter the complex except through the turnstile erected for that purpose upon the payment of the prescribed admission charge.

Penalty: \$200.

(2) A person wishing to obtain a ticket or token granting admission to the pool for a session may obtain, upon payment of the charge, a ticket from the manager.

(3) The Council shall, once each financial year, by resolution, determine the periods of sessions and prescribe the charges for each admission to the complex for a session and for the issue of season tickets.

5. SEASON TICKETS

(1) Season tickets entitling the holder to admission to the complex for a series of sessions may be obtained, upon payment of the prescribed charge, from the manager.

(2) A season ticket shall be offered for inspection to an attendant when used to obtain admission to the complex.

(3) Season tickets are not transferable and a season ticket may be used only by the person in whose name it is issued.

(4) A list of all season ticket holders shall be kept at the complex and the manager shall refuse admission to a person using a season ticket if he reasonably believes that the person so seeking admission is not the person to whom the season ticket was issued.

(5) A person shall not enter, or attempt to enter, the complex by using a season ticket issued to another person.

Penalty: \$200.

Katherine Swimming Pool Complex By-laws

6. HOURS OF ADMISSION

(1) The complex shall be open daily at such times as are determined and posted on a notice board by the Council at the entrance to the complex.

(2) The Council may restrict or prohibit public access to the complex on a specific day or days by posting a notice to that effect on the notice board at the entrance to the complex.

7. RISK

(1) Every person using the complex does so at his own risk.

(2) Persons entering the complex may deposit valuables with the manager, but the Council shall not be liable in the event that such valuables are lost, stolen or damaged or otherwise interfered with whilst in the custody of the manager.

8. CONTROL OF PREMISES

(1) Every person using the complex shall obey all reasonable directions of the manager with regard to that person's conduct therein.

(2) A person in the complex shall not obstruct, interfere with or hinder the manager in the performance of his duties under these By-laws.

Penalty: \$200.

9. OFFENCES

(1) A person shall not enter the complex whilst in an intoxicated condition whether such condition is induced by liquor, drugs or otherwise, and a person shall not bring into the complex any spirits, drugs or intoxicating liquors or have, whilst therein, any such items in his possession.

(2) Where a person appears in the complex in such a condition as to be, in the opinion of the manager, indecently or insufficiently clad, the manager shall require that person to forthwith resume his ordinary clothing and it shall be an offence not to comply with such requirement.

(3) A person shall not -

(a) use any soap in any part of the complex other than in the dressing rooms cleansing shower baths or shower recesses;

Katherine Swimming Pool Complex By-laws

- (b) in any part of the complex behave in an unseemly, improper, disorderly, riotous or indecent manner, swear or use any indecent, obscene, offensive or abusive language or gamble or misconduct himself;
- (c) enter the water in the pool without first using the cleansing shower baths provided in the complex;
- (d) smoke in any part of the complex where a notice is exhibited prohibiting smoking;
- (e) eat in or take into a dressing shed food of any kind;
- (f) climb up to or on a fence, partition, roof or other portion of the complex;
- (g) in the dressing rooms or elsewhere in the complex wastefully use the water or leave a tap running;
- (h) spit or expectorate in the pool or on the concourse or a part of the complex or in any way commit a nuisance on or in a part of the complex;
- (j) whilst in the pool, use any substance or preparation whereby the water thereof may become discoloured or rendered turbid or otherwise unfit for the use of bathers;
- (k) wilfully foul or pollute water in a shower bath or in the pool, or soil, defile, damage, injure, destroy, use improperly, disfigure or write in or upon a dressing room, furniture or other article or equipment in the complex or discharge litter of any description on, in, or about the pool or the complex, or bring or deposit filth or rubbish onto or in the pool or the complex;
- (m) at any time carelessly or negligently injure or improperly use or interfere with a tap, lock, valve, locker or other fittings or appliances in or about the complex;
- (n) cause or allow a dog or other animal belonging to him or under his or her control to enter or remain in or upon the complex or to wander about the precincts of the complex;
- (p) in any way interfere with another person or throw or push or attempt to throw or push a person into the pool, or throw a stone or stick

Katherine Swimming Pool Complex By-laws

or other matter or thing to the annoyance of another person using the facilities of the complex;

- (q) whilst suffering from a cutaneous infection, or contagious disease, or whilst in an unclean condition, enter or use the pool; or
- (r) leave a child under the age of 5 years at the complex, unless the child is in the custody and control of a responsible person.

(4) A male person shall not enter a portion of the complex set apart for females, and a female person shall not enter a portion of the complex set apart for males, nor shall a person enter or attempt to enter, without the consent of the occupier, any shower recess or dressing room or other compartment which is already occupied.

(5) A person in respect of whom a direction has been issued in accordance with by-law 15(3) shall not, knowing that the direction is in force, enter, or attempt to enter, the complex.

(6) A person or group of persons shall not play ball games or take any action whatsoever which shall in any way limit the enjoyment of other users of the pool or the complex at such time or times as the complex is in general public use, but this clause shall not apply to the playing of a game or aquatic sport specially organized and conducted at the complex by a club or a person at such time or times as is or are approved by the manager.

Penalty for an offence against this by-law: \$200.

10. LOST PROPERTY

(1) A person who, in the complex, finds any article which may have been left or lost therein, shall immediately deliver the article to the manager who shall thereupon enter a description of the article and all particulars relating thereto in a register which shall be kept for that purpose and a person claiming an article and who satisfies the manager that he or she is the owner of the article shall have it returned to him upon signing for it in the register.

(2) The manager shall report to the Town Clerk at least once every week regarding articles handed to him and produce the register for inspection by the Town Clerk.

(3) The Council shall not, under any circumstances, incur liability in respect of articles lost or left in the complex or stolen from a person whilst in the complex.

Katherine Swimming Pool Complex By-laws

(4) All articles left at the complex and not claimed within a period of 14 days shall be handed to the Police Force for disposal in accordance with the law relating to lost or abandoned property.

11. CARNIVALS

(1) A person, club, association or organization conducting a carnival held at the complex shall be responsible for the conduct of the competitors and spectators during the carnival and shall ensure that there is no overcrowding and that no damage is done to the buildings or fencing or other portion of the complex, and that these By-laws are observed by all competitors, officials and spectators attending the carnival.

(2) At all swimming carnivals held at the complex the competitors shall wear approved bathing costumes.

(3) Every person, club, association or organization to whom the complex is let on hire for the purpose of holding a swimming carnival shall, at least 14 days before the proposed date of the carnival forward to the Town Clerk a copy of the programme of events for the carnival and of games or sports proposed to be conducted, and any item on the programme of which the Council does not approve shall be struck out or altered in such manner as the Council may determine.

12. HIRE OF COMPLEX

(1) The Council may, on receipt of an application in writing made to the manager, allow a person, club or association to have sole use of the complex for such period and on such terms as it thinks fit.

(2) On each occasion upon which a person, club or association is allowed sole use of the complex, a written agreement shall, before the period of sole use commences, be entered into between the Council and the person, or an official of the club or association, requiring the use of the complex.

13. COACHING

(1) A person shall not, for reward or profit, teach, coach or train another person in the complex except with the consent in writing of the Council.

(2) The Council may, in its discretion, give a consent referred to in clause (1) subject to such conditions as it thinks fit and the Council may, at any time, withdraw its consent.

Katherine Swimming Pool Complex By-laws

14. CAR PARK AND CYCLE WAYS

The manager shall be in charge and in overall control of the parking area, cycle ways and other surrounds of the complex.

15. ENFORCEMENT

(1) A person who infringes any provision of these By-laws may be summarily removed from the complex by the manager, or may be detained by the manager and given into the custody of a police constable.

(2) The manager may refuse to admit to the complex a person who has been convicted of wilfully disobeying or infringing these By-laws within the immediately preceding 6 months.

(3) The Council may issue a written direction to the manager that a person named in that direction shall not be admitted to the complex and, whilst that direction remains in force, the manager shall not admit that person to the complex or allow him to remain therein.