



## ANALYSIS

Title	1. Short Title
	2. Schedule amended
1989, No. 117	

**An Act to amend the Fencing of Swimming Pools Act 1987**

[20 November 1989]

BE IT ENACTED by the Parliament of New Zealand as follows:

**1. Short Title**—This Act may be cited as the Fencing of Swimming Pools Amendment Act 1989, and shall be read together with and deemed part of the Fencing of Swimming Pools Act 1987 (hereinafter referred to as the principal Act).

**2. Schedule amended**—(1) The Schedule to the principal Act is hereby amended by omitting from clause 3 the words “any person”, and substituting the words “any child under the age of 6 years”.

(2) The Schedule to the principal Act is hereby further amended by inserting in clause 4, after the words “close-boarded”, the words “or is made of perforated material, netting, or mesh”.

(3) The Schedule to the principal Act is hereby further amended by repealing clause 5, and substituting the following clauses:

“5. All fencing supports, rails, rods, and wires, that are not vertical, and all bracing that is not vertical, shall be inaccessible for use for climbing from the outside.

“5A. Notwithstanding clause 5 of this Schedule, a fence may have horizontal supports, rails, rods, or wires, that are accessible for use for climbing from the outside, and horizontal bracing that is accessible for such use, if—

- “(a) The distance between any 2 of them at any point is at least 900 mm; and
- “(b) There is no other support, rail, rod, wire, or bracing (other than a vertical rail) between the same 2 at any point.”

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This Act is administered in the Department of Internal Affairs.

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