

AUSTRALIAN CAPITAL TERRITORY

City Area Leases Act 1936

**INSTRUMENT OF APPROVAL UNDER
SECTION 10**

Under section 10 of the *City Area Leases Act 1936* I approve of John Alexander Boland ('the Applicant') carrying on the profession, trade, occupation or calling of swimming instructor ('the business') on Block 14, Section 20, Division of Flynn known as 9 Hedland Circuit, Flynn ('the land') subject to the following conditions relating to the use of the land being observed by the Applicant in carrying on the business:

- (1) that this approval will remain valid only while the Applicant continues to be a bona fide resident of the land;
- (2) that the Applicant will ensure that the conduct of the business does not cause an annoyance, a nuisance or danger and is not offensive to any tenants or occupiers of adjoining lands;
- (3) that the Applicant will not erect or permit or suffer to be displayed or erected upon the land or any building thereon any advertising sign or hoarding whatever without the consent in writing of the Interim Territory Planning Authority and the Building Controller;
- (4) that the Applicant will conduct the business strictly in accordance with the application made by the Applicant under section 10 of the *City Area Leases Act 1936* unless otherwise stipulated in this Instrument;
- (5) that no person other than the Applicant will conduct or in any way carry on the business on the land without the prior approval of the Minister;
- (6) that the Applicant will ensure that all residence and business related vehicles are parked within the confines of the land;
- (7) that no more than one assistant shall be employed in the business on the land at any one time;
- (8) that only the pool area shall be used for the conduct of the business;
- (9) that the business will only be conducted on the land between the hours of 9.00 a.m. and 12.00 noon and between the hours of 3.30 p.m. and 5.30 p.m. Mondays, Tuesdays, Wednesdays and Thursdays, 3.30 p.m. and 5.30 p.m. Fridays; 8.00 a.m. and 1.00 p.m. Saturdays;
- (10) that there will be no lessons on public holidays;
- (11) that there shall be a minimum break between lessons of 10 minutes;
- (12) that the Applicant will conduct the business strictly by appointment, and that such appointments will be organised to ensure that a maximum of four students are in attendance at any one time;
- (13) that the Applicant shall maintain the swimming pool, swimming pool surrounds and water quality to the satisfaction of the ACT Community & Health Service;
- (14) that the Applicant shall make structural alterations as required by the ACT Community & Health Service to comply with hygiene standards;
- (15) that the Applicant shall provide access to the swimming pool and associated water quality records for the purpose of inspections and samplings by officers of the ACT Community & Health Service during operating times;
- (16) that this approval will terminate on the thirty-first day of October 1989 or on such earlier date as the Minister determines in accordance with condition 18;
- (17) that no renewal of this approval will be considered;
- (18) upon any failure to comply with any or all of the foregoing conditions the Minister or his Delegate under the said Act may give written notice requiring the Applicant to show cause within a period of fourteen days why this approval should not be revoked. At the expiration of this period the Minister or his Delegate may revoke the approval.

Australian Capital Territory Gazette
No. ACT 16, 6 September 1989

Dated this 18th day of August 1989.

PETER HUNT

Delegate of the Minister for
Industry, Employment and Education