

# *The Swimming Pool Regulations, 1999*

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Chapter P-37.1 Reg 7 (effective April 1, 1999) as amended by  
Saskatchewan Regulations 83/2006.

**NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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**CHAPTER P-37.1 REG 7**  
*The Public Health Act, 1994*

PART I  
**Title, Interpretation and Application**

**Title**

1 These regulations may be cited as *The Swimming Pool Regulations, 1999*.

**Interpretation**

2(1) In these regulations:

- (a) **“Act”** means *The Public Health Act, 1994*;
- (b) **“designated mineral spa”** means a swimming pool:
  - (i) in which the water contains a total dissolved solid level of 80,000 parts per million or greater; and
  - (ii) that has been designated by the minister as being a designated mineral spa;
- (c) **“licence”** means a licence to operate a swimming pool issued pursuant to section 6 that has not been suspended or cancelled;
- (d) **“lifeguard”** means a person who is responsible for supervising swimmer safety and who possesses:
  - (i) a valid Bronze Cross Certificate issued by The Life Saving Society of Canada;
  - (ii) a current St. John Ambulance Standard First Aid Certificate, Red Cross Standard First Aid Certificate or Life Saving Society Aquatic Emergency Care Certificate; and
  - (iii) a current Cardiopulmonary Resuscitation C-Level Certificate;
- (e) **“paddling pool”** means a swimming pool of which no portion is more than 610 millimetres in depth;
- (f) **“supervisor”** means a person at least 16 years of age who is responsible for supervising swimmer safety and who possesses:
  - (i) a current St. John Ambulance Standard First Aid Certificate, Red Cross Standard First Aid Certificate or Life Saving Society Aquatic Emergency Care Certificate; and
  - (ii) a current Cardiopulmonary Resuscitation C-Level Certificate;
- (g) **“swimmer”** means a person who enters a swimming area for the purpose of swimming, diving, bathing or otherwise using the water for recreation;

- (h) **“swimming pool”** means an artificially created basin, lined with concrete, fibreglass, vinyl or similar material, intended to contain water for the use of persons for swimming, diving, wading or other similar activity, and includes a wave pool;
- (i) **“water slide facility”** means a swimming pool consisting of recreational water slide flumes and associated receiving pools;
- (j) **“whirlpool”** means a swimming pool that is designed primarily for therapeutic or recreational use and that:
- (i) is not drained, cleaned or refilled before being used; and
  - (ii) utilizes hydrojet circulation, hot water or air induction bubbles.
- (2) In these regulations, a reference to a local authority is a reference to the local authority that has jurisdiction in the area in which the swimming pool is located or is to be located.
- (3) The local authority is responsible for the enforcement of these regulations in its jurisdictional area.

16 Apr 99 cP-37.1 Reg 7 s2.

#### Application

3 These regulations do not apply to a swimming pool that is:

- (a) intended for the use of the occupants of not more than two dwelling units or their guests;
  - (a.1) intended for the use of the occupants of condominium, regardless of the number of dwelling units, or their guests;
- (b) located in a facility that provides health services and is operated or funded by a district health board, an affiliate within the meaning of *The Health Districts Act* or any person exempted from the application of these regulations by the minister; or
- (c) lined with impervious material, does not have installed recirculation piping and is located in one of the following quarter sections on the day these regulations come into force:
  - (i) NW 24-24-28 W2nd (Craik and District Regional Park);
  - (ii) SE 10-18-21 W2nd (Sherwood Forest Country Club);
  - (iii) NW 12-6-20 W2nd (Ceylon Regional Park);
  - (iv) NW 8-35-20 W2nd (Leroy Leisure Land Regional Park);
  - (v) NW 9-14-31 W1st (Fieldstone Regional Park).

16 Apr 99 cP-37.1 Reg 7 s3; 15 Sep 2006 SR 83/2006 s3.

**PART II**  
**Licences**

**Licence required**

**4** No person shall operate a swimming pool without a licence.

16 Apr 99 cP-37.1 Reg 7 s4.

**Application for licence**

**5** Every person who wishes to obtain or renew a licence shall:

- (a) submit an application to the local authority together with any application fee; and
- (b) provide any information or material relevant to the application that the local authority may request.

16 Apr 99 cP-37.1 Reg 7 s5.

**Issuance of licence**

**6(1)** A local authority, after receiving and reviewing an application and any other information or material requested by it or considered relevant, shall:

- (a) issue or renew a licence; or
- (b) refuse to issue or renew a licence if, in the opinion of the local authority:
  - (i) the applicant has submitted an incomplete application or an application that contains false or misleading information;
  - (ii) the swimming pool is being operated in a manner contrary to the regulations;
  - (iii) the applicant has demonstrated an inability to operate the swimming pool in a manner that is in compliance with the regulations; or
  - (iv) it is considered in the public interest to do so.

**(2)** A local authority may attach any terms and conditions to a licence that it considers appropriate, including any terms and conditions relating to:

- (a) the walkways;
- (b) the dressing rooms; and
- (c) all facilities, furnishings and equipment.

16 Apr 99 cP-37.1 Reg 7 s6.

**Term of licence**

**7** A licence is valid for the period stated on it or one year from the time of issuance, whichever is the lesser.

16 Apr 99 cP-37.1 Reg 7 s7.

**P-37.1 REG 7****SWIMMING POOL****Licence to be displayed**

**8** Every licensee shall cause the licence to be displayed in a prominent place near the swimming pool for which it is issued.

16 Apr 99 cP-37.1 Reg 7 s8.

**Amendment, suspension or cancellation of licence**

**9(1)** A local authority may amend, suspend or cancel a licence where, in its opinion:

(a) a licensee has contravened these regulations or a term or condition attached to the licence; or

(b) a swimming pool is being operated in a manner that may create a health hazard or may endanger the safety of swimmers.

**(2)** A licence that is suspended pursuant to this section is, for the period of the suspension, deemed not to have been issued.

16 Apr 99 cP-37.1 Reg 7 s9.

**Licence holder's compliance**

**10** No licensee shall fail to comply with these regulations or with any term or condition attached to the licence.

16 Apr 99 cP-37.1 Reg 7 s10.

**Licence non-transferable**

**11** A licence is not transferable.

16 Apr 99 cP-37.1 Reg 7 s11.

**PART III  
Obligations****Approval required**

**12** No person shall establish, construct, extend, renovate or alter a swimming pool, walkways or dressing rooms without the prior written approval of the local authority.

16 Apr 99 cP-37.1 Reg 7 s12.

**Notice required to reopen**

**13** Where a swimming pool has not been open for 30 or more consecutive days, the licensee shall notify the local authority, at least 14 days before the day on which the swimming pool will reopen, of his or her intention to operate the swimming pool.

16 Apr 99 cP-37.1 Reg 7 s13.

**Employee requirements**

**14** Unless exempted by the local authority, every licensee shall ensure that a person who has successfully completed a Pool Operator's Training Course approved by the local authority is employed at the swimming pool.

16 Apr 99 cP-37.1 Reg 7 s14.

**Water clarity**

**15(1)** Every licensee shall ensure that the water in a swimming pool, other than a designated mineral spa, that is in use has a level of clarity that enables:

- (a) the pattern of the pool drain to be clearly seen by a person standing on the edge of the swimming pool at the deepest part of the pool; or
  - (b) a black disc that is 150 millimetres in diameter and on a white background to be clearly seen, when placed in the deepest part of the swimming pool, from a distance of nine metres or by a person standing on the edge of the pool, whichever is the lesser.
- (2) Testing for water clarity at a water slide facility, whirlpool or wave pool must take place when water turbulence does not interfere with the test.

16 Apr 99 cP-37.1 Reg 7 s15.

**Water quality**

**16(1)** Every licensee shall ensure that the water in a swimming pool has:

- (a) a disinfection residual, at all times in which it is in use, of a minimum of 2.0 milligrams per litre of free chlorine or a minimum of 3.0 milligrams per litre of free chlorine in the case of a whirlpool;
  - (b) a disinfection residual, at all times in which it is in use, of a minimum of 3.0 milligrams per litre of total bromine or a minimum of 4.0 milligrams per litre total bromine in the case of a whirlpool; or
  - (c) an oxidation reduction potential of at least 650 millivolts and a minimum residual at all times of 0.6 milligrams per litre of free chlorine or 1.0 milligrams per litre of total bromine.
- (2) Every licensee shall ensure that the water in a swimming pool has:
- (a) a pH of 7.2 to 7.8 at all times;
  - (b) zero total coliform organisms in 100 millilitres of swimming pool water as determined by the membrane filtration technique; and
  - (c) meets any other tests that the local authority considers necessary.
- (3) Subsection (1) and clause (2)(b) do not apply to a designated mineral spa.

16 Apr 99 cP-37.1 Reg 7 s16.

**Records to be kept**

**17(1)** Every licensee shall, on each day that the swimming pool is operated, complete records:

- (a) required to be kept according to the licence; and
  - (b) respecting the pH and:
    - (i) the disinfectant residual if the licensee has chosen to comply with clause 16(a) or (b); or
    - (ii) the disinfectant residual and the oxidation reduction potential if the licensee has chosen to comply with clause 16(c).
- (2) Every licensee shall maintain the required records for one year and shall allow the local authority to inspect those records.

16 Apr 99 cP-37.1 Reg 7 s17.

**P-37.1 REG 7****SWIMMING POOL****Swimming pool etc. to be in good repair**

**18** Every licensee shall maintain the following in good repair and in a sanitary condition:

- (a) the swimming pool;
- (b) the walkways;
- (c) the dressing rooms;
- (d) all facilities, furnishings and equipment.

16 Apr 99 cP-37.1 Reg 7 s18.

**Recirculation system and chemical feeders**

**19** Except for stoppage for maintenance, repairs or backwashing of filters, every licensee shall ensure that any recirculation system and chemical feeders are operated continuously, regardless of the duration of actual use of the swimming pool each day.

16 Apr 99 cP-37.1 Reg 7 s19.

**Signs**

**20** Every licensee shall post a sign, in the office and at the deck area of the swimming pool at locations where the sign may be easily read by any user of the swimming pool, indicating appropriate emergency and facility procedures, swimmer load and emergency telephone numbers.

16 Apr 99 cP-37.1 Reg 7 s20.

**First-aid**

**21** Every licensee shall provide:

- (a) a readily available first-aid kit that is, at all times, stocked with the items listed in Table 1 of the Appendix;
- (b) space for the administration of first aid; and
- (c) equipment that is, in the opinion of the local authority, required to administer first aid.

16 Apr 99 cP-37.1 Reg 7 s21.

**Telephone**

**22** Every licensee shall provide a telephone for use in the event of an emergency at the swimming pool.

16 Apr 99 cP-37.1 Reg 7 s22.

**Testing equipment**

**23** Every licensee shall provide and use properly maintained testing equipment that the local authority considers appropriate to determine disinfectant residuals, pH, levels of alkalinity, hardness and cyanuric acid if used by the licensee and oxidation reduction potential if tested for by the licensee.

16 Apr 99 cP-37.1 Reg 7 s23.

**Depths must be marked**

**24** Except in the case of a paddling pool or whirlpool, every licensee shall ensure that the depth of the water in a swimming pool is marked:

- (a) on the deck of the pool; and
- (b) when design permits, on the walls of the pools.

16 Apr 99 cP-37.1 Reg 7 s24.

**Emergency shut-off switch**

**25(1)** Subject to subsection (2), every licensee of a whirlpool shall ensure that:

- (a) it is equipped with an emergency shut-off switch capable of immediately shutting off the hydrojet pumps; and
- (b) the emergency shut-off switch is clearly marked and visible from the whirlpool.

(2) Licensees of a whirlpool installed and operational at the time these regulations come into force are exempt from the requirements of clause (1)(a) for one year from the day these regulations come into force.

16 Apr 99 cP-37.1 Reg 7 s25.

## PART IV Swimming Pool Supervision

**Number of lifeguards on duty**

**26(1)** Every licensee shall ensure that, while the swimming pool is in use, the following minimum number of lifeguards is on duty:

- (a) for less than 50 swimmers, one lifeguard;
- (b) for 50 swimmers or more but less than 100 swimmers, two lifeguards;
- (c) for each additional 100 swimmers or portion of that number, one additional lifeguard.

(2) Subsection (1) does not apply to:

- (a) a whirlpool, a paddling pool or a designated mineral spa;
- (b) a swimming pool that is located in a health club, fitness club or other similar facility, and that has a water surface area of 93 square metres or less and is not being used by persons other than employees, patrons or their guests; or
- (c) a swimming pool that is part of a motel, hotel, condominium, mobile home court, trailer court, campground, tourist home, institutional camp or apartment building and is not being used by persons other than employees, patrons, residents or their guests.

(3) Where there is only one lifeguard on duty, the licensee shall ensure that there is at least one other individual on the premises who is within call of the lifeguard and is able to provide emergency assistance when requested.

16 Apr 99 cP-37.1 Reg 7 s26.

**Supervision at designated mineral spas**

**27(1)** In this section, “lifeguard” means a person at least 16 years of age who is responsible for supervising swimmer safety and who possesses:

- (a) a valid Bronze Medallion Certificate issued by The Life Saving Society of Canada;
  - (b) a current St. John Ambulance Standard First Aid Certificate, Red Cross Standard First Aid Certificate or Life Saving Society Aquatic Emergency Care Certificate; and
  - (c) a current Cardiopulmonary Resuscitation C-Level Certificate.
- (2) Every licensee of a designated mineral spa shall ensure that, while the spa is in use, one lifeguard and the following number of supervisors are on duty:
- (a) for more than 50 swimmers but less than 100 swimmers, one supervisor;
  - (b) for each additional 100 swimmers or portion of that number, one additional supervisor.
- (3) Subsection (2) does not apply to a designated mineral spa that is part of a hotel or motel and is not being used by persons other than employees, patrons, residents or their guests.

16 Apr 99 cP-37.1 Reg 7 s27.

**Supervision at motels and hotels**

**28(1)** Every licensee respecting a water slide facility at a motel or hotel shall ensure that a minimum of one supervisor is on duty when the water slide facility is in use if a receiving pool for a water slide flume is used for swimming, diving, wading or other similar activity in addition to receiving persons sliding down the flume.

- (2) A local authority may require a licensee respecting a motel or hotel to ensure that a supervisor is on duty at all times the motel or hotel swimming pool is in use where:
- (a) the swimming pool has a wave action generator or play equipment in or around the swimming pool; and
  - (b) in the opinion of the local authority, there is an inordinate risk of harm to users of the swimming pool.

16 Apr 99 cP-37.1 Reg 7 s28.

## SWIMMING POOL

## P-37.1 REG 7

**Supervision of children at motels and hotels**

**29(1)** In the case of a swimming pool at a motel or hotel, unless a supervisor or the minimum number of lifeguards set out in subsection 26(1), or subsection 27(2) in the case of a designated mineral spa, is on duty, no licensee shall allow a child who is under the age of 12 years to enter the area of the swimming pool unless the child is accompanied by and is under the care of a person who:

(a) is at least 12 years old and understands the responsibilities associated with the required level of supervision and is capable of providing that level of supervision; and

(b) continuously supervises the child while the child is in the swimming pool or the swimming pool area.

(2) Where there is no lifeguard or supervisor on duty, every licensee of a swimming pool in a hotel or motel shall post at or near the entrance of the swimming pool area and in every rental unit a sign that advises pool users of the supervision requirements mentioned in subsection (1).

16 Apr 99 cP-37.1 Reg 7 s29.

**Aquatic instruction**

**30(1)** During any period that a swimming pool is being used for aquatic instruction only, there must be, in addition to one aquatic instructor per class, one lifeguard on duty where:

(a) one or more instructors have more than 15 swimmers in a class; or

(b) there are more than 50 swimmers in the swimming pool.

(2) For the purposes of subsection (1), an aquatic instructor, if in possession of the qualifications of a lifeguard, may also act as the lifeguard except where he or she is instructing a preschool, seniors, diving or scuba program.

16 Apr 99 cP-37.1 Reg 7 s30.

**PART V****Repeal, Transition and Coming into Force****R.R.S. c.P-37 Reg 1 repealed**

**31** *The Swimming Pool Regulations* are repealed.

16 Apr 99 cP-37.1 Reg 7 s31.

**Transition**

**32** Where a permit issued pursuant to *The Swimming Pool Regulations* is valid on the day these regulations came into force, that permit is deemed to be a licence issued pursuant to these regulations and remains in force for the period specified in it.

16 Apr 99 cP-37.1 Reg 7 s32.

**Appendix**

## TABLE 1

**First-Aid Kits: Required Contents**

[Section 21]

**Type I First Aid Kit**

(To be supplied at swimming pools where no lifeguards or supervisors are required)

A Type I first-aid kit must consist of:

- a pair of blunt-nose, splinter tweezers;
- a pair of bandage scissors;
- disposable latex surgical gloves;
- sterile gauze compresses, 914 millimetres long;
- sterile bandage compresses, 102 millimetres square;
- 48 sterile adhesive dressings, 25 millimetres wide;
- sterile pads, 76 millimetres square;
- adhesive bandage strip and hypoallergenic adhesive tape;
- a triangular bandage, 100 - centimetres folded, and safety pins;
- gauze roller, various sizes;
- sterile and wrapped gauze pads and compresses, various sizes, including an abdominal pad size;
- self-adherent roller for dressing (various sizes);
- pad with shield or tape for eye;
- disposable latex or vinyl gloves;
- pocket mask with disposable one-way rebreathe valves.

**Type II First Aid Kit**

(To be supplied at swimming pools where lifeguards or supervisors are required)

A Type II first aid kit must consist of:

- a current edition of the first-aid manual;
- a first aid record book and pencil;
- a pair of blunt-nose, splinter tweezers;
- a pair of bandage scissors;
- disposable latex surgical gloves;
- eye shield/eye pads;
- pocket mask, disposable one-way rebreath valves;
- a small flashlight;
- pairs of splints (various lengths);
- cold packs;
- sterile gauze compresses, 914 millimetres long;
- 4 sterile bandage compresses, 102 millimetres square;
- 48 sterile adhesive dressings, 25 millimetres wide;
- sterile pads, 76 millimetres wide;
- 4 tensor bandages;
- one-metre triangular bandages;
- 4 roller, 51 millimetres by 5.5 metres bandages;
- 2 rolls adhesive tape, 25 millimetres by 2.3 metres;
- 2 elastic crepe, 76 millimetres;
- a card of assorted safety pins;
- plastic bags;
- a spine board equipped with a device capable of preventing movement of the head and having adjustable fastening straps at shoulder, waist and feet areas.

