

## Street Collection Regulations

In pursuance of the powers conferred upon them by Section 254 of the Local Government Act 1972 and The Charitable Collections (Transitional Provisions) Order 1974, North Somerset Council have made the following regulations:-

1. In these regulations, unless the context otherwise requires:-

“Collection” means a collection of money or a sale of articles for the benefit of a charitable or other purposes and the word “collector” shall be construed accordingly;

“Promoter” means a person who causes others to act as collectors;

“The Licensing Authority” means North Somerset Council

“Permit” means to permit for a collection;

“Contributor” means a person who contributes to a collection and includes a purchaser of articles for sale for the benefit of charitable purposes;

“Collection box” means a box or other receptacle for the reception of money from contributions.

2. No collection, other than a collection taken at a meeting in the open air, shall be made in any street or public place within the district of North Somerset Council unless a promoter shall have obtained from the Licensing Authority a permit.
3. Application for a permit shall be made in writing not later than one month before the date on which it is proposed to make the collection.
4. No collection shall be made except upon the day and between the hours stated in the permit.
5. The Licensing Authority may, in granting a permit, limit the collection to such streets or public places or such parts thereof, as it thinks fit.
6.
  - (a) No person may assist to take part in any collection without the written authority of a promoter.
  - (b) Any person authorised under paragraph (a) above shall produce such written authority forthwith for inspection on being requested to do so by a duly authorised officer of the Licensing Authority or any constable.
7. No collection shall be made in any part of the carriageway of any street which has a footway;  
Provided that the Licensing Authority may, if it thinks fit, allow a collection to take place on the said carriageway where such a collection has been authorised to be held in conjunction with procession.
8. No collection shall be made in a manner likely to inconvenience or annoy any person.

9. No collector shall importune any person to the annoyance of such person.

10. White collecting:-

(a) a collector shall remain stationary; and

(b) a collector or two collectors together shall not be nearer to another collector than 25 metres:

Provided that the Licensing Authority may, if it thinks fit, waive the requirements of this regulation in respect of a collection, which has been authorised to be held in connection with a procession.

11. No promoter, collector or person who is otherwise connected with a collection shall permit a person under the age of sixteen years to act as a collector.

12. (a) Every collector shall carry a collecting box.

(b) All collecting boxes shall be numbered consecutively and shall be securely closed and sealed in such way as to prevent them being opened without the seal being broken.

(c) All money received by a collector from contributors shall be placed in a collecting box.

(d) Every collector shall deliver, unopened all collecting boxes in this procession to a promoter.

13. A collector shall not carry or use any collection box, receptacle or tray, which does not bear, displayed prominently thereon the name of the charity or fund which is not duly numbered.

14. (a) Subject to paragraph (b) below, a collecting box shall be opened in the presence of a promoter and other responsible person.

(b) Where a collecting box is delivered, unopened, to a bank, it may be opened by an official of the bank.

(c) As soon as a collecting box has been opened, the person opening it shall count the contents and shall enter the amount with the number of the collecting box on a list which shall be certified by that person.

15. (a) No payment shall made to any collector.

(b) No payment shall be made out of the proceeds of a collection, either directly or indirectly, to any other person connected with the promotion or conduct of such a collection for, or in respect of services connected therewith, except such payments as may have been approved by the Licensing Authority.

16. (i) Within one month after the date of any collection, the person to whom a permit has been granted shall forward to the Licensing Authority.

a) A statement in the form set out in the schedule as to these regulations, or in a form to the like effect, showing the amount received and the expenses payments incurred in connection with such collection, and certified by that person and a qualified accountant.

b) a list of collectors;

c) a list of the amounts contained in each collecting box.

And shall, if required by the Licensing Authority, satisfy it as to the proper application of the proceeds of the collection.

- (ii) The said person also, within the same period, at the expense of that person and after a qualified accountant has given his certificate under paragraph (i) (a) above, publish in such newspaper or newspapers as the Licensing Authority may direct a statement showing the name of the person to whom the permit was granted, the area to which the permit relates, the name of the charity of the fund to benefit, the date of the collection, the amount of the expenses and payments incurred in connection with such collection.
- (ii) The Licensing Authority may, if satisfied there are special reasons for so doing, extend the period of one month referred to in paragraph (i) above.
- (iv) For the purpose of this regulation "a qualified accountant" means a member of one or more of the following bodies:-

The Institute of Chartered Accountants in England and Wales;  
The Institute of Chartered Accountants of Scotland;  
The Association of Certified Accountants;  
The Institutes of Chartered Accountants in Ireland.

17. These regulations shall not apply:-

- a) In respect of a collection taken at a meeting in the open air; or
- b) to the selling of articles in any street or public place when the articles are sold in the ordinary course of trade

18. Any person who acts in contravention of any of the foregoing regulations shall be liable on summary conviction to a fine not exceeding two hundred pounds or in the case of a second or subsequent offence, not exceeding two hundred pounds.

The foregoing regulations were adopted by the Council on 4<sup>th</sup> June 1974 and came into operation on 8<sup>th</sup> July 1974.

**Malcolm Nicholson**  
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