

SCHEDULES

SCHEDULE 4

CONTROL OF DONATIONS TO ACCREDITED CAMPAIGNERS

PART 2

CONTROL OF DONATIONS

Duty to return donations from impermissible donors

- 14 (1) This paragraph applies where an accredited campaigner receives a relevant donation which the accredited campaigner is prohibited from accepting by virtue of paragraph 9(a) (impermissible donor) but not by virtue of paragraph 9(b) (unidentifiable donor).
- (2) The donation must, before the end of the period of 30 days beginning with the day on which the donation is received, be returned to—
- (a) the donor, or
 - (b) any person appearing to be acting on that person's behalf.
- (3) If sub-paragraph (2) is not complied with, an offence is committed by—
- (a) the accredited campaigner, and
 - (b) the responsible person.
- (4) It is a defence for a person charged with an offence under this paragraph to show that—
- (a) all reasonable steps were taken by or on behalf of the accredited campaigner to verify (or ascertain) whether the donor was a permissible donor, and
 - (b) as a result, the relevant person believed the donor to be a permissible donor.
- (5) “The relevant person” means—
- (a) where the person charged with the offence is an individual, that individual, and
 - (b) otherwise, the responsible person.
- (6) A person guilty of an offence under this paragraph is liable—
- (a) on conviction on indictment, to imprisonment for a term not exceeding 12 months or a fine (or both), and
 - (b) on summary conviction—
 - (i) in England and Wales, to imprisonment for a term not exceeding 12 months or a fine (or both),
 - (ii) in Scotland, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum (or both), and

Status: This is the original version (as it was originally enacted).

- (iii) in Northern Ireland, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum (or both).