



2008 CHAPTER 12

PART 13

FUNDING OF CHARITABLE INSTITUTIONS

CHAPTER 1

PUBLIC CHARITABLE COLLECTIONS

Restrictions on conducting collections

Restrictions on conducting door to door collections

135.—(1) A door to door collection shall not be conducted unless—

- (a) the promoters of the collection hold a public collections certificate in force under section 138 in respect of the collection,
- (b) the collection is conducted in accordance with a permit issued under section 144; and
- (c) the promoters of the collection have within the prescribed period falling before the day (or the first of the days) on which the collection takes place—
 - (i) notified the Commission of the matters mentioned in subsection (3), and
 - (ii) provided the Commission with a copy of the certificate mentioned in paragraph (a).

(2) Subsection (1) does not apply to a door to door collection which is an exempt collection by virtue of section 136 (local, short-term collections).

(3) The matters referred to in subsection (1)(c)(i) are—

- (a) the purpose for which the proceeds of the appeal are to be applied;
- (b) the prescribed particulars of when the collection is to be conducted;
- (c) the locality within which the collection is to be conducted; and
- (d) such other matters as may be prescribed.

(4) Where—

- (a) a door to door collection is conducted in contravention of subsection (1),
and
- (b) the circumstances of the case do not fall within section 136(6),

every promoter of the collection is guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.

This is subject to subsection (5).

(5) Where—

- (a) a door to door collection is conducted in contravention of subsection (1),
- (b) the appeal is for goods only, and
- (c) the circumstances of the case do not fall within section 136(6),

every promoter of the collection is guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(6) In subsection (5) “goods” includes all personal chattels other than things in action and money.