



STREET COLLECTION 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 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 the Barnsley Metropolitan Borough Council;
 - "permit" means a permit for collection;
 - "contributor" means a person who contributes to a collection and includes a purchaser of articles for sale for the benefit of charitable or other purposes;
 - "collecting box" means a box or other receptacle for the reception of money from contributors.
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 Barnsley Metropolitan Borough unless a promoter shall have obtained a permit from the licensing authority.
3. Application for a permit shall be made in writing not later than one month before the date of which it is proposed to make the collection.

It is provided that the licensing authority may reduce the period of one month, if satisfied that there are special reasons for doing so.
4. No collection shall be made except upon that day and between the hours stated on 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 or take part in any collection without the written authority of a promoter.
 - b) Any person authorised under section 6.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.

It is provided that the licensing authority may, if it thinks fit, allow a collection to take place on the said carriageway where such collection has been authorised to be held in connection with a 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 persons.
10. While collecting :-
 - a) a collector shall remain stationary; and
 - b) a collector, or two collectors together, shall not be nearer than 25 metres to another collector

It is 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 any person under the age of sixteen years to act as a collector.
12.
 - a) Every collector shall carry a collection box
 - b) All collecting boxes shall be numbered consecutively and shall be securely closed and sealed in a way as to prevent them being opened without the seal being broken.
 - c) All money received by a collector from contributors shall immediately be placed in a collecting box.
 - d) Every collector shall deliver, unopened, all collecting boxes in his possession to a promoter.
13. A collector shall not carry or use any collecting box, receptacle or tray which does not bear, or display prominently thereon, the name of the charity or fund which is to benefit nor any collecting box which is not duly numbered.
14.
 - a) Subject to section 14.c) below, a collecting box shall be opened in the presence of a promoter and another 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 be 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 collection for, or in respect of, services connected therewith, except such payments as may have been approved by the licensing authority.
16.
 - a) Within one month after the expiry of the licence, the person whom a permit has been granted shall forward to the licensing authority:-
 - i. a statement in the form set out in a schedule to these regulations, or in the form to the like effect, showing the amount received and the expenses and payments incurred in connection with such collection, and certified by that person and a qualified accountant;
 - ii. a list of the amounts contained in each collecting box;
 - iii. and shall, if required by the licensing authority, satisfy it as to the proper application of the proceeds of the collection.
 - b) The said person shall also, within the same period, at the expense of that person and after a qualified account has given his certificate under section 16.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 has been granted, the area to which the permit relates, the name of the charity or fund to benefit, the date of the collection, the amount collected and the amount of expenses and payments incurred in connection with such collection.
 - c) The licensing authority may, if satisfied there are special reasons for doing so, extend the period of one month referred to in section 16.a) above.

- d) For the purpose of this Regulation "a qualified accountant" means a member of one or more of the following bodies:-
 - i. the Institute of Chartered Accountants in England and Wales
 - ii. the Institute of Chartered Accountants of Scotland
 - iii. the Association of Certified Accountants
 - iv. the Institute of Chartered Accountants in Ireland.
 - e) If a collection results in a sum of £100 or less being collected, then notwithstanding the requirements in paragraph 16.a), the promoter may submit the statement of accounts without any certification by a qualified accountant, provided that in substitution there is submitted a certificate signed by an independent person of professional status acceptable to the licensing authority and provided also that the licensing authority may, having examined the statement of accounts, insist that the requirements of paragraph 16.a)i. must be strictly observed.
 - f) Nothing in paragraph 16.e) shall be taken to exempt the promoter in any circumstances from the requirements set out in paragraphs 16.a)ii. and 16.a)iii.
 - g) The aggregate gross proceeds from a collection, or series of collections, taken within the licensing authority's area by any person on behalf of any organization, shall be taken to mean all collections organised by that person in all the places specified on the collection permit.
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 level 1 on the standard scale, or in the case of a second or subsequent offence, not exceeding level 1 on the standard scale.