



2008 CHAPTER 12

PART 13

FUNDING OF CHARITABLE INSTITUTIONS

CHAPTER 1

PUBLIC CHARITABLE COLLECTIONS

*Supplementary*

**Regulations**

- 148.**—(1) The Department may make regulations—
- (a) prescribing the matters which the Commission is to take into account in determining whether a collection is local in character for the purposes of section 136(2)(a);
  - (b) for the purpose of regulating the conduct of public charitable collections;
  - (c) prescribing anything falling to be prescribed by virtue of any provision of this Chapter.
- (2) The matters which may be prescribed by regulations under subsection (1) (a) include—
- (a) the extent of the area within which the appeal is to be conducted;
  - (b) whether the appeal forms part of a series of appeals;
  - (c) the number of collectors making the appeal and whether they are acting for remuneration or otherwise;
  - (d) the financial resources (of any description) of any charitable institution for whose benefit the appeal is to be conducted;

- (e) where the promoters live or have any place of business.
- (3) Regulations under subsection (1)(b) may make provision—
- (a) about the keeping and publication of accounts;
  - (b) for the prevention of annoyance to members of the public;
  - (c) with respect to the use by collectors of badges and certificates of authority, or badges incorporating such certificates, including, in particular, provision—
    - (i) prescribing the form of such badges and certificates;
    - (ii) requiring a collector, on request, to permit a badge, or any certificate of authority held by the collector for the purposes of the collection, to be inspected by a constable or a duly authorised officer of the Commission, or by an occupier of any premises visited by the collector in the course of the collection;
  - (d) for prohibiting persons under a prescribed age from acting as collectors, and prohibiting others from causing them so to act.
- (4) Nothing in subsection (2) or (3) prejudices the generality of subsection (1) (a) or (b).
- (5) Regulations under this section may provide that any failure to comply with a specified provision of the regulations is to be an offence punishable on summary conviction by a fine not exceeding level 2 on the standard scale.
- (6) Before making regulations under this section the Department must consult such persons or bodies of persons as it considers appropriate.