



Charities Act 1992

1992 CHAPTER 41

VALID FROM 27/02/2007

PART III

PUBLIC CHARITABLE COLLECTIONS

PROSPECTIVE

F1 Preliminary

Textual Amendments

F1 Pt. III repealed (27.2.2007) by Charities Act 2006 (c. 50), s. 79(2), Sch. 8 para. 91, **Sch. 9**; S.I. 2007/309, art. 2, Sch.

F1 65 Interpretation of Part III.

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PROSPECTIVE

F1 Prohibition on conducting unauthorised collections

F1 66 Prohibition on conducting public charitable collections without authorisation.

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Status: Point in time view as at 16/03/1992. This version of this part contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Charities Act 1992, Part III. (See end of Document for details)

PROSPECTIVE

F1 Permits**^{F1}67 Applications for permits to conduct public charitable collections.**

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^{F1}68 Determination of applications and issue of permits.

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^{F1}69 Refusal of permits.

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^{F1}70 Withdrawal etc. of permits.

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^{F1}71 Appeals.

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*Orders made by Charity Commissioners***72 Orders made by Charity Commissioners.**

(1) Where the Charity Commissioners are satisfied, on the application of any charity, that that charity proposes—

- (a) to promote public charitable collections—
 - (i) throughout England and Wales, or
 - (ii) throughout a substantial part of England and Wales,
 in connection with any charitable purposes pursued by the charity, or

(b) to authorise other persons to promote public charitable collections as mentioned in paragraph (a),

the Commissioners may make an order under this subsection in respect of the charity.

(2) Such an order shall have the effect of authorising public charitable collections which—

- (a) are promoted by the charity in respect of which the order is made, or by persons authorised by the charity, and
- (b) are so promoted in connection with the charitable purposes mentioned in subsection (1),

to be conducted in such area or areas as may be specified in the order.

(3) An order under subsection (1) may—

- (a) include such conditions as the Commissioners think fit;

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- (b) be expressed (without prejudice to paragraph (c)) to have effect without limit of time, or for a specified period only;
 - (c) be revoked or varied by a further order of the Commissioners.
- (4) Where the Commissioners, having made an order under subsection (1) in respect of a charity, make any further order revoking or varying that order, they shall serve on the charity written notice of their reasons for making the further order, unless it appears to them that the interests of the charity would not be prejudiced by the further order.
- (5) In this section “charity” and “charitable purposes” have the same meaning as in the ^{M1}Charities Act 1960.

Marginal Citations

M1 1960 c.58.

Supplementary

PROSPECTIVE

^{F1}73 Regulations.

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Textual Amendments

F1 Pt. III repealed (27.2.2007) by Charities Act 2006 (c. 50), s. 79(2), Sch. 8 para. 91, Sch. 9; S.I. 2007/309, art. 2, Sch.

74 Offences.

- (1) A person shall be guilty of an offence if, in connection with any charitable appeal, he displays or uses—
- (a) a prescribed badge or a prescribed certificate of authority which is not for the time being held by him for the purposes of the appeal pursuant to regulations under section 73, or
 - (b) any badge or article, or any certificate or other document, so nearly resembling a prescribed badge or (as the case may be) a prescribed certificate of authority as to be likely to deceive a member of the public.
- (2) A person guilty of an offence under subsection (1) shall be liable on summary conviction to a fine not exceeding the fourth level on the standard scale.
- (3) Any person who, for the purposes of an application made under section 67, knowingly or recklessly furnishes any information which is false in a material particular shall be guilty of an offence and liable on summary conviction to a fine not exceeding the fourth level on the standard scale.

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(4) In subsection (1) “prescribed badge” and “prescribed certificate of authority” mean respectively a badge and a certificate of authority in such form as may be prescribed by regulations under section 73.

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Changes to legislation:

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