Street Collections Regulations 1999

Made by the Governor in Executive Council.

1. **Citation**

   These regulations may be cited as the *Street Collections Regulations 1999*.

2. **Definitions**

   In these regulations —
   
   "authorize" means authorize in writing;
   
   "permit" means a permit under section 4 of the Act;
   
   "permit holder" means a person to whom a permit has been granted.

3. **Application for permit**

   An application for a permit is to be in a form approved by the Minister.

4. **Form of permit**

   A permit is to be in the form set out in Schedule 1.
5. **Identification badges**

(1) A collector must wear an identification badge bearing the name of the permit holder in a conspicuous place at all times while taking part in a collection.

(2) A collector must allow a person authorized by the Minister to inspect the collector’s identification badge on request.

6. **Minimum age for collectors**

A permit holder must not allow a person who is under 16 to be a collector unless authorized by the Minister to do so.

7. **Collection boxes**

(1) A permit holder must provide one or more collection boxes to each collector.

(2) A collection box —

   (a) may be a box, tin, or other receptacle capable of securely holding money;

   (b) must not be fixed to a pole or otherwise designed to be held beyond the reach of the collector;

   (c) must be securely closed and sealed so that it cannot be opened or money removed from it without the seal being broken; and

   (d) must have prominently displayed on it —

      (i) the name of the person or persons for whom the collection is being made; and

      (ii) the date of the collection.

(3) A permit holder must consecutively number all of the permit holder’s collection boxes and keep a record of which boxes are issued to each collector.

8. **Making a collection**

(1) If a person wishes to contribute to a collection a collector must offer a collection box to the person so the person can put the contribution into the box.

(2) If a person gives a contribution to the collector the collector must immediately put it into a collection box.

(3) A collector must not open or break the seal on a collection box.
(4) A collector who has finished collecting is to give all the collector's collection boxes to the permit holder or a person authorized by the permit holder to receive collection boxes.

9. Obstruction
While taking part in a collection a collector must not obstruct a public street (as defined in section 3 of the Act) or annoy any person using a public street.

10. Collection returns
Within 30 days after the date of a collection a permit holder must give to the Minister a written statement, signed by the permit holder, setting out —
(a) the amount collected;
(b) the expenses incurred in carrying out the collection; and
(c) the amount that has been, or is to be, distributed to each of the persons for whom the collection was made.

11. Collectors, promoters etc. not to be paid
(1) A person must not pay —
(a) a person for being a collector; or
(b) any other person for promoting or otherwise assisting with a collection,

unless the permit authorizes that payment.

(2) In subregulation (1) —
"pay" includes give, whether directly or indirectly, any benefit or reward.

12. Investigation by Commissioner
(1) The Minister may request the Commissioner for Fair Trading under the Consumer Affairs Act 1971 to investigate a collection.

(2) On receipt of a request the Commissioner is to —
(a) make all investigations the Commissioner considers appropriate; and
(b) report the result of the investigations to the Minister.

(3) For the purpose of subregulation (2) the Commissioner may direct a person to produce any documents specified in the direction and the person must comply with that direction.

13. Offence
A person who fails to comply with these regulations commits an offence.
Penalty: $40.

14. Repeal
The Street Collections Regulations 1941 are repealed.
Schedule 1 — Form of Permit

Street Collection (Regulation) Act 1940

Permit to conduct a Street Collection

(Name)

has permission under the Street Collections (Regulation) Act 1940 to conduct a street collection in the Perth metropolitan area.

The street collection may be carried out —

on (date) 

between a.m./p.m. and a.m./p.m.

Signature of Minister

Date

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.