Western Australia

Street Collections Regulations 1999

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Schedule 1 — Form of Permit

Notes

Street Collections (Regulation) Act 1940

Street Collections Regulations 1999

##### 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

[r. 4]

*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 |  |

Notes

1 This is a compilation of the *Street Collections Regulations 1999* and includes the amendments referred to in the following Table.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Street Collections Regulations 1999* | 7 Dec 1999 p. 5991‑4 | 7 Dec 1999 |