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 |