

<b>Report to:</b>	<b>COUNCIL</b>
<b>Relevant Officer:</b>	Mark Towers, Director of Governance and Regulatory Services
<b>Relevant Cabinet Member:</b>	Councillor Gillian Campbell, Deputy Leader of the Council (Tourism, Economic Growth and Jobs)
<b>Date of Meeting</b>	30 March 2016

## STREET COLLECTIONS REGULATIONS

### 1.0 Purpose of the report:

1.1 To consider amendments to the Street Collection Regulations for Blackpool.

### 2.0 Recommendation(s):

2.1 To agree to the amended regulations as submitted and to authorise the Chief Executive to forward these draft regulations to the Secretary of State for formal approval, as recommended by the Licensing Committee.

2.2 Subject to the approval of the Secretary of State, to undertake the necessary advertising as required under Police, Factories, etc. (Miscellaneous Provisions) Act 1916, as recommended by the Licensing Committee.

### 3.0 Reasons for recommendation(s):

3.1 The Regulations were previously approved in 1996 and a review has been undertaken to ensure that they remain fit for purpose.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

The regulations could remain as approved in 1996 but it is clear that these regulations are no longer fit for purpose.

#### **4.0 Council Priority:**

4.1 The relevant Council Priority is “The economy – maximising growth and opportunity across Blackpool”.

#### **5.0 Background Information**

5.1 Street Collection Permits are issued under section 5 of the Police, Factories, etc. (Miscellaneous Provisions) Act 1916. This Act permits a local authority to make regulations in respect of places where and conditions under which persons may be permitted to collect money for charitable or other purposes.

5.2 The Charitable Collections (Transitional Provisions) Order 1974 details how regulations can gain approval and provides a set of model street collection regulations.

5.3 The current street collection regulations were approved in 1996, therefore the opportunity has been taken to review them and ensure that they are fit for purpose.

5.4 The draft proposed regulations are at Appendix 6a of the Licensing Committee agenda.

5.5 The main changes proposed are as follows:

- a) Regulation 7 - amended to clarify that collections may only take place on footpaths, however the Council may permit collections on the carriageway in certain circumstances, including the illuminations collections;
- b) Regulation 9 – to make it clear that collectors must not approach people asking them to donate money, instead they should wait for the member of the public to approach them;
- c) Regulation 16 – to delete the requirement to publish details of the amounts collected in a local newspaper due to the cost of advertising. Instead details of the returns made will be published online on the Council’s website. The regulation is also amended to require collections in excess of £1,000 to be certified by a qualified accountant.

5.6 These draft regulations must be approved by Council. They can only take effect once they have been confirmed by the Secretary of State and they have been advertised in accordance with a direction made by the Secretary of State.

5.7 The proposed Street Collection Regulations were considered by the Licensing Committee at its meeting on 1 March and the Committee recommended them to Council for approval.

5.7 Does the information submitted include any exempt information? No

**6.0 List of Appendices:**

Appendix 12(a) – Proposed Street Collection Regulations

**7.0 Legal considerations:**

7.1 For the regulations to take effect once approved, they must be confirmed by the Secretary of State and advertised in such manner as required by the Secretary of State.

**7.0 Human Resources considerations:**

7.1 There are no Human Resources considerations.

**8.0 Equalities considerations:**

8.1 There are no equalities considerations.

**9.0 Financial considerations:**

9.1 There are no financial implications arising from the recommendations contained in this report.

**10.0 Risk management considerations:**

10.1 None.

**11.0 Ethical considerations:**

11.1 There are no ethical considerations.

**12.0 Internal/ External Consultation undertaken:**

12.1 None.

**13.0 Background papers:**

13.1 None.