

# **CHESHIRE EAST COUNCIL**

## **REPORT TO: Licensing Committee**

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**Date of Meeting:** 23<sup>rd</sup> May 2013  
**Report of:** Mrs Vilma Robson – Senior Licensing Officer  
**Subject/Title:** Draft Charitable Collection Policy  
**Portfolio Holder:** Cllr Les Gilbert - Communities and Regulatory Services  
Portfolio Holder

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### **1.0 Report Summary**

- 1.1 This report seeks Members' approval on a draft policy concerning the Charitable Collections.

### **2.0 Recommendation**

- 2.1 That Members consider the content of the draft policy and authorise the Licensing Team Leader to undertake consultation.

### **3.0 Reasons for Recommendations**

- 3.1 The Council does not currently have a Borough wide Charitable Collections Policy. All applications are therefore processed in accordance with the policy or working practise applicable in each of the former Boroughs.

### **4.0 Wards Affected**

- 4.1 All

### **5.0 Local Ward Members**

- 5.1 All

### **6.0 Policy Implications**

- 6.1 None

### **7.0 Financial Implications (Authorised by the Director of Finance and Business Services)**

- 7.1 None identified

### **8.0 Legal Implications (Authorised by the Interim Monitoring Officer/Head of Legal Services)**

8.1 The Licensing Authority authorises collections made in 'any street or public place' for 'charitable or other purposes' in accordance with Section 5 of the Police, Factories, and & c. (Miscellaneous Provisions) Act 1916.

8.2 House to House collections are controlled by the House to House Collections Act 1939 and the House to House Collections Regulations 1947, as amended.

## **9.0 Risk Management**

9.1 Full consideration of the policy and any objections received in response to the consultation would mitigate the risk of challenge to any decision taken.

## **10.0 Background and Options**

10.1 A draft policy has been compiled by Officers, having regard to the procedures and working practice currently used in each of the former Boroughs. The draft policy is attached at appendix A

10.2 The purpose of controlling charitable collections is to provide appropriate controls and ensure that:

- A locality is not saturated with collectors
- The presence of any collector does not cause a nuisance or annoyance to the public
- To provide consistency and ensure fairness to applicants
- Achieving a fair balance between local and national causes

10.3 It is intended that any consultation on the draft Policy would be conducted over a 6 week period via publication on the Council's website.

## **11.0 Access to Information**

The background papers relating to this report can be inspected by contacting the report writer:

Draft Charitable Collections Policy – Appendix A

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