

CHESHIRE EAST COUNCIL

REPORT TO: Licensing Committee

Date of Meeting: 23rd 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

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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