

# CARLISLE CITY COUNCIL

Report to:- **THE CHAIRMAN AND MEMBERS OF THE LICENSING & REGULATORY PANEL**

Date of Meeting:- 5<sup>th</sup> December 2001

Agenda Item No:-

A.2

Public	Operational	Delegated Yes
<hr/>		
<b>Accompanying Comments and Statements</b>	<b>Required</b>	<b>Included</b>
Cumbria Fire Service	No	No
Cumbria Constabulary	No	No
Environmental Services	No	No
Corporate Planning & Information Unit	No	No

## STREET AND HOUSE TO HOUSE COLLECTIONS 2002

Title:-

Report of:-

CITY SOLICITOR AND SECRETARY

Report reference:-

TC. 226/01

### Summary:-

The report contains details of all applications received for the year 2002 in respect of Street Collections and House to House Collections.

### Recommendation:-

To reach a decision from the options available set out in paragraph 5 of the report..

J M Egan

City Solicitor and Secretary

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:-

To the Chairman and Members of the Licensing and Regulatory Panel  
5th December 2001

STREET AND HOUSE TO HOUSE COLLECTIONS 2002

1. INTRODUCTION

The City Council each year receives applications to hold Street and House to House collections from many varied charities and organisations, both national and local.

2. HOUSE TO HOUSE COLLECTIONS

- 2.1 Many of the applicants for House to House Collections hold Home Office Exemption Orders, which enable them to hold collections without the express permission of the Local Authority and which require them only to notify the Local Authority of the date of their collections. Collections for bodies not covered by Exemption Orders are subject to their organisers receiving permission from the Local Authority. Grounds upon which a Licensing Authority may refuse to grant a Licence is outlined in Appendix 1 of this report.
- 2.2 At the time of last years report being presented to the Licensing Panel, in December 2001, the Council had been notified by 13 Organisations of their intention to undertake collections, 10 of these under Exemption Orders. During 2001 a further 13 Exemption Holders undertook collections after notifying the Council.

3 STREET COLLECTIONS

- 3.1 All Street Collections (Flag Days) are subject to their organisers receiving permission from the Local Authority. In 2001 the Panel authorised 20 collections in Carlisle together with all those requested in Brampton (7). In 2000 there were 13 collections in Carlisle and in 1999 there were 17.
- 3.2 In addition, a further 33 "one-off" money raising charity events were authorised throughout the year by the City Solicitor and Secretary on condition that they did not clash with those authorised by Committee. These collections were all accompanied by some form of street entertainment, display or national event passing through the City.
- 3.3 Organisers of all Street Collections are required to give details of their collections on a formal Statement issued to them at the time they receive authorisation for their venture. The Council should receive this within one month of the collection taking place. As can be seen from tables A1 and A2 all of the charities that were granted a collection last year, and have re-applied, have complied with this condition.

4 APPLICATIONS

- 4.1 The list of applications, together with background information about the organisation where necessary, is attached as follows:-

- A1 - Street Collection Applications – Carlisle.
- A2 - Street Collection Applications – Brampton.
- B1 - House to House Collections with Home Office Exemption.
- B2 - Other House to House Collection Applications.

## 5 RECOMMENDATIONS

A1 - Consider applications for Street Collections in Carlisle, approving those the Panel feel appropriate, after taking into account previous unsuccessful applications.

A2 - Approve all Street Collections for Brampton.

B1 - Note the House to House Collections due to take place under Home Office Exemption Orders.

B2 - Consider applications for House to House Collections from organisations not holding Exemption Orders and approve those the panel feel appropriate, bearing in mind the grounds upon which refusal to grant a licence may be made, as outlined in Appendix 1.

Prepared by B J Sharrock

# A1- REQUESTS FOR STREET COLLECTIONS IN CARLISLE FOR YEAR 2001

No	ORGANISATION	NUMBER APPROVED IN LAST 5 YEARS	GRANTED LAST YEAR	£	REMARKS
1	ROYAL BRITISH LEGION POPPY APPEAL	5	YES		COLLECTION IN NOV RETURN FORM NOT YET RECEIVED
2	ROYAL AIR FORCES ASSOCIATION	4	YES	1501	
3	PENRITH MOUNTAIN RESCUE TEAM	0	NO		
4	ROYAL NATIONAL LIFEBOAT INSTITUTION	1	NO		
5	LEUKAEMIA RESEARCH FUND	3	YES	450	CARLISLE AND DISTRICT BRANCH
6	MARIE CURIE CANCER CARE	3	YES	497	DAFFODIL CAMPAIGN
7	DIABETES UK	3	YES	405	CARLISLE AND DISTRICT BRANCH
8	MENINGITIS RESEARCH FOUNDATION	0	NO		
9	ALZHEIMER'S SOCIETY	1	YES	352	CARLISLE BRANCH
10	HELP THE AGED	4	YES	837	
11	NCH	2	NO		FORMALLY NATIONAL CHILDRENS HOME
12	CARLISLE CHERNOBYL CHILDREN IN DANGER	4	YES	528	
14	NSPCC	3	YES	868	CARLISLE BRANCH
15	BARNARDO'S	1	YES	415	
16	NATIONAL ANTI- VIVISECTION SOCIETY	1	YES	DNTU	DID NOT TURN UP FOR COLLECTION
17	COMPASSION IN WORLD FARMING	1	NO		CIWF
18	RSPCA	1	YES	CANC.	CARLISLE CLINIC
19	ANIMAL CONCERN- CUMBRIA	2	NO		
20	BRITISH RED CROSS	5	YES	464	CUMBRIA BRANCH

## A2- REQUESTS FOR STREET COLLECTIONS IN BRAMPTON FOR THE YEAR 2002

No	ORGANISATION	NUMBER APPROVED IN LAST 5 YEARS	GRANTED LAST YEAR	£	REMARKS
1	MARIE CURIE CANCER CARE	3	YES	497	CUMBRIA BRANCH
2	ROYAL BRITISH LEGION POPPY APPEAL	5	YES		COLLECTION IN NOV SO RETURN FORM NOT YET RECEIVED
3	BRAMPTON HOSPITAL LEAGUE OF FRIENDS	2	YES	222	APPLICATION IS FOR 2 OCCASIONS
4	CUMBRIA CEREBRAL PALSY	4	YES	176	
5	BRAMPTON OXFAM GROUP	3	YES	60	

### B1 HOUSE TO HOUSE COLLECTIONS

The following House to House Collections are due to take place during 2002 under their Home Office exemption orders.

#### ORGANISATION

#### DATE

LEPRA  
SCOPE  
The Children's Society  
NCH  
Actionaid  
RAFA  
The Royal British Legion Poppy Appeal  
PDSA

March  
3<sup>rd</sup> to the 27<sup>th</sup> April  
6<sup>th</sup> to the 20<sup>th</sup> April  
June  
1<sup>st</sup> to the 16<sup>th</sup> September  
2<sup>nd</sup> to the 14<sup>th</sup> September  
26<sup>th</sup> Oct to the 9<sup>th</sup> Nov  
12<sup>th</sup> to the 17<sup>th</sup> December

### B2 HOUSE TO HOUSE COLLECTIONS

The following organisations, which do not hold Home Office exemption orders, have requested permission to hold House to House collections during 2002.

#### ORGANISATION

#### DATE

Leprosy Mission  
Cumbria Cerebral Palsy Society  
World Cancer Research Fund  
Eden Valley Hospice

20<sup>th</sup> January to the 10<sup>th</sup> February  
20<sup>th</sup> to the 26<sup>th</sup> May  
9<sup>th</sup> to the 15<sup>th</sup> December  
Any

## APPENDIX 1

### GROUND UPON WHICH A LICENSING AUTHORITY MAY REFUSE TO GRANT A LICENCE FOR A HOUSE TO HOUSE COLLECTION

A Licensing Authority may refuse to grant a licence, or where a licence has been granted, may revoke it, if it appears to the Authority:

- (a) that the total amount likely to be applied for charitable purposes as the result of the collection (including any amount already so applied) is inadequate in proportion to the value of the proceeds likely to be received including any proceeds already received);
- (b) that remuneration which is excessive in relation to the total amount aforesaid is likely to be, or has been, retained or received out of the proceeds of the collection by any person;
- (c) that the grant of a licence would likely to facilitate the commission of an offence under Section 3 of the Vagrancy Act 1824, or that an offence under that section has been committed in connection with the collection;
- (d) that the applicant or the holder of the licence is not a fit and proper person to hold a licence by reason of the fact that he has been convicted in the United Kingdom of any of the offences specified in the Schedule of this Act, or has been convicted in any part of Her Majesty's dominions of any offence conviction for which necessarily involved a finding that he acted fraudulently or dishonestly or of an offence of a kind the commission of which would be likely to be facilitated by the grant of a licence;
- (e) that the applicant or the holder of the licence, in promoting a collection in respect of which a licence has been granted to him, has failed to exercise due diligence to secure that persons authorised by him to act as collectors for the purposes of the collection were fit and proper persons, to secure compliance on the part of persons so authorised with the provisions of regulations made under this Act, or to prevent prescribed badges or prescribed certificates of authority being obtained by persons other than persons so authorised; or
- (f) that the applicant or holder of the licence has refused or neglected to furnish to the authority such information as they may have reasonably required for the purpose of informing themselves as to any of the matters specified in the foregoing paragraphs.