

CHAPTER 30. No. 12.

STREET COLLECTIONS (CONTROL).

Ordinance
No. 26—1939.

AN ORDINANCE TO REGULATE AND CONTROL THE COLLECTION OF MONEY OR THE SALE OF ARTICLES FOR CHARITABLE OR OTHER PURPOSES IN STREETS AND OTHER PUBLIC PLACES.

Commencement.

[21st December, 1939.]

Short title.

1. This Ordinance may be cited as the Street Collections (Control) Ordinance.

Interpretation.

2. In this Ordinance—

“ Commissioner ” means the Commissioner of Police;

“ street ” includes any highway and any public bridge, road, lane, footway, square, court, alley or passage, whether a thoroughfare or not.

Purposes for which street collections are permitted.

3. (1) Subject to the provisions of subsection (2) hereof, this Ordinance shall apply to the collection of money and to the sale of articles in any street or other public place for the benefit of charitable or other purposes, and any person who acts in contravention of any of the provisions of this Ordinance shall be liable on summary conviction to a fine of ten dollars or in the case of a second or subsequent offence to a fine of forty-eight dollars.

Exception.

(2) This Ordinance shall not apply to the selling of articles in any street or other public place when the articles are otherwise lawfully sold in the ordinary course of trade and no representation is made by or on behalf of the seller that any part of the proceeds of sale will be devoted to any other purpose.

4. (1) No collection of money or sale of any article shall be made in any street or other public place unless the person, society, committee or other body of persons responsible for such collection or sale shall have obtained from the Commissioner a permit for such collection or sale and any such permitted collection or sale shall be conducted in accordance with the conditions contained in the permit.

Permit to collect.

(2) Any person aggrieved by the refusal of the Commissioner to grant a permit or by any conditions imposed by the Commissioner when granting a permit may appeal by way of petition to the Governor in Council.

5. Application for a permit shall be made in writing to the Commissioner not later than one month before the date on which it is proposed to make the collection or sale.

Application for permit.

6. The Commissioner may, in granting a permit,—

Conditions of grant of permit.

(a) fix the day on which and the hours during which the collection or sale shall be made;

(b) limit the collection or sale to such areas or to such streets or public places or such parts thereof as he thinks fit;

(c) impose such conditions as he considers necessary in order to avoid any interference with traffic or annoyance to members of the public, and to ensure the due accounting of the moneys collected for the purposes for which the collection or sale was made.

7. No person may assist or take part in any collection or sale without the written authority of the person, society, committee or other body of persons to whom a permit has been granted. Such written authority shall indicate the area allotted to the holder thereof, and every person acting as a collector or seller shall remain within his allotted area. Every person so authorised shall produce such written authority forthwith for inspection by any member of the Police Force on demand.

Assistant collectors or sellers to be duly authorised.

8. (1) No collection or sale shall be made in any part of the carriage-way of any street and no person shall, for the purpose

Traffic not to be obstructed.

of making a collection or effecting a sale, do any act which may cause the person in charge of a vehicle in motion to stop such vehicle.

Public not
to be
importuned.

(2) No collection or sale shall be made on the footway or in any public place to the obstruction of any person and no collector or seller shall importune any person to the annoyance of such person.

Provisions
with regard
to collecting
boxes.

9. (1) Every collector or seller shall carry and present to all contributors or purchasers for the reception of money a box or other receptacle securely closed and sealed in such a way as to prevent the same being opened without such seal being broken, and into this box or other receptacle all moneys shall be immediately placed. All such boxes or receptacles shall be numbered consecutively. Every collector or seller shall deliver his boxes or other receptacles with the seals unbroken to one of the persons responsible for the proper application of the money received.

(2) A collector or seller shall not carry or use any collecting box, receptacle, or tray which does not bear displayed prominently thereon the name of the fund for which the collection or sale is being made, nor any box or other receptacle which is not duly numbered.

Collectors
not to receive
reward.

10. No payment or reward shall be made or given either directly or indirectly to any collector or seller or other person concerned with the promotion or conduct of a collection or sale for or in respect of services rendered in connection therewith.

Accounting
for moneys
collected.

11. Within one month after the date of any collection or sale the person, society, committee or other body of persons responsible therefor shall forward to the Commissioner a statement in such form as shall be approved by the Commissioner certified by the auditor of the society or by some independent responsible person, with vouchers showing in detail the amount collected and the expenses incurred in connection with such collection or sale, and shall if required by the Commissioner satisfy him as to the due and proper application of the proceeds of the collection or sale. The person, society, committee or

other body shall also, within the same period, at his or their own expense and after audit, publish in such newspaper or newspapers as the Commissioner may direct a short statement showing the name of the person, or society or other body responsible for the collection or sale, the name of the charity or fund which is to benefit, the date of the collection or sale, the amount collected, the amount of the expenses and the amount distributed to the charity or fund.