

WAVERLEY BOROUGH COUNCIL

LICENSING (GENERAL PURPOSES) SUB-COMMITTEE

22 JUNE 2015

Title:

**APPLICATION FOR STREET COLLECTION PERMIT – GO GODALMING
[Ward Affected: Godalming]**

Summary and Purpose

This report gives details of an application received for a street collection permit, the proceeds of which are intended to benefit Go Godalming in funding the running of concerts at the Bandstand, Godalming to entertain the community free of charge. The organisation is not a registered charity in the UK.

How this report related to the Council's Corporate Priorities:

The report relates to understanding residents' needs and providing them with reassurance that the collection is adequately supporting charitable causes.

Equality and Diversity Implications:

There are no equality implications.

Resource/Value for Money implications:

There are no resource implications, as any necessary administration would be dealt with from existing staffing resources.

Legal Implications:

A street collection permit is required by any person to collect, in any street or public place within Waverley, money for the benefit of charitable or other purposes. The Council's Regulations ([Annexe 3](#)) regulate such collections. Any person who collects money or otherwise acts in contravention of the Council's Regulations with regard to street and house-to-house collections is liable to a fine.

There is no statutory right of appeal against the refusal of a street collection permit but a licensing authority's actions could be challenged by application to the High Court for a review of the decision.

Introduction

1. An application for a street collection permit, attached at [Annexe 1](#), has been received from Mrs Joy Poulter, Vice President of Go Godalming. Mrs Poulter submitted the application on 1 May 2015 requesting a street collection permit to collect at the Godalming Bandstand on the following dates;

- May 17, 24 and 31

- June 7, 14, 21 and 26
- July 5, 19 and 26
- August 9, 16, 23 and 30
- Sept 6, 13

These dates are all Sundays except for 26 June which is a Friday.

Any money collected will, it is stated, be for the purpose of entertaining the community free of charge. There will be no benefit for a local charity.

Officer Consideration

2. The Council has authorised the officers under delegated powers to deal with applications for street collections, which are of a routine nature and subject to the Council's guidelines which are attached at Annexe 2.

3. On initial consideration of this application officers were reluctant to use their delegated powers to authorise all the street collections applied for as the Council Regulations require that applications be made no later than one month prior to the collection date, and the Council's Guidelines state the Council will usually permit four collections only per year by any individual or organisation applying.

4. The Council's Street Collections guidelines were amended to increase the number of collections usually permitted from one to four following a similar report in relation to collections made by Go Godalming at the Bandstand on 27 May 2010. The Licensing and Regulatory Committee after deliberation RESOLVED that
 1. the Council's guidelines for the grant of street collections in Waverley be amended to permit four collections per year by any individual or organisation applying and any requests for additional collections to be decided by delegated decision by the Head of Democratic and Legal Services in consultation with the Chairman and Vice-Chairman of Licensing; and
 2. the revised guidelines and regulations, as amended above, be adopted.

5. Officers agreed that 17 and 24 May would be refused as the application was not made in time. However following the Committee's Decision in 2010 31 May, 7, 14 and 21 June would be granted.

6. The above dates are in addition to a permit previously granted for this year, 2015, that Mrs Poulter applied for. This was in relation a street collection permit to collect on behalf of Rotary Club of Godalming on 4 April 2015.

7. Officers request that the Committee considers the remaining dates for collections in July, August and September.

What the Committee must consider

8. Local authorities may reserve the right to refuse any application for a street collection. It is felt that the Committee should consider whether it would wish to approve this application for a street collection permit as requested. If it was minded to refuse this application it is suggested that it could consider doing so for the following reason:
 - (i) will usually permit four collections only per year by any individual or organisation applying.

Conclusion

9. Grant of permits would assist Go Godalming in providing free entertainment for residents and visitors at the Bandstand.

Recommendation

It is recommended that the Committee considers whether it would wish to grant extra street collection permits to GO GODALMING for 2015, as described in this report.

Background Papers

Application from the above organisation.

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