

Site Management Agreement

Between the Institute of Fundraising and
Nottingham City Council

1 Purpose

The purpose and spirit of this voluntary Site Management Agreement (SMA) is to facilitate responsible face-to-face fundraising in Nottingham City Centre and provide a balance between the duty of charities and not-for-profit organisations to fundraise and the rights of the public to go about their business without the impression of undue inconvenience. For the avoidance of doubt, this document does not constitute a legal contract.

Once this agreement is in place it should minimise the administration for Nottingham City Council (the Council), providing just one channel for information and support regarding face-to-face fundraisers, as nominated 'gatekeepers' only have to deal with one organisation the Institute of Fundraising (IoF), instead of dealing with each individual charity and fundraising organisation separately.

2 Statement of Conformity

All fundraisers will abide at all times by the relevant elements the Fundraising Regulator's [Code of Fundraising Practice](#) and [Rule Book](#), or face the appropriate penalties.

If local authority officers note fundraisers contravening the Fundraising Regulator's Rule Book or any local clause within the SMA, they will inform the Institute of Fundraising's Head of Standards and Allocations by contacting them on 020 7401 8452 or at compliance@institute-of-fundraising.org.uk, providing details of the incident.

3 Access Details

The Council consents to use of the following sites for face to face fundraising which are also shown in the maps at Appendix 1 (the agreed locations) where that fundraising is in accordance with this SMA and the Positioning, Capacity and Frequency specified in this SMA.

Sites, team sizes, positioning, and frequency

Sites may be used as follows, as shown in the maps at Appendix 1:

Long Row:

From King Street to High Street

Positioning: Fundraisers are to avoid the intersections

Capacity: maximum of 5 fundraisers including Team Leader

Frequency: Monday, Wednesday & Friday

Lister Gate:

From the bottom of Lister Gate to Low Pavement

Capacity: maximum of 5 fundraisers including Team Leader

Frequency: Tuesday & Thursday

Milton Street:

From Burton Street to Shakespeare Street

Positioning: Fundraisers are to avoid working near the bus stops.

Capacity: maximum of 3 fundraisers including Team Leader

Frequency: Tuesday & Thursday

Where fundraisers are found to be working outside of the agreed locations, they must comply with requests made by Council Officials and reposition themselves correctly or as directed on-site.

Only one charity will be present on each site on any one day.

Fundraising will only be permitted between the hours of 9am and 7pm, in accordance with this SMA unless any amended hours have been requested by the IoF for a specific collection and such amended hours have been confirmed in writing by the nominated gatekeeper.

Any exclusion dates (e.g specific event days) when this SMA will not apply for one or more of the agreed locations are to be announced by the nominated gatekeeper to the IoF to be booked into the IoF's diary management system, giving a minimum of 4 weeks' notice to the IoF from date of diary delivery.

Other Conditions

Fundraisers should be positioned in such a way as to offer an adequate 'comfort zone' to those users of the public highway who do not wish to engage. In furtherance of this, it is desirable that a minimum footway channel of 1 metre be maintained between fundraisers and the kerb / shop frontage where it is reasonable to do so.

Fundraisers should maintain a reasonable distance (of approximately 3 metres) apart from one another and any other legitimate street activities (e.g. street traders, Big Issue sellers, buskers, newspaper stands, promotional activities and market researching).

4 Information Required

Nominated Gatekeeper

The nominated gatekeeper for the Council is Stephen Stott and his contact details are stephen.stott6852@nottinghamshire.pnn.police.uk. In his absence all enquiries should be made to Nick Burns and his contact details are nicky.burns@nottinghamshire.pnn.police.uk.

Required Information

The IoF will maintain and manage the diary schedule. Diary/Schedule information will include: contact details for the agency (if applicable); and charity being fundraised for.

Copies of the diary are to be made available to:

Name: Stephen Stott, City Centre Manager, Nottingham City Council

email: stephen.stott6852@nottinghamshire.pnn.police.uk

Name: Zoey Mayes, Officer Manager, Licensing, Nottingham City Council

email: zoey.mayes@nottinghamcity.gov.uk

Name: Angela Rawson, Regional Licensing and Policy Manager, Nottingham City Council

email: angela.rawson@nottinghamcity.gov.uk

Name: Nick Burns, City Centre Management Officer, Nottingham City Council

email: nicky.burns@nottinghamshire.pnn.police.uk

These contact details shall be updated as and when necessary.

Transition and continuity

Should the nominated gatekeeper move on or responsibilities otherwise change, the gatekeeper will inform his/her successor of the detail of this agreement, the relationship with the IoF, arrangements for the regulation of face-to-face fundraising, and provide the IoF with contact details for the successor.

5 Management of Nottingham City Centre Public Spaces Protection Order 2019

Fundraisers should be aware that the Council have implemented the Management of Nottingham City Centre Public Spaces Protection Order 2019 (City Centre PSPO), which came into effect on 18 March 2019. The order regulates various activities and requires the consent of the Council to be obtained for on street charity collections undertaken within the city centre which are not otherwise authorised by law or separately authorised by permit licence or other authority of the Council. Fundraising booked via, and carried out in accordance with this SMA, will be deemed to have consent for the purposes of the City Centre PSPO. However, fundraising undertaken outside the scope of this agreement and without the specific consent of the Council may be a breach of the City Centre PSPO and result in enforcement action. Further details of the City Centre PSPO can be found at <https://www.nottinghamcity.gov.uk/community/community-protection/public-spaces-protection-orders/anti-social-behaviour/>

6 Complaint Management

IoF will respond to and seek to resolve all complaints received, and issue penalties according to its rules. The Council will provide real time notification of any complaints it wishes to be resolved immediately and provide sufficient detail for any retrospective complaints to be investigated. Where the collection agencies or the charities themselves receive complaints it is expected that they will provide information to the IoF including information about the identity of any individual collector who is subject of a complaint and of the action taken (if any).

Members of the public are encouraged to direct complaints about charity fundraising to the Fundraising Regulator.

7 Working Together

The Council agrees to work with the IoF to raise awareness regarding this site management scheme, including explaining what face-to-face fundraising is, the IoF, the Code of Fundraising Practice, and facts about Direct Debit.

The IoF monitors member organisations, through a programme of random spot-checks, responding to complaints, and other mechanisms, to ensure fundraisers' adherence to the Code of Fundraising Practice, Fundraising Regulator Rules, and Site Management Agreements. The IoF can give appropriate penalties or sanctions to those not abiding by the rules.

This SMA may be reviewed from 6 months after its implementation, as and when it is deemed necessary. All amendments will be agreed in writing before becoming effective. Either party can withdraw from this agreement, giving 3 months’ notice in writing.

Signed For and On Behalf Of
the Institute of Fundraising:

Print name:	Nick Henry
Job title:	Head of Standards and Allocations
Date:	

Signed For and On Behalf Of
Nottingham City Council:

Print name:	Andrew Errington
Job title:	Director of Community Protection
Date:	

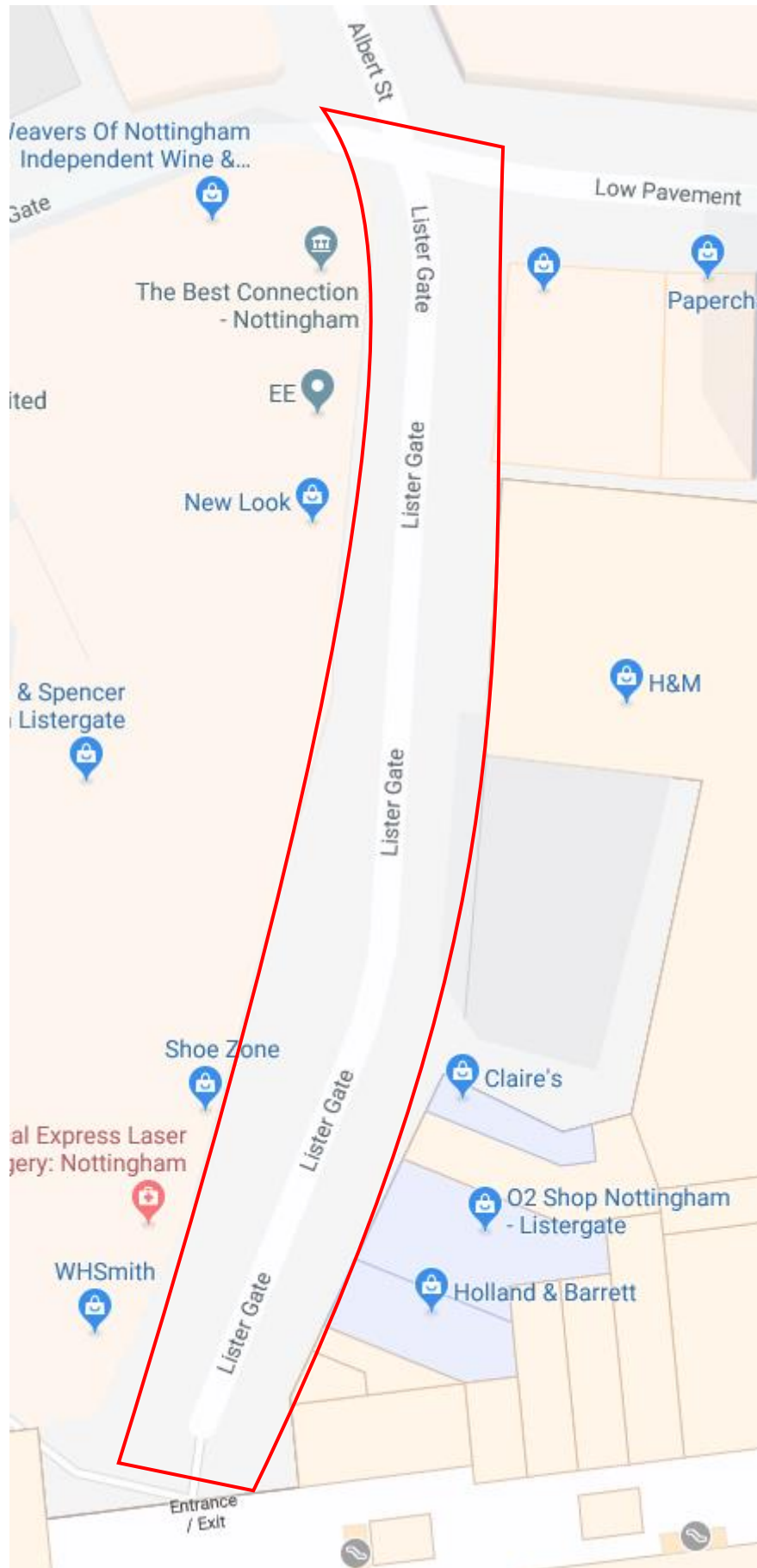
Appendix 1- Map(s)

Plan showing the area(s) where fundraising is to be permitted:

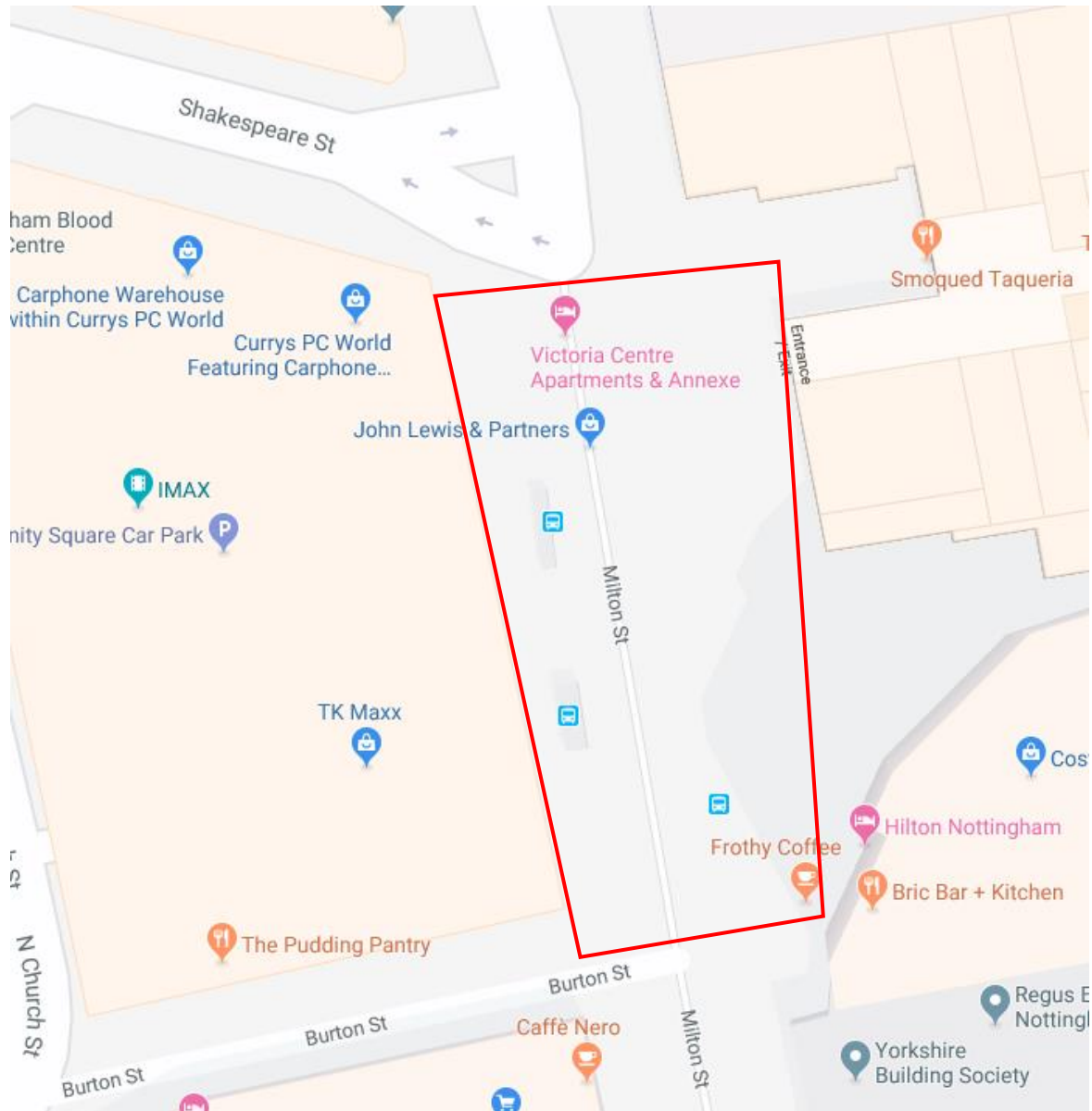
Long Row



Lister Gate



Milton Street



Appendix 2- Direct Debit Guarantee

Know your rights - The Direct Debit Guarantee

Direct Debit is one of the safest ways of making charitable donations. Organisations using the Direct Debit Scheme go through a careful vetting process before they're authorised, and are closely monitored by the banking industry. The efficiency and security of the Scheme is monitored and protected by your own bank or building society.

The Direct Debit Scheme applies to all Direct Debits. It protects you in the rare event that anything goes wrong.

The Direct Debit Guarantee

- The Guarantee is offered by all banks and building societies that accept instructions to pay Direct Debits.
- If there are any changes to the amount, date or frequency of your Direct Debit the organisation will notify you (normally 10 working days) in advance of your account being debited or as otherwise agreed. If you request the organisation to collect a payment, confirmation of the amount and date will be given to you at the time of the request.
- If an error is made in the payment of your Direct Debit, by the organisation or your bank or building society, you are entitled to a full and immediate refund of the amount paid from your bank or building society.
 - If you receive a refund you are not entitled to, you must pay it back when the organisation asks you to.
- You can cancel a Direct Debit at any time by simply contacting your bank or building society. Written confirmation may be required. Please also notify the organisation.