

THE AUSTRALIAN AND NEW ZEALAND DIOCESE

OF THE RUSSIAN ORTHODOX CHURCH OUTSIDE OF RUSSIA

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Circular Notice

To the Rectors and Church Wardens of Churches of the Australian & New Zealand Diocese

As part of our ongoing obligations to ACNC the diocese has been requested to report whether fundraising takes place within the church/organisation/parishes. This includes the intent to fundraise in future.

ACNC requests that responsible persons for a charity be familiar with the legal obligations in regards to fundraising, including the need for permits or authority to fundraise. There is no national standard for fundraising laws and exemptions exist for religious organisations in some states. Please become familiar with the requirements within your state. These requirements may change according to the type of fundraising, whether it is 'in – house' (e.g. Collection plates or bake sales) or reaching out to a wider public, such as functions and large raffles.

In addition, the ACNC requests the Diocese, including parishes, to report annually funds sent overseas. In order to provide the correct information, we remind parishes that funds collected must be sent to the diocese for disbursement to overseas organisations.



**Bishop George of Canberra
Auxiliary Bishop of Australia and New Zealand Diocese
Of the Russian Orthodox Church Outside of Russia**

Legislation in Australian states and territories concerning charity fundraising and licence obligations.

State	Act	Description
ACT	<i>Charitable Collections Act 2003</i>	Changes commenced on 1 July 2017 for charities registered with ACNC. Charities registered with ACNC no longer need to hold an ACT charitable collections licence. https://www.accesscanberra.act.gov.au/app/answers/detail/a_id/1549/kw/fundraising%20licence
NSW	<i>Charitable Fundraising Act 1991</i>	Provides exemption from 'authority to fundraise' (licence) to religious bodies under Marriage Proclamation 2007 of Marriage Act 1961 https://www.fairtrading.nsw.gov.au/charitable-fundraising/starting-a-charity/exemptions-from-the-charitable-fundraising-act
NT	<i>Does not have legislation that governs fundraising</i>	Under Gaming Control Act lottery activities where the total value of tickets or entry fees is \$5,000 or less does not need a permit. https://www.acnc.gov.au/for-charities/manage-your-charity/other-regulators/state-and-territory-regulators/regulation
QLD	<i>Collections Act 1966 Collections Regulation 2008</i>	Recognised religious organisations under the Marriage Proclamation 2007 may fundraise without registering. https://www.qld.gov.au/law/laws-regulated-industries-and-accountability/queensland-laws-and-regulations/associations-charities-and-non-for-profits/charities-and-fundraising/starting-an-appeal-for-fundraising-support/fundraise-for-charitable-purpose
SA	<i>Collections for Charitable Purposes Act 1939 Lottery and Gaming Act 1936 (SA).</i>	1 Dec 2016 Charities registered with the ACNC that fundraise in SA are exempt from applying for a Fundraising licence from CBS. They need to notify the CBS of their intention to continue fundraising in SA. This can be done through the ACNC portal. https://www.sa.gov.au/topics/family-and-community/community-organisations/fundraising-for-organisations/lotteries
TAS	<i>The Collection of Charities Act 2001</i>	Charities including religious organisations must register if the principle office is outside Tasmania. The Act does not apply to appeals made on the premises, e.g. collection plate. http://www.consumer.tas.gov.au/registrations/charities
VIC	<i>Fundraising Act 1998 Fundraising Regulations 2009</i>	Consumer Affairs Victoria (CAV) regulates fundraising register. Under the Marriage Proclamation 2007 recognised religions may fundraise without registering. https://www.consumer.vic.gov.au/clubs-and-fundraising/fundraisers/registration/exemptions-from-registration
WA	<i>Charitable Collections Act 1946</i>	A Charitable Collections Licence must be obtained by any organisation seeking to fundraise for charitable purposes. A licence is valid for three years, issued by the Department of Commerce. https://www.commerce.wa.gov.au/books/inc-guide-incorporated-associations-western-australia/fundraising-charitable-purposes

