

## **ANNEX - BACKGROUND INFORMATION ON CHARITIES ACT – SECTION 37(1)**

### **Power of Commissioner to prohibit or restrict, or suspend, fund-raising appeal**

**Section 37.** — (1) Despite any exemption or permit granted under section 36, the Commissioner may, at any time, by order in the Gazette —

- (a) prohibit or stop the conduct of any fund-raising appeal by any charity or person;  
or
- (b) restrict the conduct of any fund-raising appeal by any charity or person by imposing conditions,

if the Commissioner is satisfied —

- (c) that any fund-raising appeal conducted by the charity or person has not been conducted in good faith for charitable, benevolent or philanthropic purposes;
- (d) that any of the persons who have conducted a fund-raising appeal, or any persons associated with any such appeal, are not fit and proper persons to administer, or to be associated with, a fund-raising appeal for charitable, benevolent or philanthropic purposes;
- (e) that any fund-raising appeal has been improperly administered;
- (f) that, in connection with any fund-raising appeal conducted, the provisions of this Act or the regulations or the conditions imposed by the Commissioner were not complied with by any person conducting or participating in the appeal; or
- (g) that, in the public interest, the fund-raising appeal should not be conducted.