

CHARITABLE FUNDRAISING ACT 1991

Exemption Order No. 001/21

Section 23(4) of the *Charitable Fundraising Act 1991*

Financial reporting requirements

I, Rosemary Ann Webb, Commissioner for Fair Trading, Department of Customer Service, pursuant to section 23(4) of the *Charitable Fundraising Act 1991*, hereby exempt the class of fundraising authority holders defined in Schedule A of this Order from the requirements of section 23 of the *Charitable Fundraising Act 1991* subject to the conditions set out in Schedule B of this Order.

1. Commencement

This Order commences on 1 July 2021 and has effect until revoked, suspended or varied by a further Order in writing.

2. Definitions

In this Order:

CF Act means the *Charitable Fundraising Act 1991* of New South Wales.

ACNC Act means the *Australian Charities and Not-for-Profits Commission Act 2012* of the Commonwealth.

ACNC Regulation means the *Australian Charities and Not-for-Profits Commission Regulation 2010* of the Commonwealth.

Fundraising authority holder means an entity holding an authority in force under Part 2 of the *Charitable Fundraising Act 1991*.

Commissioner means the Commissioner of the Australian Charities and Not-for-profits Commission established by section 110-5 of the *ACNC Act*.

Register means the Australian Charities and Not-for-profits Register maintained by the Commissioner under Division 40 of the *ACNC Act*.

Secretary has the same meaning as under section 4(1) of the *CF Act*.

Schedule A

This Order applies to a NSW fundraising authority holder that is also registered as a charity type of entity under the *ACNC Act*.

Schedule B

This Order is subject to the following condition:

1. The fundraising authority holder must comply with the obligation under Division 60 of the *ACNC Act* to give the Commissioner an annual information statement and, if applicable, an annual financial report, and a reviewer's report or auditor's report for each financial year as required under that Division.
2. The fundraising authority holder must make publicly available, within 3 months of the closure of a fundraising appeal, the following details about each appeal:
 - amount of funds raised;
 - the charitable purpose;
 - the beneficiaries of the appeal;
 - the duration of the appeal;
 - amount of the funds applied to the expenses of running the appeal;
 - amounts distributed to beneficiaries; and
 - any undistributed amounts remaining.

Dated this 1st day of July 2021



Rosemary Ann Webb
Commissioner for Fair Trading
Department of Customer Service