

Response to question taken on notice, 30 October 2018, Fundraising Institute Australia

1) Charitable purpose (Question from Senator Abetz):

It is FIA's submission that a review of the definition of charity and charitable purpose at this time would be premature. In addition to the intense level of activity at Commonwealth, state and territory level on fundraising regulation, reviews already currently underway include the report of the ACNC Review Panel and DGR reform. Any change to the definition of charitable purpose would involve all FIA members in time-consuming and possibly expensive compliance activity and FIA urges this Committee to consider the ramifications on the sector when considering its recommendations.

2) Five ministers across four departments (Question from Senator Abetz):

At the time of writing the FIA submission for this Senate Select Committee inquiry relevant portfolio responsibilities were as follows:

Two Treasury ministers:

1. Senator Sukkar - ACNC, ATO
2. Michael McCormack - ACL, ACCC
3. Minister for Social Services - Since 2013 responsibility for charity/NFP issues has been split between Treasury and DSS with the former responsible for the ACNC Act and DSS for the Charities Act.
4. Minister for Communications – ACMA (telephone and online solicitation for donations), Do Not Call Act and Register(charity exemption)
5. Attorney General - Privacy Act (charities and NFPs are specifically covered as 'entities' under the Australian Privacy Principles)

Thanks



Scott McClellan
Code and Regulatory Affairs