

**WRITTEN QUESTION TO H.M. ATTORNEY GENERAL
BY DEPUTY M. TADIER OF ST. BRELADE
ANSWER TO BE TABLED ON TUESDAY 17th NOVEMBER 2015**

Question

Will H.M. Attorney General state whether it is it lawful to require all buskers to give all their earnings to charity during the month of December, including a minimum 15% to the Joint Charities Christmas Appeal, and, given that some individuals may conceivably make their livings solely from busking, is it human rights compliant to require the giving of all their wages to charity during this period?

Answer

Application forms for a busking permit require the applicant to confirm that they have read the 'Guidelines for Busking in Jersey (2015)' and are happy to comply with its terms. One of the terms is that all money raised from busking during the Christmas period must go to charity, including a minimum of 15% to the Joint Charities Christmas Appeal, and the balance to a charity chosen by the busker. There is no requirement for persons, who have been issued with a permit, to busk during the Christmas period. Therefore, the condition is viewed as being reasonable and human rights compliant, but a request to vary the condition could be submitted if there were circumstances that would justify a departure from this long-standing arrangement.