

1. Purpose

The purpose of this policy is to outline the requirements of a public fund for receiving gifted contributions made by the public to Blazing Swan Incorporated and how monies gifted to the fund will be distributed. This document aims to provide both oversight to those who donate as well as meet legal requirements for having such a fund.

2. Scope

2.1 Public Contributions

It is the intention of Blazing Swan Incorporated that the public will contribute to the fund. Public contributions must be invited, and the public must in fact contribute to the fund. If there are no contributions from the public despite invitations then the fund will not be considered a public fund.

2.2 Not-For-Profit Basis

The fund will operate on a non-profit basis. This means that money must not be distributed to members of the managing committee or trustees of the fund except as reimbursement for out-of-pocket expenses incurred on behalf of the fund or as proper remuneration for administrative services.

3. Policy Statement

3.1 Donations

Donations will be deposited into the public fund. Donations are not tax deductible. These monies will be kept in a separate account from other funds, with records of receipts and clear accounting procedures to show the use of funds. Donation to the public fund will only be used to further the principal purpose and objects of the Association.

The objects of the Association are to-

- a. Organise, develop and promote:
 - i. an annual arts, music, and cultural festival which is inclusive, accepting, and safe;
 - ii. other related events promoting self-expression, identity and understanding;
- b. Foster and create new art projects in Western Australia;
- c. Develop and support workshops and training activities;
- d. Promote the interests of, and advocate for, Members as a whole
- e. Provide Members, and other persons as decided by the committee, with a range of services, products and assistance;
- f. Provide facilities for the benefit of Members and other persons as decided by the committee;
- g. Support and develop community-based fundraising events to further the Association's objects;
- h. Train volunteers to facilitate the Association's objects; and
- i. Conduct the Association's activities in an environmentally sustainable manner

The fund will be administered by a subcommittee of the Blazing Swan Organizing committee, the majority of whom, because of their tenure of some public office or their professional standing, have an underlying community responsibility, as distinct from obligations solely in regard to the cultural objectives of Blazing Swan Incorporated.

No monies/assets in this fund will be distributed to members or office bearers of the Association, except as reimbursement of out-of-pocket expenses incurred on behalf of the fund or proper remuneration for administrative services.

The Department of Communications and the Arts are responsible for the administration of the Register of Cultural Organizations and will be notified of any proposed amendments or alterations to provisions for the public fund, to assess the effect of any amendments on the public fund.

3.2 Receipts

Receipts for gifts to the public fund must state:

1. the name of the public fund and that the receipt is for a gift made to the public fund
2. the Australian Business Number of the Blazing Swan Inc.
3. the fact that the receipt is for a gift, and
4. any other matter required to be included on the receipt pursuant to the requirements of the Income Tax Assessment Act 1997.

3.3 Dissolution

If upon the winding-up or dissolution of the public fund, there remains after satisfaction of all its debts and liabilities, any property or funds, the property or funds shall not be paid to or distributed among its members, but shall be given or transferred to some other fund, authority or institution having objects similar to the objects of this public fund, and whose rules shall prohibit the distribution of its or their income among its or their members, such fund, authority or institution to be eligible for tax deductibility of donations under Subdivision 30-B, section 30-100, of the Income Tax Assessment Act 1997.

Blazing Swan Inc. must not pay any of its profits or financial surplus, or give any of its property, to its members, beneficiaries, controllers or owners (as appropriate).

Blazing Swan Inc. must comply with any rules that the Treasury Minister or the Minister for the Arts make to ensure that gifts made to the public fund will only be used for the company's principal purpose.

Blazing Swan Inc. must provide to the Department responsible for the administration of the Register of Cultural Organizations statistical information on the gifts made to the public fund every 6 months.

4. References

- Blazing Swan Constitution
- Australian Taxation Office
- Further information can be found on the website; www.blazingswan.com.au