

AUSTRALIAN
POWERCHAIR
FOOTBALL
ASSOCIATION



GIFT ACCEPTANCE AND DONOR RECOGNITION POLICY

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President is responsible for this document.	

Introduction

APFA welcomes donations to support our mission of providing access to powerchair football in Australia and giving athletes the opportunity to take their sport to higher levels of competition.

The purpose of this policy is to outline how donations are treated by APFA and the role of donors in APFA's success.

Definition of a donation

A donation is the payment or transfer of funds to APFA to support APFA's operations and projects. A donation is, unless agreed otherwise, an Unrestricted Donation – meaning that APFA can use the donation as APFA sees fit.

APFA values the opportunity to acknowledge and celebrate donor generosity. A donation does not, however, create an ongoing legal relationship between APFA and the donor. In particular a donation:

- Does not constitute sponsorship;
- Does not create advertising rights;
- Does not provide naming rights;
- Does not provide exclusivity rights; and
- Does not provide governance, decision-making or approval rights.

A donation is different from legal agreements that APFA typically enters into, such as:

Sponsorship	A sponsorship exists only where APFA and the funding party have entered into a written sponsorship agreement executed by both parties. The provision of donor recognition, acknowledgements, logo placement, event invitations or similar benefits does not of itself create a sponsorship arrangement.
Grant funding	Government grants, philanthropic grants and similar funding arrangements are governed by the applicable funding agreement and are not donations. This includes grants from state and national sporting organisations.
Contracts for Goods or Services	Where APFA receives funds in exchange for services, project delivery, event delivery or other contractual commitments, the arrangement is governed by the relevant contract and is not a donation.

Donor Recognition

APFA values the opportunity to acknowledge and celebrate donor generosity.

Subject to this Policy, where a donation is not anonymous (see below) APFA may recognise donors through:

- APFA publications;
- Annual reports;
- Social media;
- Websites;
- Events;

- Media releases;
- Presentations; and
- Other communications determined by APFA.

The form, timing, duration and extent of recognition will be determined solely by APFA.

Where a donor is an organisation, APFA may request permission to use the donor's name, logo or brand for donor recognition purposes. Any such use:

- Is solely for acknowledging donor support;
- Does not imply endorsement by APFA of the donor's products, services, views or activities;
- Does not imply endorsement of APFA by the donor; and
- May be modified, suspended or discontinued by APFA at any time.

Independence

Except as noted below, in relation to Restricted Donations, acceptance of a donation does not entitle a donor to direct APFA operations, including:

- Influencing APFA policy positions;
- Determining program priorities;
- Controlling communications;
- Approving publications; or
- Appointing representatives to APFA governance structures.

Restricted Donations

APFA welcomes donations that support its charitable purposes and strategic objectives. Where a donor seeks to impose restrictions, conditions, directions or limitations on the use of donated funds, the donation will be treated as a Restricted Donation.

As noted above, under this Policy, donations are considered by APFA to be an Unrestricted Donation unless specifically agreed otherwise by the APFA Board.

APFA will only accept a Restricted Donation where the Board is satisfied that:

- the restriction is consistent with APFA's objects, values and strategic priorities;
- the restriction does not compromise APFA's independence or governance;
- APFA has the operational capacity to comply with the restriction;
- the restriction does not create unreasonable administrative, financial or reporting obligations; and
- acceptance of the donation is in the best interests of APFA.

All Restricted Donations require prior approval of the Board, regardless of value. The Board may at its discretion decline, negotiate amendments to, or return a Restricted Donation where it considers this to be necessary.

Anonymous Donations

APFA respects the privacy preferences of its donors. If requested by a donor, APFA will use reasonable efforts to keep the donor's identity confidential and will not publicly acknowledge or identify the donor.

However, APFA must know the identity of all donors from whom it accepts funds and reserves the right to undertake any enquiries reasonably necessary to satisfy its legal, governance, financial management and due diligence obligations. APFA may decline a donation where the donor is unwilling to disclose their identity to APFA.

Nothing in this Policy prevents APFA from disclosing donor information where required by law, regulation, court order, audit requirements or funding compliance obligations.

Tax Deductibility

APFA is not presently endorsed as a Deductible Gift Recipient (DGR). Donations made directly to APFA are generally not tax deductible. Tax-deductible donations may be available through the Australian Sports Foundation where applicable. APFA intends to pursue constitutional amendments and related governance changes to support future DGR eligibility but makes no representation regarding the timing or outcome of any application.

Acceptance of donations

APFA may accept monetary or non-monetary donations. The Board (or its delegate - as below), may decline a donation for any reason. This may include considers that acceptance may:

- Be inconsistent with APFA's objects, values or strategic objectives;
- Create an actual or perceived conflict of interest;
- Expose APFA to reputational harm;
- Expose APFA to legal, regulatory or financial risk;
- Be inconsistent with APFA's obligations as a charity or not-for-profit organisation; or
- Impose unreasonable administrative, operational or reporting burdens.

Delegated approval for acceptance of donations will be as follows:

Donation type	Delegate
Up to \$1000	President
\$1001–\$50,000	President and one Director
Over \$50,000	Board approval
Restricted donations, or donations that pose a potential reputational risk for APFA	Nil - require Board approval regardless of value

The President may refer any donation to the Board at their discretion.

A copy of this policy will be made available publicly on the APFA website for the information of potential donors. A formal response will also be provided to all donations over the value of \$1000 formally thanking them for their donation and providing a summary of this policy.