

# HILLAM & MONK FRYSTON CRICKET CLUB

## CONSTITUTION

### 1 CLUB NAME

The name of the Club shall be Hillam and Monk Fryston Cricket Club.

### 2 PURPOSES

The purposes of the Club are to promote the amateur sport of cricket in Hillam and Monk Fryston and community participation in the same.

### 3 MEMBERSHIP

a) Membership of the Club shall be open to anyone interested in the sport on application regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religion or other beliefs. However, limitation of membership according to available facilities is allowable on a nondiscriminatory basis.

b) The Club may have different classes of membership and subscription on a nondiscriminatory and fair basis. The Club will keep subscriptions at levels that will not pose a significant obstacle to people participating.

c) The Club Committee may refuse membership, or remove it, only for good cause such as conduct or character likely to bring the Club or sport into disrepute. Appeal against refusal or removal may be made to the members.

### 4 MEETINGS

The Annual General Meeting of the Club will be held after 30 September in any one calendar year. A Pre-season General Meeting will be held before 1 April in any one calendar year. Fourteen days' notice must be given. Extraordinary General Meetings may be held at other times on written and signed demand of at least five Club members, who must provide at least fourteen days' notice to the Management Committee and at the same time submit items for the agenda.

A quorum at all General Meetings shall be ten.

### 5 MANAGEMENT COMMITTEE

The Club shall be governed by a Management Committee comprising of the Chairman, Secretary, Treasurer, President and four other members. All members of the Management Committee will be deemed members of the Club for voting purposes. This Committee shall meet at least nine times per annum, and shall have overall responsibility for the Club's affairs.

A quorum shall be five.

Additional members may be co-opted on the Management Committee by a simple majority of Management Committee members. The Management Committee may appoint sub-committees for certain projects, which will have the authority to act in the interest of the Club on such matters, but will be directly responsible to the Management Committee.

### 6 CRICKET COMMITTEE

Team selection shall be carried out by the Cricket Committee comprising the Chairman, First and Second Team Captains and Vice Captains, the Evening League Captain, a junior representative and

two other Club members.

Meetings will be held weekly during the season.

## **7 ELECTION OF OFFICERS**

The Management and Cricket Committees and all Club officers shall be elected at the Annual General Meeting. Any posts which fall vacant at other times will be filled by decision of the Management Committee and ratified or otherwise at the next General Meeting. Officers of the Club may be removed only during the term of office at a properly constituted Extraordinary General Meeting. At such a meeting, a majority of two thirds of the votes cast is required to carry such a motion.

## **8 ANNUAL ACCOUNTS AND SUBSCRIPTIONS**

The annual subscriptions and other fees shall be fixed at the Annual General Meeting, at which time the Honorary Treasurer will present the accounts for the year ended 30 September to the Annual General Meeting for formal approval.

## **9 DISCIPLINE**

All matters of discipline will be dealt with by the Disciplinary Committee which shall consist of three members of the Management Committee, one of whom shall be elected as Chairman for the hearing. None of the members of this Committee shall have been witness to or involved in any way with the incident(s) under consideration. The decision of this Committee shall be final and binding on all parties.

## **10 PROPERTY & FUNDS**

**a)** The property and funds of the Club cannot be used for the direct or indirect private benefit of members other than as reasonably allowed by the Rules and all surplus income or profits are reinvested in the club.

**b)** The Club may provide sporting and related social facilities, sporting equipment, coaching, courses, insurance cover, medical treatment, away-match expenses, post-match refreshments and other ordinary benefits of Community Amateur Sports Clubs (CASCs) as provided for in the Finance Act 2002.

**c)** The Club may also in connection with the sports purposes of the Club:

**i)** sell and supply food, drink and related sports clothing and equipment;

**ii)** employ members (though not for playing) and remunerate them for providing goods and services, on fair terms set by the Committee without the person concerned being present;

**iii)** pay for reasonable hospitality for visiting teams and guests;

**iv)** indemnify the Committee and members acting properly in the course of the running of the Club against any liability incurred in the proper running of the Club (but only to the extent of its assets).

**d)** The Committee will have due regard to the law on disability discrimination and child protection.

## **11 TRUSTEES**

- a)** The number of Trustees shall not be fewer than two nor more than four.
- b)** The Trustees shall hold office until death, resignation or removal from office by resolution of the members. A Trustee can be removed only at the Annual General Meeting.
- c)** There shall be vested in the Trustees all the property of the Club other than cash, which shall be under the control of the Treasurer.
- d)** The Trustees shall deal with the property vested in them by way of sale, mortgage, charge, lease or otherwise howsoever as directed by the Club. Such direction shall be given by a resolution of the members of the Club passed by the majority of the members present at a duly convened meeting of the Club and when so passed shall in favour of a purchaser, mortgagee, chargee, lessee or grantee be binding on all members of the Club.

## **12 MINUTES**

Minutes shall be recorded of all Management Committee and Club General Meetings and such minutes shall, with the approval of the members, be signed by the Chairman at a subsequent meeting.

## **13 WINDING UP**

- a)** The members may vote to wind up the Club if not less than three quarters of those present and voting support that proposal at a properly convened General Meeting.
- b)** The Committee will then be responsible for the orderly winding up of the Club's affairs.
- c)** After settling all liabilities of the Club, the Committee shall dispose of the net assets remaining to one or more of the following:
  - i)** another Club with similar sports purposes which is a registered charity and/or
  - ii)** another Club with similar sports purposes which is a registered CASC and/or
  - iii)** the Club's governing body for use by that Club for related community sports.

## **14 VARIATION OF CONSTITUTION**

The Constitution and Rules may be varied only by consent of the Annual General Meeting of the Club. Any resolution must receive two thirds of all votes cast to be carried. Proposals for alterations must be made in writing to the Secretary at least seven days before the Annual General Meeting.

## **15 PRIORITY**

Where there is any conflict between any of the "key Rules" of this Constitution (numbers 2, 3, 10, 13, 15) and any other Rule or Rules the key Rule(s) will take priority. Interpretation of all the Rules must be consistent with the statutory requirements for CASCs.