

KINOULTON CRICKET CLUB - RULES AND CONSTITUTION

(Incorporating Amendment Passed at AGM 18th February 2008)

1. The name of the Club shall be "KINOULTON CRICKET CLUB" and shall be registered as a member of the Nottinghamshire Cricket Board.
2. The purpose of the Club shall primarily be to provide facilities for the playing of the game of cricket specifically for the people within the parish of Kinoulton or those within the surrounding areas.
3. The clubs financial year is from 1st November to 31st October.
4. Officers of the Club
 - a. The officers of the club shall consist of a President, Chairman, Vice Chairman, Treasurer, Secretary and Match Secretary. The officers shall be proposed, seconded and elected at each Annual General Meeting. They shall hold office until the next Annual General Meeting when they shall retire but be eligible for re-election.
5. Management Committee
 - a. The Management of the affairs of the club shall be entrusted to a Management Committee consisting of:-
 - b. Chairman, Vice Chairman, Secretary and Treasurer and a representative from each sub committee (senior cricket, finance, junior and youth, ground and social/publicity).
 - c. A minimum of 5 members of the Management Committee must be elected each year at the Annual General Meeting. Four members of the Committee shall form a quorum.
 - d. No person shall hold more than 2 positions on the Committee during any one year.
6. Powers of the Management Committee
 - a. Appoint from their own number and from other members of the club, Sub Committees for special purposes and to delegate to them any of the power of the Management Committee except those of making, altering or revoking the constitution.
 - b. To decide all disputes between members or between the club and any member or members.
 - c. To represent the club in external communications.
 - d. To co-opt any member of the club to any Sub Committee.
 - e. Generally manage the affairs of the Club in accordance with the rules.
 - f. To deal with any emergency that may arise and that cannot be held until the Annual General Meeting.
 - g. To co-opt any member to fill a casual vacancy, so long as such members do not exceed one third of the Committee.
 - h. To agree to an annual budget and ensure that the club manages its finances in a responsible manner its obligations.

7. Sub Committees

- a. Shall supply minutes of their meetings to the Management Committee and at the Annual General Meeting.
- b. Shall manage any budget that has been devolved to them and report against that budget as and when requested by the Management Committee.

8. Membership -

- a) Membership shall be open, irrespective of age, gender, disability, race, ethnic origin, creed, colour, social status and sexual orientation to:
- b) There shall be 5 (five) categories of membership:

a) Full Members/Student Members and Un-employed	members over the age of 18 years and who have paid the annual subscription laid down from time to time.
b) Junior Members	playing members who have not at May 1st reached the age of 18 years and who have paid the annual subscription laid down from time to time.
c) Honorary Life Members	to be elected at the Annual General Meeting. Not more than two Honorary Life Members to be elected each year.
d) Vice Presidents	any person who is interested in furthering the work of the Club and who has paid the annual subscription laid down from time to time.
e) Social Members	any person desirous of participating in the activities of the Club and who has paid the annual subscription laid down from time to time, but who shall have no right to vote at General Meetings of the Club or be elected to any office of the Club.

- c) Every candidate for membership shall be proposed and seconded by members of the Club in writing to the Secretary. There must be at least a two-day wait between that person seeking membership and that person being elected to membership by the Management Committee. Election shall be at the sole discretion of the Management Committee. Without prejudice to the foregoing, any candidate for playing membership may at the discretion of the Selection Committee be invited to immediately partake in the playing activities of the Club (save for the purchase of intoxicating liquor).
- d) A Membership Card shall be provided to each member on payment of the subscription and will be valid of twelve months from the date of issue. All subscriptions shall be paid before 31st May.
- e) All members must, at the request of an officer or General Committee member of the Club, produce their membership card when on the premises of the Club. Membership cards must be surrendered to the Secretary in the event of suspension or cessation of membership.

- f) The Secretary and Treasurer shall keep a register of the names and addresses of all members and those details shall be made available to the General Meeting.
- g) If any members shall fail to pay his or her annual subscription within one month of the due date, the Treasurer shall send a notice in writing requiring payment within seven days. Failure to pay shall be reported to the next meeting of the General Committee for consideration of the termination of that individual's membership. Without prejudice to the foregoing the General Committee or any Selection Committee may at any time suspend any member from team selection if his or her subscription has not been paid.
- h) Any member of the Club may resign from membership by giving written notice to that effect to the Secretary.
- i) The General Committee shall have the power to suspend or expel any member if in its opinion his/her conduct is prejudicial to the interests and objects of the Club, or his or her conduct is in contravention of the Laws or 'spirit' of cricket or the rules of any League the Club is a participating member of or the rules of any Association to which the Club belongs. Any disciplinary action taken shall be in accordance with the English and Wales Cricket Board guidelines.
- j) Only paid up members of the club can represent the club in competitive matches.

9. Subscriptions

- a. The Annual Subscription shall be decided by those members eligible to vote at the Annual General Meeting. Should any member fall 12 months in arrears with such subscriptions, it shall be deemed the member has terminated his/her membership.

10. Annual General Meeting

A general meeting called the Annual General Meeting shall be held each year within 60 days of the end of the clubs financial year, when 12 members are required to form a quorum. The Secretary shall, not less than 14 days prior to such a meeting, give written notice to members whose addresses appear on the Club records, the date, time and venue of such meeting together with copies of the Agenda and the clubs accounts. Any motion desired to be placed before this meeting shall be notified to the Secretary in writing prior to the commencement of the meeting. The general business of the Annual General Meeting shall be:-

- a. The minutes of the previous Annual General Meeting together with minutes of any Extraordinary General Meeting that may have occurred since the day thereof.
- b. The Chairman's report.
- c. Treasurer's report and the approval of the accounts.
- d. Secretary's report
- e. Captains reports
- f. Groundsman's report
- g. Social Committee's report
- h. The election of Officers, Captains, Management Committee and Selection Committee and any other Committee deemed necessary for the ensuing year.

- i. Appointment of Auditors
- j. Motions of which notice has been given.

11. Extraordinary General Meeting

- a. An extraordinary general meeting may be called by the Secretary upon the order of the Management Committee or upon written request of at least six members, when their reasons for calling the meeting must be stated. No other business shall be transacted at this meeting other than for which it is called. Seven days notice in writing shall be given by the Secretary of any such meeting. An extraordinary general meeting is empowered to amend and/or reject club rules as necessary. Six members shall form a quorum.

12. Selection Committee

- a. The Selection Committee shall consist of the Club Captains (1st XI, 2nd XI, Sun XI and Midweek XI) and the Vice Captains. At all times the Selection Committee shall consist of a minimum of 4 Player Members. The Selection Committee shall at all times have a responsibility to encourage youth participation. A "Twelfth Man" must be selected. In the absence of the 1st XI Captain, the 1st XI Vice-Captain shall assume the Chair. In the event of both the 1st XI Captain and the 1st XI Vice-Captain being unavailable, then the remaining elected members shall assume the chair.

13. Club Captain and Vice Captain

- a. Election of these Officers shall take place at the Annual General Meeting. Only playing members of one full years membership shall be eligible for election to Captain. Only playing members of one full years membership shall be eligible for election to Vice-Captain. The Captain shall be responsible for notifying members/players of there selection. If any member/player is unavailable for selection, they must contact the Captain or Vice Captain. The Vice-Captain shall assume all responsibilities in the Captain's absence. He shall be responsible for collecting any "Match Tax". Should the Vice-Captain not be available the Captain shall assume this responsibility. The Captain and Vice-Captain shall jointly be responsible for checking the kit at the end of the season and shall report on the desirability, if any, of the purchase of replacement items.

14. Match Secretary

- a. The Match Secretary shall be elected at the Annual General Meeting and shall arrange suitable fixtures for the Club. The groundsman will be advised of all the fixtures as a matter of priority.

15. Voting

- a. Voting at all meetings shall be by a show of hands unless a ballot is requested by three members or at the Chairman's discretion. Each member shall be entitled to one vote only. In the event of a tie, the Chairman shall have an extra vote called the casting vote, to decide the outcome. At the Annual General Meeting, voting will be confined to members. All members entitled to use the Club premises will be entitled to vote and those members will have equal voting rights, with the exception of the Chairman, who will only vote in the event of a tied vote. All members of the club shall be eligible to vote with equal rights on all nominations and motions, with the exception of nominations for Captains and Vice Captains, for which only Playing Members, Honorary Life Members, who have played at the club in the preceding season or junior members may vote.

16. Nominations and Motions

- a. With the exception of those to either change the Constitution or to Dissolve the Club, nominations and motions will be accepted "from the floor" at the *General Meeting*, provided they are proposed and seconded by members eligible to vote for such nomination. No member may be proposed for office without his prior approval. Abstentions shall be counted as votes neither for nor against the motion. Where more than one person is nominated for the position of President, Chairman, Vice Chairman, Treasurer, Hon Secretary, Captain, Vice Captain, Sunday Captain or Match Secretary voting will be by a secret ballot to be organised by the Officers of the Club. Voting on all other matters will be by a show of hands. A simple majority will prevail with the exception of motions to either change the constitution or to Dissolve the Club

17. Accounts

- a. One Honorary Auditor shall be elected at the *Annual General Meeting*. The accounts of the Club shall be made up to October 31st each year by the Treasurer and shall be placed in the hands of the Auditors in sufficient time to allow the audited accounts to be submitted before the *Annual General Meeting*. All monies belonging to the Club shall be deposited in a current and/or deposit account in the Club's name with such Bank or Building Society as the Committee shall approve, except monies required by the Treasurer for petty cash expenditure. Cheques drawn on the Club's account shall be signed by any two of the Chairman, Treasurer and Secretary.

18. Insurance

- a. The club shall insure its property and possessions against loss or damage by fire, water or theft or any reasonable risk and shall insure members against death or injury whilst participating in a game of cricket on behalf of the club whether it is home or away, this will also include umpires, scorers, groundspersons and other club volunteers.

19. Trustees

- a. There shall be a minimum of two and a maximum of four Trustees of the Club. The first Trustees shall be appointed by the Committee and the property of the Club (other than cash which shall be under the control of Hon. Treasurer) shall be vested in them to be dealt with by them as the Committee shall from time to time direct by Resolution (of which an entry in the Minute Book shall be conclusive evidence). The Trustees shall be indemnified against risk and expense out of the Club property. The Trustees shall hold office until death or resignation or until removed from office by a Resolution of the Committee, who may for any reason, which may seem sufficient to a majority of them present and voting at any Meeting remove any Trustee or Trustees from the office of Trustee. Where by reason of any such death, resignation or removal, it shall appear necessary to the Committee that a new Trustee or Trustees shall be appointed or if the Committee shall deem it expedient to appoint an additional Trustee or additional Trustees the Committee shall by resolution nominate the person or persons to be appointed the new Trustee or Trustees. For the purpose of giving effect to such nomination, the Chairman is hereby nominated as the person to appoint new Trustees of the Club within the meaning of Section 36 of the Trustee Act 1925 and he shall by deed duly appoint the person or persons so nominated by the Committee as the new Trustee or Trustees of the Club and the provisions of the Trustee Act 1925 shall apply to such appointment. Any statement of fact in any such Deed of Appointment shall in favour of a person dealing bona fide and for value with the Club or the Committee be conclusive evidence of the fact so stated.

20. Rules

- a. No resolution to alter the constitution shall be made except at a *Annual General Meeting* (of which written notice shall have been given to every member at least 14 days before the date of the Meeting) and such Resolution shall be carried by a majority of at least two-thirds of the members present at the meeting.
- b. Dissolution - If at any time the Club shall pass in *General Meeting* by a majority comprising Nine-Tenths or more of the members present and entitled to vote a Resolution (in this Rule called "the First Resolution") of its intention to dissolve, the Committee, or failing them the Trustees, shall take immediate steps to convert into money all the property of the Club, with power, to postpone or delay the conversion of any particular property if the Club in *General Meeting* shall so authorise. Out of the proceeds of such conversion the Trustees shall discharge all debts and liabilities of the Club, including expense of such conversion and any balance remaining in their hands shall be disposed of by them as the Club in *General Meeting* shall resolve; and thereupon the Club shall for all purposes dissolved.

21. Sale of Intoxicating Liquor

- a) The purchase and supply of intoxicating liquor shall be in the hands of a Sub-Committee of five members to be called the Bar and Social Committee, being members appointed by the Management Committee for that purpose.
- b) The Club's premises may be open for the sale and consumption of intoxicating liquor to members over the age of 18 at such times as the *General Committee* shall decide between the hours of 12noon and 10.30pm on Monday to Saturday and between the hours of 12noon and 10.30pm on Sundays and Good Friday.
- c) The Treasurer shall be responsible for the obtaining, renewal and custody of any licence or Registration Certificate required under the Licensing Act 1964 (or any amending enactment) and shall apply for any extension or variation of such licence as may be necessary.
- d) No person shall take any commission, percentage or other payment in connection with the purchase of intoxicating liquor. Any profit shall be applied to the benefit of the Club as a whole.
- e) Any persons who are competitors, players or officials or who assist in any game(s) sponsored or authorised by or on behalf of The Club shall be entitled to use the club premises on the day of the game(s) and during that day, those who have attained the age of 18 years, may purchase and consume intoxicating liquor in the club premises. They shall not however be entitled to any other rights or privileges in connection with The Club.
- f) On arrival at the club premises the names of each visiting player must be signed in a separate visiting players book and the entry must be countersigned by the Chairman, Secretary, Treasurer or Home Team Captain. In the case of a complete team entry into the Guest Book, a member of the *General Committee* may sign in the entire team. The visitors may then purchase and consume intoxicating liquor during that one-day of their visit.
- g) All Guest and Visiting Players' Books are to be made available on the premises for inspection at all reasonable times by the Borough Council and Police.

- h) A member may introduce a maximum of four guests at any one time. The guest must be entered in the Guest Book with their full names and addresses. It must be signed by the quest along with the introducing member.
- i) The Secretary shall, as soon as possible, and in any case within 28 days of the making of such alterations or additions to the constitution, give written notice of such alterations or additions to the Chief Officer of Police and to the Clerk of the Local Authority of the district in which the Club's registered premises are situated.

22. Child Protection

- a. Awareness and procedures for all adults involved in cricket for children and young people are in place in accordance with England and Wales Cricket Board recommendations.

23. Not For Profit

- a. The club is a non-profit making organisation. Any profit will be re-invested in the club.

24. Disputes

- a. Should any question of dispute arise not provided for in these rules, then it shall be referred to the Management Committee and their decision shall be final.

25. Interpretation

- a. The decision of the Committee on the interpretation of these rules and regulations shall be binding on all members.

26. General Rules

- a. Failure by any Member to comply with Club Rules may result in action being taken by the Committee against that Member.

27. A copy of these rules and constitution will be available on request.

THESE ALTERATIONS TO THE CONSTITUTION WERE ADOPTED, GENERAL MEETING HELD ON 18th FEBRUARY 2008.

Signed

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Chairman of the meeting

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Secretary of the meeting