

# CONSTITUTION

## 1. NAME

The name of the Club will be the Ivybridge Cricket Club

## 2. OBJECTS AND FUNCTIONS

The main purpose of the Club shall be to provide facilities for, and encourage participation in the sport of cricket. The Club shall also aim to foster the spirit of competitive cricket of all age levels, as well as social activities relevant to encouraging participation in the sport of cricket.

## 3. POWERS

- i. The Club shall have its full powers to do all things necessary or expedient for the accomplishment of all objects specified in its Rules.
- ii. The Club shall have the power to enter into an Occupation Licence or lease with South Hams District Council (or any other relevant organisation who own or lease the premises) in order to carry out its business within the curtilage of the premises at the pavilion, Erme Playing Fields, Ivybridge, Devon.
- iii. The Club shall have the power to borrow money from a Bank or Building Society for the purposes of the accomplishment of the stated objects and functions of the Club.

## 4. MEMBERSHIP AND OFFICIALS

- i. All members whose membership subscription is paid up for the year form the Ivybridge Cricket Club.
- ii. The Committee and Officers of the Club will be elected annually by the members at the Annual General Meeting (AGM).
- iii. The number forming the Committee will be seven members, but the Committee retain the right to co-opt additional members as necessary.
- iv. The first Committee shall be appointed to serve until the close of the AGM 1976, thereafter there shall be annual nominations and elections with retiring members eligible for nomination and re-election.
- v. In the event of the absence or resignation of an Officer of the Committee, viz. Chairman, Secretary, Treasurer, it will be deemed by the Committee that the Vice Chairman, Assistant Secretary or Assistant Treasurer will take over, until such time that the Committee calls an Extraordinary (Special) Meeting or hold the AGM
- vi. The Committee shall have the discretionary powers to refuse membership to the Club.
- vii. **Election of Members.** Every candidate whether for Ordinary, Honorary or Associate membership must be proposed by one member of the Club and the proposal must be seconded by another member. Both the proposer and the seconder being Ordinary or Honorary members and both vouching for the candidate's fitness for membership. The name and address of every candidate proposed for membership together with the names and addresses of their proposer or seconder shall for a period of at least two clear days before such candidates be elected be posted in the Club in the manner prescribed. Election to the Club shall either be by the Club in General Meeting or by the General Committee of the Club. No reason shall be given to any candidate in the event of his or her rejection.
- viii. **Junior Membership.** This will be for members under 16 years of age. Junior members shall not be eligible for a full vote at the AGM, except under special circumstances at the discretion of the majority of members.

- ix. **Vice Presidents and Associate Members.** Vice Presidents and Associate members have the same voting rights as full members of the Club.
- x. **Register of Members.** The Secretary shall keep a register of members in which shall be entered the following particulars: -
  - (a) The name and addresses of the members
  - (b) The date at which each member was entered into the register as a member, and the date at which a person ceased to be a member.
  - (c) Every member shall, within 14 days, give notice to the Secretary of any change of address.
- xi. **Cessation of Membership.** Members shall cease to be members: -
  - (a) By non-payment of subscription. Any member shall not regain membership unless payment of all arrears due be made.
  - (b) By expulsion.
  - (c) By suspension.
  - (d) By death.
- xii. **Misconduct of Members.** Members of the Committee shall have the power to order the withdrawal from the Club premises of any member who misconduct's him/herself, and such members shall have no right of re-entry to the Club premises until summoned to meet the Committee.
- xiii. **Expulsion of Members.** The Committee shall have the power to reprimand, suspend (for a period not exceeding 12 months) or expel any member who shall infringe any rule, or whose conduct whether within the Club premises or elsewhere, shall, in their opinion, render him/her unfit for membership; but no member shall be reprimanded, suspended or expelled without first being summoned before the Committee and full opportunity afforded him/her to advance a defence nor unless two thirds at least of the members of the Committee then present and entitled to vote for his/her suspension or expulsion. Every member so summoned (unless he/she shall elect to waive his/her right to receive notice) shall receive at least three days clear notice in writing from the Secretary. Such notice shall contain a statement of the charge brought against him/her.

A suspended member shall not be entitled to use the Club premises or attend any General Meeting or hold any office during suspension, but shall remain liable to pay his/her subscription.

- xii. **Right of Appeal.** A member suspended or expelled shall have the right to appeal to the Committee. No appeal shall be heard unless made within 28 days and in writing, addressed to the Secretary.

## 5. MEETINGS AND TRANSACTION OF BUSINESS

- i. **Annual General Meeting.** The AGM shall be held each year on a date to be fixed by the Committee, and will normally be before the commencement of the playing season and no more than fifteen months shall elapse between Annual General Meetings. Copies of the Agenda for the AGM are to be made available to members at least seven days prior to the date of the meeting. The minutes of the AGM shall be kept and confirmed at the subsequent AGM
- ii. **Committee Meetings.** The Committee shall lay down such standing orders for the transactions of its business as it may consider necessary. Meetings shall be held from time to time, as may be necessary, summoned by the Secretary either under the direction of the Chairman or at the request of the majority of the Committee members. The Agenda shall be arranged by the Secretary and the Chairman will have the right to re-arrange the Agenda prior to the commencement of the meeting as he/she may think fit. Business not on the Agenda shall only be taken by special permission of the Chairman.
- iii. **Extraordinary General Meetings.** Notwithstanding the foregoing, Extraordinary General Meetings of the members may be held to consider urgent business. Such meetings must be

at the request of the Committee or on a requisition, signed by one-fifth of the members or thirty such members, whichever is the less, stating the special object thereof. At least seven days prior notice of the date of the meeting must be given to members, together with written confirmation of the subject or subjects to be discussed.

- iv. **Decisions.** All major financial decisions are to be approved by the Committee. All recommendations by any sub-committee shall be without prejudice to the overriding authority of the Committee.
- v. **Quorum.** For the purpose of the AGM, the quorum shall be a minimum of ten full members, and the Committee or Sub-Committee meetings a majority of members.

## **6. SUB-COMMITTEES**

- i. The Committee may appoint Sub-Committees and may delegate special powers to any Sub-Committee so appointed.
- ii. A Sub-Committee of five Club members will be appointed by the general Committee to be responsible for team selection of all the Club teams throughout the season.

## **7. AMENDMENTS OF THE CONSTITUTION**

- i. The constitution of the Club may only be amended at the AGM.
- ii. Notice of amendments to the constitution must be given and indicated to all members at least 7 days before the meeting. No other amendments will be accepted.

## **8. FINANCE**

- i. The Treasurer will be responsible for keeping a complete record of all transactions to provide a balance sheet at the AGM
- ii. The Club's accounts shall be subject to independent examination by a suitably qualified individual or firm, prior to acceptance by members.
- iii. A copy of the balance sheet is to be made available to each member on request.
- iv. The financial year for the purposes of the balance sheet will commence on 6 November each year.
- v. Any surplus income or gains generated during the club's accounting year are to be reinvested in the club. No surplus or asset may be distributed to members or third parties.
- vi. Any net assets remaining on dissolution of the club are to be applied for either: -
  - The purposes of the England and Wales Cricket Board (ECB), or any governing body of cricket in England and Wales which may succeed it, for use in related community sport.
  - The purposes of another Community Amateur Sports Club as defined by the Inland Revenue.
  - The purposes of a charity.

## **9. SUBSCRIPTIONS**

- i. The level of annual subscriptions for the various classes of members will be ratified or fixed by the members at the AGM preceding the year in question.
- ii. For the purposes of membership, the subscriptions are for the period commencing 1<sup>st</sup> April until 31<sup>st</sup> March of the following year.
- iii. Subscriptions are due on 1<sup>st</sup> April, and must be paid before 31<sup>st</sup> May of the same year, after which date membership will be deemed to have lapsed.

- iv. Prospective members wishing to join the Club after 31<sup>st</sup> May will be required to remit the subscription for the appropriate class of membership, or part thereof as decided by the Committee, and in each case, the subscription must be paid within 28 days of the first application for the said membership, after which time the said membership will be deemed to have lapsed.
- v. Membership cards will only be issued to fully paid up Club members.

#### **10. CRICKET EQUIPMENT**

All cricket equipment and trophies purchased by or donated to the Club shall remain the property of Ivybridge Cricket Club.

#### **11. RULES**

- i. The Secretary shall be bound to give a copy of the rules to any member of the club, on demand, on such payment (not exceeding 50p) as the committee may from time to time decide.
- ii. These rules may be amended only at a S.G.M. called for that purpose. Notice of any proposed amendment shall be posted in the Clubhouse for at least 7 days previous to the meeting at which the amendment is to be submitted. Any amendment shall require the votes of at least two-thirds of the members present and entitled to vote at such meetings.
- iii. Written notice of any amendment of rules must be given by the Secretary to the Chief Officer of Police and to the Clerk of the Local Magistrates Authority within 28 days of the amendment.
- iv. The Committee shall have the power to make such bye-laws as it may consider necessary for the good government and order of the club provided that no such bye-laws shall conflict in any way with the rules. A copy of such byelaws shall be posted in the clubhouse.

#### **12. INTRODUCTION OF VISITORS**

- i. A member of the club may personally introduce guests, but no member may introduce more than three guests at any one time. The visitor and the member introducing him/her shall sign their names in a book kept for that purpose.
- ii. Visiting groups and persons attending functions may be granted temporary membership at the discretion of the Committee, provided that at least two days notice is given to members by a notice displayed conspicuously in the clubhouse. Such persons shall be collectively granted temporary membership. Temporary membership shall in no case confer the right to attend or vote in any meetings of the club.
- iii. The followings shall not be admitted as visitors: -
  - (a) Former members who have been expelled.
  - (b) Members who are under suspension.
- iv. Visitors who are not temporary members shall not make a purchase of intoxicating liquor.
- v. The Committee may debar a member introducing any particular person as a visitor if they so think fit. Members shall be responsible for the behaviour of their guests, and in the event of any misconduct by the guest(s) the member responsible for their introduction may be subject to disciplinary action, which may include suspension of the privilege of introducing guests for a period not exceeding 12 months and/or suspension of membership, or expulsion of membership.

#### **13. HOURS OF OPENING AND CLOSING OF THE CLUB PREMISES**

The Club shall be opened and closed at such hours as may from time to time be fixed by the Committee, and as posted in the Club.

#### **14. PERMITTED HOURS FOR SUPPLY OF INTOXICANTS**

- i. The permitted hours shall be such as may from time to time be determined by the Committee in accordance with the provisions of the Licensing Act 2003 and as notified by South Hams District Council subject to the issue of an order under section 160, 161 or 172 of the said Act
- ii. No persons under the age of 18 shall be supplied with or allowed to consume intoxicating liquor on the premises.

#### **15. EQUAL OPPORTUNITY/EQUITY POLICY**

Membership shall be open to all irrespective of age, gender, disability, race, ethnic origin, creed, social status and sexual orientation.

#### **16. CHILD PROTECTION AND WELFARE**

- i. The club shall adopt the provisions of the England and Wales Cricket Board's (ECB) child protection policy, "Safe Hands". All members and club visitors, whether involved directly with junior cricket or not, are expected to abide by this policy. Any member failing to do so shall be subject to the disciplinary procedures of the club as set out above. Any visitor failing to do so shall be barred from the club premises.
- ii. The club shall appoint a Club Welfare Officer, who will be an officer of the full Committee, to manage all child protection issues and procedures. The individual undertaking this role will be expected to attend, or have already attended, the appropriate training programmes.

*Jon Sparkes*

JON SPARKES  
HON. SECRETARY

4 February 2006

(As updated by amendments approved unanimously by membership at the Annual General Meeting held on 3 February 2006).