

# COLWYN BAY CRICKET CLUB CONSTITUTION

## 1. Name

The name of the club is Colwyn Bay Cricket Club (“the Club”).

## 2. Club Purposes

The main purposes of the Club (“the Purposes”) are:

- (a) to provide facilities for and to promote participation in the sport of cricket and all other outdoor and indoor games and recreations which the Management Committee (“the Committee”) for the time being may decide upon;
- (b) to provide facilities and amenities of a social club for the benefit and convenience of its Members and Guests; and
- (c) to provide and maintain for the purpose aforesaid a Clubhouse or Clubhouses, and such other premises as the Committee deem necessary for the use of its Members and Guests.

## 3. Affiliation

- 3.1. The Club is affiliated to the England and Wales Cricket Board through Cricket Wales.
- 3.2. The Club and its Members shall ensure that Members, playing and non-playing, abide by both the ECB Code of Conduct, which incorporates the Spirit of Cricket, and the Laws of Cricket.
- 3.3. The Club shall adopt and implement ECB Safe Hands – Cricket’s Policy for Safeguarding Children and any future versions of the policy. The Club must also maintain a separate club safeguarding Policy Statement, as required by the ECB, found in Rule 29.
- 3.4. The Club shall adopt and implement both the ECB’s Cricket Unleashed Strategy and the ECB Club Inclusion and Diversity Policy and any future versions of these documents.

## 4. Powers of the Committee for advancing the Purposes

In addition to all other powers vested in it by these Rules, the Committee has the power to:

- 4.1. acquire and provide grounds, equipment, coaching, training and playing facilities, clubhouse, transport, medical and related facilities;
- 4.2. provide coaching, training, medical treatment, and related social and other facilities;
- 4.3. take out any insurance for the Committee, employees, contractors, players, Guests and third parties;
- 4.4. raise funds by appeals, subscriptions, loans and charges;
- 4.5. borrow money and give security for the same subject to authorisation within Rule 27.1, and open bank accounts;
- 4.6. buy, lease or license real property and sell, let or otherwise dispose of the same, provided that no such disposal of the Club's real property can be made without the prior written approval of the Members voting at a general meeting;
- 4.7. make grants and loans and give guarantees and provide other benefits;
- 4.8. set aside or apply funds for special purposes or as reserves;
- 4.9. deposit or invest funds in any lawful manner;
- 4.10. employ and engage staff and others and provide services;
- 4.11. co-opt such other Members of the Club as they desire, either to hold office until the next Annual General Meeting ("AGM"), or for any other specific purpose;
- 4.12. fill any vacancy on the Committee which may occur during the year - that person shall serve until the next AGM at which time that person may seek re-election for either a one or two year period, dependent on the time left by the person replaced;
- 4.13. appoint and remove Trustees in accordance with Rule 8.6.;
- 4.14. appoint Sub-Committees to facilitate the working of the Club, but must first specify the scope of its activity and powers, the extent to which it can commit the funds of the Club, its membership and its duty to report back to the Committee. All of the decisions, the mandate and the operating terms of any such Sub-Committee shall be subject to the confirmation and discretion of the Committee. Each Sub-Committee shall have its own Chairman. The President, Chairman, Vice-Chairman, Treasurer and Secretary shall, ex-officio, be entitled to sit on all Sub-Committees. The Director of Junior Cricket and the Club Welfare Officer shall sit on the Cricket Sub-Committee;
- 4.15. co-operate with any organisation, club, sporting body, government or government-related agencies;
- 4.16. seek and instruct external professional guidance on behalf of the Club as and when it sees fit, with any related fees properly incurred being payable by the Club; and
- 4.17. do all other things reasonably necessary to advance the Purposes.

- 4.18. No powers of the Committee may be used other than to advance the Purposes consistently with the Rules as set out within this Constitution and the general law.
- 4.19. Special consideration must be given at all applicable times to ensure compliance with the Club's duties under the Equality Act 2010 and the law regarding the safeguarding of children and vulnerable adults as set out in Rule 29.

## **5. The Officials of the Club**

- 5.1. The Officials of the Club shall consist of the President, Chairman, Vice-Chairman, Hon. Secretary and, Hon. Treasurer all of whom shall be duly elected at an AGM or at a Special General Meeting ("SGM").
- 5.2. The Officials of the Club shall be eligible for re-election every two years.

## **6. The Management Committee**

- 6.1. The Committee shall have sole responsibility for the management of the Club, including salaried staff, the ground, social and sporting activities, the arranging of matches and the selection of the teams to play therein, its funds, property and general affairs.
- 6.2. All other matters relating to the Club that are not provided for in these Rules or matters relating to the interpretation or scope of these Rules shall fall within and in addition to the decision-making powers vested in the Committee under Rule 4.
- 6.3. All decisions of the Committee shall be final, provided that such decisions are within its powers, consistent with these Rules and save for where an appeals mechanism is provided for within these Rules.
- 6.4. The Committee shall consist of the Officials of the Club, the elected Captain of the First Eleven, the Fixture Secretary, the Membership Secretary, the Welfare Officer and six other Members, together with any persons co-opted under the provision contained in Rule 4.11. The Fixture and Membership Secretaries shall be elected and re-elected in the same manner as the Officials of the Club.
- 6.5. At least three of the Committee Members must be unrelated to each other and not co-habiting.
- 6.6. The Committee Members shall consider the skills needed and diversity on the Committee.
- 6.7. No one individual shall be permitted to hold, at the same time, more than one office of the Club; such offices being defined in Rule 5 above. For example, the Chairman of the Club could not, at the same time as being Chairman, also hold office as President of the Club.

## **7. Election of the Management Committee**

- 7.1. At every AGM three of the existing six Committee Members without designated roles, as set out in Rule 6.4., who have been longest elected to the Committee, shall retire but shall be eligible for re-election.
- 7.2. All nominations for vacancies on the Committee shall be made by displaying their name on the sheet on the club notice board together with the names of their proposer and seconder, such sheet being displayed from 1<sup>st</sup> October.
- 7.3. The Secretary shall remove the notice at close of business on 1<sup>st</sup> November and take these nominations forward to the AGM.
- 7.4. In the event of there being more nominations than there are vacancies on the Committee, the names of all persons nominated shall be printed in alphabetical order and distributed to each member entitled to vote at the AGM.
- 7.5. Voting shall be by ballot on the prescribed form. Each Member who votes shall vote for as many candidates as they wish to vote for, up to a maximum of the number of vacancies existing on the Committee.
- 7.6. The voting papers shall be collected at the AGM by at least two, but not more than three, scrutineers appointed for the purpose who shall examine the voting papers, count the votes recorded thereon and report the result before the end of that Meeting, whereupon the persons receiving the most votes shall be declared elected according to the number of vacancies to be filled.
- 7.7. Where a Committee Member resigns during the Club Year, other than at an AGM in accordance with Rule 7.1; and the Committee decides to fill the vacancy created by that resignation, then the post shall be filled in accordance with Rule 4.12.
- 7.8. Where a Committee Member without a designated role resigns at the end of their first year, not wishing to serve their second year, the position shall be filled in accordance with the process contained within Rules 7.2 to 7.6, but for one year only. The Member replacing them shall be the candidate receiving the greatest number of votes after the first three.
- 7.9. A Committee Member ceases to be such if he or she:
  - (a) ceases to be a Member of the Club;
  - (b) resigns by written notice to the Club; or
  - (c) is removed as a Member by the Committee in accordance with Rule 9.6.

## **8. Trustees**

- 8.1. The number of Trustees shall be four and shall hereafter be maintained at four.
- 8.2. Trustees must also be Members of the Club, but no Official of the Club or Committee Member shall be nominated as a Trustee.

- 8.3. The property of the Club (other than cash, which shall be under the control of the Treasurer) shall be vested in the Trustees.
- 8.4. The Trustees shall deal with the real property of the Club as directed by resolution of the Committee, in accordance with Rule 4.6 and of which an entry in the Minute Book of the Committee shall be conclusive evidence, and the Trustees shall be indemnified against losses, costs, damages or expenses out of the Club property.
- 8.5. No purchaser from the Trustees shall be concerned to see or enquire whether any such resolution of the Committee as aforesaid shall have been passed or recorded authorising dealings with the property of the Club.
- 8.6. The power of appointing and removing Trustees shall be vested solely in the Committee, as shall be required to be exercised from time to time. A copy of such Minute recording such resolution of the Committee shall be sent as soon as practicable by the Secretary to each existing Trustee or personal representative of the last surviving Trustee.
- 8.7. All securities shall be taken, agreements, leases and conveyances in relation to the Club's rights in real property made, stocks purchased or sold and investments made or withdrawn in the names of at least two of the Trustees.

## 9. Membership

- 9.1. 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, except as a necessary consequence of the requirements of cricket and safeguarding.
- 9.2. The Club has different classes of membership and subscription on a non-discriminatory and fair basis. The Club has an equitable pricing policy and will keep subscriptions at levels that will not pose a significant obstacle to people participating.
- 9.3. The following classes of membership shall be available:
  - a. **Full:** Shall be individuals over the age of 18 years with full voting rights and entitled to all the facilities of the Club.
    - (i) **Joint Members**, defined as married couples, partners and those in civil partnerships over the age of 18 years, living at the same address, shall be deemed to be Full Members.
    - (ii) **Family Members**, defined as married couples, partners and those in civil partnerships over the age of 18 years, living at the same address, shall be deemed to be Full Members together with members of the same family unit who would otherwise fall into the grade of Student or Junior Members as defined in Rules 9e and 9f respectively.
  - b. **Full Life:** Shall be a Full Member who has previously been a continuous Member for at least ten years who, upon application to the Committee and on payment of the appropriate amount of 15 times the annual subscription applicable at the time, shall become a Full Life Member with full voting rights.

- (i) **Joint Full Life Members:** In the event of both Joint Members becoming eligible for Full Life membership at the same time, or electing to exercise their entitlement to Full Life Membership when both become eligible to do so, then they will become Full Life Members upon payment of 15 times the Joint Membership subscription rate applicable at the time.
- c. **Country:** Shall be open to individuals over the age of 18 years who reside outside of a 15 mile radius from the Club. They shall have no voting rights nor any rights to the assets of the Club.
- d. **Country Life:** Shall be a Country Member who has previously been a continuous Member for at least ten years who, upon application to the Committee and on payment of the appropriate amount of ten times the annual subscription applicable at the time, shall become a Country Life Member provided that they continue to qualify as a Country Member.
- e. **Student:** Shall be open to bona fide full-time students over the age of 18 years with no voting rights nor any rights to the assets of the Club. Their views can be heard via the Chairman of the Committee.
- f. **Junior:** Anyone under the age of 18 years shall be eligible for Junior membership. Such membership entitles the Member to participate in outdoor games. It does not entitle them to any further privileges of membership and they shall not be liable for any of the liabilities of the Club beyond the amount of their subscription. Their views can be heard via the Chairman of the Committee. They are not allowed to sign in guests.
- g. **Honorary Life:** Honorary Life membership will be granted to all Full Members on attaining either:  
(i) The age of 65, having completed 30 years of continuous membership or more - this to include any period up to 30.09.98 when Lady Members were only allowed to become Associate Members; or  
(ii) The age of 80, having completed 10 years of continuous membership or more - this to include any period up to 30.09.98 when Lady Members were only allowed to become Associate Members.
- h. **Vice President:** The Committee, at its discretion, may invite any person who has rendered exceptionally good service to the Club to become a Vice President. Their invitation shall be confirmed at the next AGM. They shall be entitled to all of the benefits of Full Membership and they shall pay no annual subscription.
- i. **Junior Scholarships:** The Committee, at its discretion, may offer free scholarship membership to any junior player who meets a prescribed standard of cricket which has led, or may lead, to County or National honours. The Committee, at its discretion, would sponsor any such individual to further his/her cricketing career.
- j. **Mixed Ability:** Shall be open to players of any age with one or more of the following disabilities:  
Blind or Visually Impaired (VI), Deaf or Hearing Impaired (HI), Physical Disabilities (PD) or Learning Disabilities (LD). They shall have no voting rights or any rights to

the assets of the club. The membership subscription shall be kept the same as the Junior subscription.

- 9.4. Application for membership of the Club shall be by completion of a membership application form and payment of the appropriate fee.
- 9.5. No person shall be eligible to take part in the business of the Club, vote at general meetings or be eligible for selection for any Club team unless the applicable subscription has been paid by the due date and/or membership has been agreed by the Committee. Two days must also have passed since the application for membership was submitted before membership can be granted.
- 9.6. The Committee may exercise its discretion to refuse or remove membership but only for good cause such as conduct or character likely to bring the Club or cricket into disrepute. There shall be no requirement to give reasons for such refusal, but removal of membership shall be subject to the procedures as set out in Rule 18.
- 9.7. All Members are subject to these Rules and by joining the Club will be deemed to accept these Rules along with any Club Regulations or Codes of Conduct that the Club has adopted. A Code of Conduct for Members and Guests must be displayed prominently to ensure that all Club Guests and non-Member volunteers are aware of the Code and the requirement to abide by it.
- 9.8. The Membership Secretary shall keep a Register of Members.
- 9.9. Membership is not transferable and shall cease upon death.
- 9.10. A Member may forfeit their membership by written notice to the Committee, but the return of any subscription paid is at the sole discretion of the Committee. Any Member desirous of forfeiting their membership shall send such notice to reach the Membership Secretary before 14<sup>th</sup> November in any year. Failing such notice, every Member shall be liable for and shall pay to the Club the subscription for the full year of the Club commencing on 1<sup>st</sup> October. Upon forfeiture, the former Member shall cease forthwith to have any rights and privileges in connection with the Club or the assets of the Club.

## **10. Fees and subscriptions**

- 10.1. For Full Members the rate of subscription shall be decided at an AGM or SGM. For all other classes of membership, the Committee shall decide the rates.
- 10.2. Subscriptions become due and payable in advance on 1<sup>st</sup> October annually. If a Member fails to pay their subscription within one month after it becomes due, notice of such non-payment will be sent to the last known address, and if the subscription is still not paid after two weeks (November 14<sup>th</sup>) then that Member shall be deemed to be a defaulter and shall cease to be a Member of the club, unless a written explanation be sent to the Secretary which is satisfactory to the Committee.
- 10.3. A list of such defaulters will be placed on the official notice board on 15<sup>th</sup> November.

10.4. Membership and loyalty cards shall be issued to Members, but such cards are not transferable, and any Members breaking this rule shall be liable to expulsion from the Club or to be suspended from the privileges thereof as the Committee deems fit. All membership and loyalty cards shall be produced upon request by any person duly authorised by the Committee.

## **11. General Meetings**

11.1. All Members may attend all general meetings of the Club in person.

11.2. All Members aged 18 and over, and being otherwise entitled to vote, have one vote each.

11.3. Members must be given at least 14 clear days' written notice of all general meetings.

11.4. The quorum for all general meetings is 30 Members present and entitled to vote, unless specified otherwise in these Rules.

11.5. If a quorum is not present within 15 minutes of the start of the meeting, the meeting will be adjourned until the following week at the same time and place or such other time and place as the Committee may decide at the adjourned meeting. Any voting Members attending the reconvened meeting will constitute a quorum.

11.6. The Chair, or, in his or her absence, another Member chosen at the meeting by the Members, shall preside.

11.7. Except as otherwise provided in these Rules or in Club Regulations, every resolution shall be decided by a simple majority of the votes cast on a show of hands.

11.8. Formalities in connection with general meetings (such as how to put down resolutions and properly nominate candidates for election to the Committee) shall be decided by the Committee in Club Regulations and publicised to Club Members.

## **12. Annual General Meetings**

12.1. The Club shall hold an AGM once in December of every calendar year.

12.2. The AGM must be held on 7 days' notice being sent to each Member stating the date, place and time of the meeting and any special business to be transacted thereat.

12.3. Any business other than the adoption of the Report of the Committee and Accounts for the preceding year of the Club and the election of Officers and/or Committee Members shall be deemed special.

12.4. Notice of any such business to be submitted to the next AGM shall be given to the Secretary on or before 1<sup>st</sup> November. The accidental omission to give notice under this Rule shall not invalidate the meeting.

12.5. At every AGM:



- 12.5.1. The Members shall elect such Officials and Committee Members as shall be required by Rules 5 and 7 respectively.
- 12.5.2. The Treasurer shall produce accounts of the Club for the latest financial year, audited by such a suitably qualified independent examiner as the Committee shall decide to appoint;
- 12.5.3. The Committee shall present a report on the Club's activities since the previous AGM; and
- 12.5.4. The Members shall discuss and vote on any resolution (whether about policy or to change the Rules) and deal with any other business put to the meeting.

### **13. Special General Meetings**

- 13.1. An SGM shall be called by the Secretary within one month of a request to that effect from the Committee or on the written request of not fewer than 30 Full, Full Life or Honorary Life Members, duly signed by them.
- 13.2. Such SGM shall be held on not less than 14 nor more than 21 days' notice at a place decided upon by the Committee.
- 13.3. If the Secretary, acting on behalf of the Committee, fails to call a meeting within one month of receiving a valid request from the Members then the requisitionists may themselves call a meeting, the costs of which to be reimbursed by the Club.

### **14. Voting at AGMs and SGMs**

- 14.1. Only Full, Full Life and Honorary Life Members, plus Vice-Presidents and the President shall be entitled to vote at an AGM or SGM.
- 14.2. Every such Member shall be entitled to one vote upon every motion, and in the case of any equality of votes the Chairman shall have a casting vote.
- 14.3. Voting at all general meetings of the Club shall be by a show of hands, but upon the decision of one third or more of the Members present, any motion may be decided by submission to a ballot.

### **15. Committee Meetings**

- 15.1. Whenever a Committee Member has a personal interest in a matter to be discussed, he or she must declare it, withdraw from that part of the meeting (unless asked to stay), not be counted in the quorum for that agenda item, withdraw during the vote and have no vote on the matter concerned. Such conflicts of interest must be recorded and minuted.
- 15.2. The Committee shall meet monthly but failing that must meet at least four times each year. The Committee may otherwise decide its own way of operating.
- 15.3. The Secretary shall convene a meeting of the Committee at any time on requisition of not less than one third of the Committee Members, excluding co-opted Committee Members.
- 15.4. A Sub-Committee shall meet at such times as its Chairman shall deem necessary, but the Secretary shall convene a meeting thereof on the requisition of not less than one third of its Members. Quorum for a Sub-Committee Meeting shall be three.
- 15.5. Unless it otherwise resolves, the following rules apply to Committee Meetings:
  - (a) At least five Committee Members must be present for the meeting to be quorate and therefore valid;
  - (b) Committee Meetings may be held either in person or by telephone, televisual or other electronic or virtual means agreed by the Committee in which all participants may communicate simultaneously with all other participants;
  - (c) The Chairman, or in their absence, the Vice-Chairman, or in their absence, whoever else is chosen by those present, shall chair meetings;
  - (d) Decisions shall be by simple majority of those present and entitled to vote;
  - (e) A resolution in writing signed by every Committee Member shall be valid without a meeting;
  - (f) If circumstances or urgency so require it, a draft resolution may be circulated via email, copied to all Committee Members, and subsequently agreed to by a majority of confirmatory responses. Such a decision shall be valid henceforth but a resolution in writing shall then be ratified in person by those in favour within 14 days, to act as the record of the decision. The resolution in writing shall state the date and time at which the decision by email was made; and
  - (g) The chair of a meeting shall have a casting vote.
- 15.6. The Committee shall appoint a Club Welfare Officer to ensure compliance with safeguarding legislation and the ECB Safe Hands policy. The Club Welfare Officer shall be a Committee Member and report to relevant Committee meetings and the reports, together with any action taken, must be minuted.

## 16. Bank Account

Any bank account in which any part of the Club's funds are deposited shall be operated by the Hon. Treasurer and shall be held in the name of the Club. Unless regulations state otherwise, all cheques up to and including £500 from such accounts must be signed by an authorised signatory, and at least two authorised signatories for cheques over £500. Persons authorised to make such payments, including the use of online banking facilities, are to be regulated by the Committee as it sees fit.

## **17. Disclosure**

Annual Club reports and statements of account must be made available for inspection by any Member and all Club records may be inspected by any Committee Member.

## **18. Conduct, Discipline and Appeals**

- 18.1. The Committee shall have sole responsibility for all disciplinary matters within the Club.
- 18.2. The Committee may appoint a Disciplinary Committee, from its own Members, as and when the need arises. Membership of the Disciplinary Committee shall be no more than three and shall not contain any Member who has either a direct or prior interest in the disciplinary matter concerned. Such interests may include but shall not be limited to being the complainant themselves, being related to the Member before the Disciplinary Committee, or being a Member who has previously brought a complaint against the same Member within the past 2 years. Any dispute regarding the existence of such interests or the extent to which Members may be deemed to be related for the purpose of this Rule shall be decided by the Committee in the same manner as personal interests under Rule 15.1.
- 18.3. Any Member whose conduct or behaviour is deemed to be contrary to the welfare and best interests of the Members and the Club may be requested to attend before the Disciplinary Committee. All evidence regarding the disciplinary matter shall be heard at such time and place as the Disciplinary Committee may decide. Any person asked to appear before the Disciplinary Committee may be accompanied by a friend and may call witnesses to substantiate his or her interpretation of events. Failing such attendance, or if any such explanation shall, in the opinion of the Disciplinary Committee, be unsatisfactory, the Disciplinary Committee shall have the power to impose reasonable conditions upon the Member or to suspend or expel the Member from the Club.
- 18.4. Any Member who feels that he or she has been unfairly dealt with by the Disciplinary Committee shall be entitled to appeal against that decision by sending such an appeal to the Secretary within 14 days of receiving notice of the outcome under Rule 18.9.
- 18.5. An Appeals Committee, duly convened to hear matters appertaining to the grievance, shall be set up by the Committee and shall consist of no more than three members, none of whom shall have had prior interest in the original decision of the Disciplinary Committee. The decision of the Appeals Committee shall be final and binding.

- 18.6. The Committee reserves the power, as stated in Rule 4.16., to seek and instruct such external professional guidance, as it sees fit, to assist in the proper investigation and handling of disciplinary matters.
- 18.7. Any complaints regarding the behaviour of Members, Guests or volunteers should be lodged in writing with the Secretary.
- 18.8. Any person that is the subject of a written complaint or appeal shall be notified of the procedures to be followed by the Disciplinary Committee in reasonable time to prepare for any hearing.
- 18.9. The outcome of the disciplinary hearing shall be put in writing to any person who lodged the complaint and the person against whom the complaint was made within a reasonable time following the hearing.
- 18.10. Members and Guests are reminded that they are responsible for the conduct of their children who are allowed into the Clubhouse on match and practice days only and/or when catering is available.
- 18.11. All Members and Guests are required to conform to a reasonable standard of dress at all times when in the Clubhouse.

## **19. Person entitled to admission to the Club**

- 19.1. Subject to any restrictions which may from time to time be imposed by the Committee or by these Rules, the following persons shall be entitled to admission to the Club premises and to purchase intoxicating liquor for consumption on the premises provided that they are aged 18 or over:
  - (a) Club Members;
  - (b) Guests of Members, as defined by Rule 19.3.;
  - (c) Temporary Members, in accordance with Rule 19.9.; or
  - (d) Club employees.
- 19.2. Any of the above who are under the age of 18 shall also be entitled to admission to the Club premises provided that they do not purchase or consume *any* intoxicating liquor.
- 19.3. Full, Country and all Life Members are permitted to sign in Guests to the Clubhouse and premises by complying with the procedure in Rule 19.5., provided that no person shall be introduced as a visitor if he or she is a defaulter, as defined by Rule 10.3.
- 19.4. No person shall be introduced as a visitor more than three times during the same Club Year.
- 19.5. Any Member introducing a visitor shall, on each occasion, enter his or her full name and place of residence in the book provided for that purpose.

- 19.6. No person shall be introduced as a visitor who has been removed as a Member or whose conduct or presence on the Club premises is, at the discretion of the Committee, objectionable or prejudicial to the interests of the Club.
- 19.7. All liabilities incurred in the Club by, or on behalf of, such visitors shall be defrayed by the Member introducing them.
- 19.8. The Club may admit to the premises persons other than Members or their Guests provided that such persons are attending functions or entertainment organised by prior arrangement with the Club and on such terms and at such charges as may be determined from time to time by the Committee.
- 19.9. The Committee shall annually elect as Temporary Members of the Club, all members and their guests of an opposing team on the day or days that that team plays a Club team (this includes all teams using the facilities of the Club). Those members shall have all the privileges of the Club with the exception of voting and introducing visitors to the Club. It shall not be necessary for individual team members to be named.

## **20. Opening and closing times**

- 20.1. The Clubhouse shall normally be open at such times that comply with the Club Premises Certificate, or at the discretion of the Committee from time to time.
- 20.2. The bar opening hours may be varied by the Committee subject to the constraints of the Club Premises Certificate. Any changes shall be prominently displayed on the Club notice boards.

## **21. The Club Year**

The year of the Club for all purposes shall commence on 1<sup>st</sup> October and terminate on the following 30<sup>th</sup> September.

## **22. Club Regulations**

The Committee may make Club Regulations consistent with these Rules and shall publicise these to the Members if and when made.

## **23. Captains – First, Second and Third XIs**

Before the end of September, each team will select their captain for the coming season, who will be confirmed at the AGM. Captains may offer themselves for re-election.

## **24. Notices**

- 24.1. Notices to be sent out in accordance with these Rules may be sent by hand, by post or by suitable electronic means and will be treated as being received:
  - (a) 24 hours after being sent by electronic means or delivered by hand to the relevant address;
  - (b) Two clear days after being sent by first class post; or

(c) Three clear days after being sent by second class post.

24.2. Notice of all general meetings must also be put on the Club's notice boards.

24.3. A technical defect in the giving of notice of which the Members or the Committee are unaware at the time shall not invalidate decisions taken at a meeting.

## **25. Review of accounts**

Following the conclusion of each financial year, a suitably qualified independent examiner shall perform a review of the Accounts of the Club and at every AGM the Accounts, inclusive of a report by the independent examiner, shall be submitted to the Members. The Independent Examiner shall be appointed annually by the Committee.

## **26. Amendments**

These Rules may be amended at any AGM or SGM by resolution passed by a simple majority of Members present, entitled to vote and voting.

## **27. Borrowing powers**

27.1. The Club may at any time in a general meeting pass a resolution authorising the Committee to borrow money.

27.2. Once authorised, the Committee may borrow for the purposes of the Club the amount of money (either at one time or from time to time) and at the rate of interest in the form and manner and upon the security specified in the resolution.

27.3. The Trustees must, at the discretion of the Committee, make any disposition of the Club property, or part of it, and enter into any agreement in relation to the Club property as the Committee thinks proper to give security for the loan and interest.

27.4. Every member of the Club who is entitled to vote, whether or not he or she exercises their vote on a resolution authorising borrowing, and every new Member entitled to vote becoming a Member of the Club after the passing of such a resolution, is deemed to have assented to the resolution as if he or she had voted in favour of it.

## **28. Snooker room**

The Snooker Room is strictly for use by Members and Guests aged 16 years and over only. Junior Members aged 16 and over must be supervised at all times by an adult Member. This Rule does not apply to visiting snooker league teams.

## **29. Policy for the protection of young people and vulnerable adults**

The Club shall operate policies for the protection of young people and vulnerable adults in line with the procedures set out in the ECB "Safe Hands Safeguarding and Protecting Children Policy Statement". It shall designate Child Welfare Officers as necessary and ensure that they are trained appropriately. The Club acknowledges and accepts, as a primary responsibility, the well-being and safety

of those children, vulnerable adults and young people involved with the Club in whatever capacity.

### **30. Equity policy**

The Club shall ensure that equality is incorporated across all of its activities by adopting Sport Wales and Sport England's definitions of sports equality and equity. The Club respects the rights, dignity and worth of every person and shall treat everybody equally regardless of age, ability, gender, race, ethnicity, religious belief, sexuality or social/economic status.

### **31. Winding up the Club**

- 31.1. If at any time a motion is submitted to the Committee supported by a simple majority of the Full Members of the Club, calling for the dissolution of the Club, an SGM shall be convened within 28 days to discuss and vote on the proposal.
- 31.2. If, at this SGM, the quorum for which shall be 75% of the Full Membership, the motion is carried by at least 75% of those present and voting, the Committee shall thereupon, or at such date as shall have been specified in the resolution, proceed to realise the assets of the Club and discharge all debts and liabilities of the Club.
- 31.3. The Committee shall then be responsible for the orderly winding up of the Club's affairs. After settling all liabilities of the Club, the Committee shall dispose of the net assets as it sees fit and in accordance with Rule 31.4.
- 31.4. The cricket and other sports equipment shall be disposed of to either:
  - (a) another club with similar sports purposes which is a registered charity; and/or
  - (b) another club with similar sports purposes which is a registered Community Amateur Sports Club; and/or
  - (c) Sport Conwy, for use by them for related community purposes.

**Adopted at a meeting held**

at .....

on .....

**Signed:**

Name .....

Signature .....

[Name and signature of chair of meeting]

**Witnessed:**

Name .....

Address .....

Occupation .....

Signature .....

[Name, address, occupation and signature of witness]

