

# BEDDINGTON CRICKET CLUB



Founded in 1863

## Constitution (Rules)

*Revisions to the previous constitution were adopted at the AGM held on 10<sup>th</sup> December 2020*

### 1. Name

The name of the club is the **Beddington Cricket Club** ("the Club")

### 2. Aims/Objects

- 2.1 As the Club is a non-profit making organisation, all profit and surpluses will be used to maintain or improve the Club's facilities. No profit or surplus will be distributed. The property and funds of the club cannot be used for the direct or indirect benefit of its members other than as reasonably allowed by this Rule.
- 2.2 To provide facilities and opportunities for members and their guests to play cricket, enjoy refreshment, companionship, entertainment and to do all things necessary or expedient for the attainment of those objects;
- 2.3 To foster and promote the sport of cricket at all levels within the community and within the sport, providing opportunities for recreation, coaching, volunteering and competition.
- 2.4 To ensure a duty of care to all members of the club by adopting and implementing the ECB 'Safe Hands- Welfare of Young People in Cricket' Policy and any future versions of this policy
- 2.5 To ensure that all present and future members receive fair and equal treatment by adopting and implementing the ECB Equity Policy Statement and any future versions of this policy;
- 2.6 To provide a safe environment to play cricket which is free from threat of intimidation, harassment and abuse;
- 2.7 To ensure that all members, playing and non-playing, abide by the ECB Code of Conduct which incorporates the Spirit of Cricket and by the Laws of Cricket;
- 2.8 To encourage all members to participate fully in the activities of the club;
- 2.9 The Club, in connection with the objects of the Club, may also:
  - (i) Sell and supply food, drink and related sports clothing and equipment.
  - (ii) Sanction the employment of members, directly or through separate organisations, (though not for playing) and for them to be remunerated for providing goods and services, including coaching, on fair terms set by the Management Committee without the person concerned being present.
  - (iii) Pay for reasonable hospitality for visiting teams and guests, and gratuities.
- 2.10 To manage the Beddington CC Clubhouse & Grounds consistent with the aims & objects.

### 3. Colours

The **colours of the Club** will be dark blue, light blue and red.

### 4. Members

- 4.1. Membership shall consist of officers and members of the club. All members will be subject to the regulations of the constitution and by joining the club will be deemed to accept these regulations and codes of conduct that the club has adopted.
- 4.2. Membership of the club shall be open to anyone interested in the sport of cricket 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 non-discriminatory basis.
- 4.3. The club may have different classes of membership and subscription on a non-discriminatory and fair basis. The club will keep subscriptions at levels that will not pose a significant obstacle to people participating. (Arrangements to be made for cases of genuine hardship.)
- 4.4. Application for membership of the club shall be by completion of a membership application form and by payment of the relevant subscription/joining fees as determined by the Annual General Meeting of the club.
- 4.5. No person shall be eligible to take part in the business of the club or eligible for selection for any club team unless the appropriate subscription has been paid by the specified date or membership has been agreed by the Committee.
- 4.6. The club Committee may refuse membership only for good cause such as conduct or character likely to bring the club or cricket into disrepute. Appeal against refusal or removal may be made to the Committee who shall appoint an Appeals Committee to hear the appeal.
- 4.7. All members will be subject to the regulations of the Constitution and by joining the club will be deemed to accept these regulations and any Codes of Conduct that the club has adopted.
- 4.8. The classes of members shall be as follows:
  - (a) Life Member (Honorary)
  - (b) Vice – President
  - (c) Full Playing Member
  - (d) Student Playing Member, that is playing members between ages of 18 and 21 on 1<sup>st</sup> January and undergoing full-time education
  - (e) Junior Playing Member, that is playing members under the age of 18 on 1<sup>st</sup> January
  - (f) Social member,
  - (g) **Affiliate member**,
  - (h) **Concessionary Member**, and
  - (i) Temporary member.

- 4.9 The requirements for admission to membership are as follows:
- (a) Life membership may be conferred on any person by a resolution passed by at least four-fifths of the members present and voting at a general meeting of the Club if:
    - (i) in the opinion of the meeting that person has rendered exceptional services to the Club, and either
    - (ii) he/she has been a member of the Club in any one or more classes (b) to (f) incl. mentioned in rule (4.8) above for a period or periods amounting in the aggregate to not less than twenty-five years, or
    - (iii) he/she has retired from the Club's employment after serving therein continuously for not less than 20 years;
  - (b) Vice-Presidency may be conferred on any member by a resolution passed by at least four-fifths of the members present and voting at a general meeting of the Club if in the opinion of the meeting that person has rendered exceptional service either to the Club for at least ten years and/or to Cricket in general.
  - (c) Full playing members, student playing members, junior playing members and social members may be elected to membership by the Management Committee if a written nomination signed by the prospective members and by two members as proposer and seconder respectively, stating the full name and **contact details** of the prospective member shall be delivered to the Secretary
  - (d) Members and officials of visiting clubs shall be treated as temporary members of the Club for the day of their visit
- 4.10 The Secretary shall keep a register of members and shall enter therein the names and **contact details** of all the persons who become members (except temporary members) and the class of membership to which he/she belongs.
- 4.11 The total of the Non-Playing Membership, excluding ex-playing members, shall not exceed 50% of the total Playing Senior membership.
- 4.12 A member shall cease to be a member if:
- (a) he/she gives the Secretary written notice of resignation of his/her membership;
  - (b) he/she fails to pay any subscription before the end of the financial year of the Club in respect of which it is payable;
  - (c) only for good cause such as the member having committed some act or been guilty of behaviour inconsistent with membership of the Club so as to bring the club or cricket into disrepute, the management Committee resolves by a majority of four-fifths of those present and voting to remove him/her from the membership. Appeal against refusal or removal may be made to the Committee who shall appoint an Appeals Committee to hear the appeal.

## 5. Discipline & Appeals

- 5.1 All complaints regarding the behaviour of members should be submitted in writing to

The Secretary, Chairman or Welfare Officer.

- 5.2 If the behaviour is considered\* sufficiently serious and the presence at the club or representing the club of the member is considered to represent a continued threat to third parties and/or to the repute of the club, the matter will be reported immediately to the ECB who may advocate the imposition of a temporary suspension from any and all cricketing activities in England and Wales under the auspices of the ECB, pending the outcome of club and ECB enquiries/procedures. This means that the member will not be permitted to be involved in cricket in any way – to play, spectate at, manage a team, hold a position of regulated activity, captain, coach, umpire and / or score etc.. This information will be shared with the people who need to know so they can take the action required to safeguard children as appropriate.

\*the decision will be made by The Chairman or President of the club in agreement with the Welfare Officer.

- 5.3 A Disciplinary Committee shall consist of three members of the Management Committee on an ad hoc basis.
- 5.4 The Disciplinary Committee will meet to hear complaints as soon as reasonably practicable after a complaint being lodged and after 7 days written notice is given to the member concerned, inviting him/her to attend and address the meeting together with written details of the complaint made against him/her.
- 5.5 The Management Committee, shall by a majority of four-fifths of those present, take appropriate disciplinary action or expel any member whose conduct or character or continued membership shall, if in their opinion, be prejudicial or detrimental to the best interests of the Club, or likely to bring the Club or cricket into disrepute.
- 5.6 The outcome of the disciplinary hearing should be notified in writing to the person who lodged the complaint and the member whom the complaint was made within 7 days of the hearing.
- 5.7 There will be the right of appeal to the Management Committee, addressed to the Club Secretary within 7 days of the decision of the Disciplinary Committee being sent to the member. An Appeals Committee, comprising of three other members of the Management Committee should consider the appeal within 14 days of the Club Secretary receiving the written appeal. The appeal shall be way of review and not a re-hearing. The Club Secretary shall notify the complainant and the relevant member of the appeal decision within 7 days.

## 6. Officers

- 6.1 The officers of the Club, all of whom shall serve in an honorary capacity, shall be members of the Management Committee mentioned in rule 7.1 and the:
- (a) President
  - (b) Captains of the other XIs
  - (c) Assistant Secretary
  - (d) Fixture Secretary
  - (e) Press and Public Relations Secretary

- (f) Surrey Championship Representative
- (g) Cricket Week Manager
- (h) NEC Representative
- (i) Junior Players Representative
- (j) Website Manager
- (k) Kit Manager

6.2 The officers, other than team captains, shall be elected at the annual general meeting of the Club

## **7. Management**

7.1 Except as otherwise provided by these rules the management of the Club shall be vested in a Management Committee consisting of:

- (a) The Chairman of the Management Committee
- (b) The Secretary
- (c) The Treasurer
- (d) The Bar Secretary
- (e) The Catering Secretary
- (f) The Welfare Officer
- (g) The Chairman of the Ground Committee
- (h) The Chairman of the House Committee
- (i) The Chairman of the Social & Fund-Raising Committee
- (j) The Cricket Manager
- (k) The Captain of the Saturday 1<sup>st</sup> XI
- (l) The Colts' Manager

7.2 The President may be an ex-officio member of the Management Committee and of any other committee

7.3 No person may hold more than one of the offices which confers membership of the Management Committee

7.4 Any member of the Management Committee or other officer may retire by giving one weeks' notice to the Secretary, and all shall retire at each annual general meeting, but shall be eligible for re-election at that meeting.

7.5 Any casual vacancy on the Management Committee or any office including that of Trustee or Auditor arising between annual general meetings may be filled by the Management Committee.

7.6 The Management Committee shall manage all the affairs of the Club (including the purchase for the Club and the supply by the Club of intoxicating liquor and the fixing of permanent hours for the supply and consumption thereof) and shall have power to do everything necessary for that purpose.

7.7 The quorum of the Management Committee shall be six

- 7.8 The Management Committee endeavours to meet at least once in each month on a date to be fixed at the previous meeting and on such other occasions as the Secretary/Chairman may determine in which case not less than three days written notice of the meeting shall be given by the Secretary to each member of the Management Committee.
- 7.9 Except as provided by rule 4.12(c), decisions at meetings of the Management Committee are made by a simple majority and in the case of equality of voting the Chairman of that meeting shall have a casting vote.

## **8. Selection Committee**

- 8.1 There shall be a Selection Committee consisting of a Chairman (the Cricket Manager) to be elected at the annual general meeting, and the captains and/or vice-captains of each XI.
- 8.2 The Selection Committee shall be charged with the duty of selecting the players for every match in which the Club is to play
- 8.3 The quorum of the Selection Committee shall be five, of whom one or more may contribute by means of telephone etc.

## **9. Annual General Meeting**

- 9.1 An Annual General Meeting shall be held in the month of December each year.
- 9.2 The business of the annual general meeting shall be :
- (a) to receive and consider the accounts of the Club for the preceding year and the Auditor's report thereon
  - (b) to elect club officers with the exception of the captains and vice-captains of each XI, who will be elected at a separate annual players' meeting. (Only full playing and student playing members shall be entitled to vote in the elections of the captains and vice-captains.);
  - (c) to remove and elect the Auditor and Trustees or to confirm that they remain in office;
  - (d) to fix the subscription and match fee for the current year; and
  - (e) to transact any other business of which notice may have been given.

## **10. Extraordinary General Meetings**

An extraordinary general meeting of the members may be convened at any time upon either a resolution of the Management Committee or a requisition setting out the resolution or resolutions to be posed proposed thereat. The requisition must be signed by not less than seven members who shall be life members, vice-presidents, full playing or student playing members or social members.

## **11. Proceedings at Annual or Extraordinary General Meetings**

- 11.1 Not less than seven days prior notice in writing (or email) setting out the resolutions to be proposed at the meeting shall be sent to every known member in accordance with his/her last known **contact details**.

- 11.2 Each Life Member, Vice-President, full playing and student playing member and social member shall have one vote on every resolution
- 11.3 Except as provided by rules 4.9(a) and (b) and 17.1, and by sub-paragraph (4) of this rule, resolutions at general meetings of the Club shall be passed by a single majority of the votes cast by the members present at the meeting and of the votes received in writing by the Secretary prior to the meeting from members not present at the meeting.
- 11.4 These rules may be amended by a resolution passed at a general meeting of the Club by a majority of at least four-fifths of the members present and voting.
- 11.5 In the event of equality of voting at a general meeting the President (or acting Chairman at that meeting) shall have a casting vote.
- 11.6 Nominations of persons for election to any office must either be accompanied by a statement in writing by the nominee that he/she is willing to accept such nomination or such willingness must be signified in person at the annual general meeting

## **12. Trustees**

- 12.1 The number of trustees shall be not less than two nor more than four.
- 12.2 The Trustees shall hold office until death, resignation or removal from office by a resolution of the members
- 12.3 There shall be vested in the Trustees all the property of the club other than cash which will be under the control of the Treasurer
- 12.4 The Trustees may deal with the property so vested in them by way of sale, mortgage, charge lease, or otherwise howsoever as directed by the Management Committee. Such direction shall be given by a resolution of the Management Committee passed by a majority of the members present at a duly convened meeting of the Management Committee and when so passed shall in favour of a purchaser, mortgagee, charge, lease or grantee be binding upon all members of the Club. A certificate purporting to be signed by the Secretary for the time being of the Club shall in favour of the said persons be conclusive evidence that a direction complying in all respects with the above provisions of this rule was duly given to the Trustees.

## **13. Subscriptions etc.**

- 13.1 An annual subscription shall be payable by every member except life members and temporary members
- 13.2 A fee (to be known as a match fee) shall be payable in respect of each Club fixture, except evening fixtures and any other fixture or class of fixture which the Management Committee directs shall be excepted, in which play shall have actually commenced by every member playing in that fixture.
- 13.3 The rates of annual subscriptions and match fees shall be fixed by the annual general meeting
- 13.4 Different rates of annual subscription and match fee may be fixed for different classes

of members, and for individuals within whose classes of membership, at the discretion of the Management Committee.

- 13.5 Annual subscriptions shall be due at discounted rates on 31<sup>st</sup> May each year
- 13.6 The annual general meeting may determine that, either generally or in relation to a specified class or classes of members, a member who pays his/her subscription on or before a specified date shall be entitled to a discount of such amount as may be specified.

#### **14. Accounts, Income and Property**

- 14.1 The financial year of the Club shall end on 30<sup>th</sup> September each year, to which date the accounts shall be balanced and drawn.
- 14.2 As soon as practicable, after the end of the financial year, there shall be prepared a statement of the assets and liabilities of the Club at the end of the financial year, and a statement of the income and expenditure during that financial year, which statements shall be audited by the Auditor, if possible, before the annual general meeting.
- 14.3 Copies of the accounts shall be sent to every member with the notice convening the annual general meeting. If it has not been possible to have the accounts audited prior to the annual general meeting then accounts will be presented 'subject to audit', with the audited accounts presented prior to the commencement of the next playing season.
- 14.4 The Auditor shall be appointed by each annual general meeting and shall hold office until the end of the next following annual general meeting
- 14.5 All monies received by the Club shall be paid into an account in the name of the Club at bankers appointed by the management Committee, and cheques and other instruments drawn on and directions to the bankers shall be signed by not less than two signatories authorised by the management Committee.
- 14.6 No action involving expenditure in the name or on behalf of the Club shall be taken, and no undertaking which would commit the Club to expenditure or other liability shall be made without the prior authority of a resolution of the Management Committee.

#### **15. Club Premises**

- 15.1 The Club Premises shall be open to members at all times when games are in progress or Club social functions are being held and at all other times when authorised by the Management Committee
- 15.2 Intoxicating Liquor may be sold or served within the hours permitted by licence during such times as the Management Committee determines and publishes. The supply of intoxicating liquor is prohibited to any persons under the age of 18 years.
- 15.3 Intoxicating liquor may be sold to adults who are members of the Club and their partners and personal guests, and to members of Carshalton Football Club and to members of visiting clubs on occasions when such clubs are playing on the Club's ground, and to members of other organisations using or hiring the Club's ground or premises and facilities. Personal guests must be accompanied by a member.



## 16. Indemnity

Trustees and members of the management Committee shall not be liable (otherwise than as members of the Club) for any loss suffered by the Club as a result of the discharge of their respective duties on its behalf, except such loss as arises by reason of their respective wilful default, and they shall be entitled to an indemnity out of the assets of the Club for all expenses and other liabilities incurred by them in the discharge of their respective duties.

## 17. Dissolution

- 17.1 The Club may be dissolved by a resolution passed at a general meeting of the Club by a majority of at least four-fifths of members present and voting
- 17.2 The dissolution shall take effect from the day when the resolution is passed and the Management Committee shall be responsible for the winding up of the assets and liabilities of the Club
- 17.3 If any property remains after the discharge of all debts and liabilities of the Club, it shall not be distributed equally among the members of the club at the date of dissolution but shall be given or transferred to the local County Board or any other voluntary cricket organisation in the area having objectives similar to those of the club.

## 18. Amendments to the Constitution

The constitution will only be changed through agreement by majority vote at an annual or extraordinary general meeting.

## 19. Declaration

Beddington Cricket Club hereby adopts and accepts this constitution as a current operating guide regulating the actions of members.

Name: **A Cummins**

Club President:

Signed:

Date:

Name: **A Down**

Club Secretary:

Signed:

Date:

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