

MATLOCK CRICKET CLUB

CONSTITUTION & RULES **25 November 2008**

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AIMS & OBJECTIVES:

1. The main objective of the Club is to provide facilities for promote participation of the whole community in the sport of cricket.
2. The Club shall be called Matlock Cricket Club, and will consist of senior and junior playing members and non-playing members.
3. The Club will be to compete in appropriate league and cup competitions as approved by the England & Wales Cricket Board (ECB) for such purposes in the County of Derbyshire at senior and junior level.
4. The Club will affiliate to the ECB and Derbyshire Cricket Board or such bodies, which may replace either organisation at any time in the future.
5. The senior 1st XI, 2nd XI teams and 3rd team of the Club will be members of the Derbyshire County Cricket League (DCCL) and will abide by such rules, amendments, and policies adopted and/or approved by the DCCL and the ECB.
6. The Club will also organise and support junior cricket and enter teams at each age category, which it may consider appropriate, up to the age of 17, in league and cup competitions organised locally. The Management Committee of the Club shall be authorised to review these arrangements annually, and determine which league(s), age category, and the number of junior teams the Club will enter for the following season.
7. In addition the Club will seek to organise other senior team midweek league and friendly fixtures, including tour matches, and encourage recruitment of new senior and junior players where possible to maintain and improve standards.

8. The Club will:

(i) seek to encourage participation and involvement in its organisation by all playing and non-playing members, and also parents/guardians/relatives of junior players; and,

(ii) organise and arrange social and other related events associated to cricket for the benefit of the Club, its members, and their families.

9. The Club will encourage and allow use of its ground and/or facilities for cricket, by other appropriate local organisations, community groups, residents, Derbyshire schools, and other club and representative teams. The Management Committee, (or Premises, Finance & General Purposes Committee), will agree a scale of charges to other users annually, and when the charges will be applied.

ORGANISATION & MEMBERSHIP

10. Membership of the Club shall be open to all persons irrespective of ethnicity, nationality, sexual orientation, religion or beliefs; or of age, sex or disability except as a necessary consequence of the requirements of cricket as a particular sport

11. The club may refuse membership only for good and sufficient cause, such as conduct or character likely to bring the Club or sport into disrepute. Appeal against refusal of membership may be made to the clubs members and decided by a majority vote. Appeal against expulsion may be made in accordance with clause 26.

12. The **Annual General Meeting** (AGM) of the Club will be held in November each year. Only those existing members whose subscriptions are paid in full will (subject to the provisions of Rule 16) be entitled to attend, participate, vote, or stand for election or appointment to office within the Club.

The only exception(s) to this Rule, regarding eligibility to vote or stand for office in the Club will be:

(i). The Club President, Hon* Life Vice President(s), Vice Presidents, and Honorary Members of the Club;

*The AGM may appoint Hon. Life Vice President(s), as above, who are not required to pay membership fees and will not have any executive role unless voted or co-opted onto the Club Management Committee. Nominations for Hon. Life Vice Presidents must be notified to the Hon. Secretary in advance of the AGM with a named proposer and seconder who must be existing members of the Club, in accordance with this rule. The general criteria for nomination of Hon. Life Vice Presidents is that they have a substantial and unbroken record of service and membership of the Club, in a playing or other capacity, and the appointment is likely to enjoy the unanimous support of the membership.

(ii) any new members who joined the Club during the season, but whose subscriptions were accordingly paid in full before the end of the senior playing

season; and,

(iii) one parent/guardian of each junior playing member (aged under 16), not covered above. (*NB. If a junior playing member and their parent/guardian both attend the AGM they will only be entitled to one vote between them).

13. Fourteen days written notice of the AGM will be given to all current members, together with the agenda for the meeting and details of any resolutions or rule changes proposed by the Management Committee. Any other propositions may be submitted for consideration at the AGM, and given to the Hon. Secretary in writing at least 7 days prior to the AGM. Such propositions must be clearly signed by two current members of the Club (as defined in Rule 12). Amendments to any resolutions, rule changes or other propositions received may be put forward at the AGM, seconded, and voted upon by the members present.

14. A **Special General Meeting** (SGM) of the Club may be called at any time, either: (i) at the discretion and agreement of the Management Committee; or, (ii) by a written request, signed by at least 15 playing and/or non-playing members, and given to the Hon. Secretary (or in his/her absence the President or Chairman), stating the reason for such a meeting.

At least 7 days written notice of any SGM will be given to all members, which will specify the object and/or reason for the Meeting, to which alone the discussion at the SGM will be confined.

15. Any resolutions put forward at the AGM, or any SGM, will be voted on by those members present. In the event of equal voting the Chairman of the meeting will have a casting vote should he/she choose to use it.

16. Other playing or non-playing members of the Club who do not comply with the provisions of Rule 12 are entitled to attend the Annual General Meeting or any Special General Meeting so called, but may not participate unless agreed by the members present. They may however not vote on any matters. All applications received from, or nominations made, at any time for persons to become new playing and or non playing members of the club will also be subject to the provisions of rules 32 & 33 of this Constitution and Rules.

17. The following **Executive Officers** of the Club will be elected at the AGM, and be members of the **Club Management Committee**:

President; Chairman; Vice Chairman; Hon. Treasurer; Hon. Secretaries; Hon Fixture Secretary; 1st XI Captain; 2nd XI Captain; and 3rd XI Captain; Club Welfare Officer and Junior Team representative.

18. The Management Committee will meet at least four times annually. The first meeting will take place no later than six weeks following the AGM, and at least one meeting will be during the cricket season. Another meeting will be held no less than three weeks prior to the AGM to determine any resolutions, rule changes, and, annual subscriptions and match fees for the following year to be recommended for consideration and adoption at the AGM.

19. The quorum for all meetings of the Management Committee will be 5 members. Any proposals or resolutions adopted at the Management Committee must have the agreement of the majority of all members present. The Chairman of the meeting will not have a casting vote.
20. The Management Committee may, at any time, co-opt other current members of the Club onto the Management Committee whose continuing membership of the Committee shall be subject to the agreement of the Executive Officers.
21. The following **Officers** will also be elected at the AGM to serve on the various other Committees, Sub Committee(s) and Sub Group(s), as appropriate: Vice Presidents; 1st XI Vice Captain; 2nd XI Vice Captain 3rd XI Vice Captain; Junior Team Manager(s) for each team age category; Hon. Social Secretary; Club Welfare Officer and Auditors (2).
22. The Financial Year of the Club will end on **30 September** when the accounts, books, invoices, receipts and other records shall be audited, and then presented at the AGM by the Hon. Treasurer for approval.
23. The funds of the Club will be held in such Bank Account(s) as agreed by the Management Committee. Signatories to the Accounts shall be any two of the Hon. Treasurer; Chairman; Vice Chairman; Secretary; and, up to two other members designated by the Management Committee. All surplus income or profits are reinvested in the club. No surpluses or assets will be distributed to members or third parties.
24. The Annual Subscription(s) for all playing and non-playing members, and team senior and junior team match fees, will be approved at each AGM for the following season. All subscriptions should be paid in full to the Hon. Treasurer by 31 May each year for existing members of the Club. Any senior or junior playing member whose subscription has not been paid in full and received by the Hon. Treasurer by 31 May will not then be considered for selection, at the discretion of the selection committees, to play for any senior or junior team, ahead of members whose subscriptions have already been received by the Hon. Treasurer. The senior and junior selection committees will be issued with a list of fully paid up members by the Hon. Treasurer on the 1st June.

COMMITTEE STRUCTURE

25. The **Management Committee**, and those Officers elected in accordance with Rule 17, will be the Executive body of the Club, and will be responsible overall for Club policy, discipline, presentation of annual awards, observation of these Rules, and also for the appointment of any vacancies for Club Officers, 1st XI 2nd XI 3rd XI Captain(s), or Junior Team Managers should they arise during the year.
26. The Management Committee will be responsible for the disciplining of any member of the Club, and related action, at its discretion, (subject to DCCL rules where applicable). In the event of formal disciplinary action being taken against any member, the Management Committee will ensure that a right of appeal will be available if the individual(s) concerned wish to exercise it. Any such appeal

will be heard within seven days, and by a panel of three Officers of the Club not involved in the original disciplining action.

27. In addition to the Management Committee the Club will have:

(i). A **Cricket Committee** with responsibility for all senior and junior playing arrangements, and associated organisational issues, league rules, including practice sessions, development of, and, overview of the selection of junior players and teams, overview of wicket preparation and fixtures, and the appointment of the senior midweek and friendly team Captain(s) and Vice Captain(s), and any vacancies occurring during the season for 1st, 2nd XI and 3rd XI Vice Captain(s).

Membership of the Cricket Committee will comprise of the following:

Club Chairman; Vice-Chairman; Hon. Fixture Secretary; 1st XI 2nd XI & 3rd XI Captains; all Junior Team Manager(s). The Vice-Chairman will chair meetings of the Cricket Committee and will have a casting vote if necessary. The Cricket Committee may also co-opt other current members to serve on the Committee if necessary.

(ii). A **Senior Selection Sub-Committee**, which will meet weekly during the season, to select players for the 1st XI, 2nd XI, 3rd XI and also senior friendly and midweek teams as may be appropriate.

If any player of the club makes themselves unavailable for selection for any team on a particular day, without good reason, then they would not be considered for selection for other teams on that same day.

Membership of the Selection Sub-Committee will comprise of the following:

Club Chairman; 1st XI Captain and Vice Captain; 2nd XI Captain and Vice Captain; 3rd XI Captain and Vice Captain and, three other members appointed by the Management Committee. Voting will be based on one vote per team. The 1st XI Captain will chair meetings of the Selection Committee, and will have a casting vote if necessary. In the absence of the 1st XI Captain meetings will be chaired by the Club Chairman, who will also have a casting vote.

(iii). A **Premises, Finance and General Purposes Committee**, (PF&GP) with 'day to day' responsibility for other club business and organisational non-playing matters, including all financial matters, fund raising, authorisation of expenditure, overview of the maintenance of the ground, its property, facilities and development, ensuring control and operation of the Club Bar, staffing, teas, and organisation of any Club social events.

Membership of the PF&GP Committee will comprise of the following:

President; Chairman; Vice-Chairman; Hon. Treasurer; Hon. Secretary; Hon. Social Secretary; Head Groundsman. The Management Committee may also appoint up to two other current Club members to the PF&GP Committee. Meetings of the PF&GP Committee will normally be chaired by the President, who will have a casting vote if necessary. In the absence of the President the meetings will be chaired by the Club Chairman or Vice-Chairman, and they will also have a casting vote. The PF&GP Committee may also invite individual

senior team Captain(s), or Junior Team Manager(s) to attend its meetings, as necessary.

(iv). Both the **Cricket and PF&GP Committees** may, as necessary, create Sub Group(s) to deal with specific items or other matters on behalf of the Club within their overall areas of responsibility, as outlined above at (i) and (iii). Any such Sub Group(s) so appointed will be accountable to the Committee, which created it, and will report to that Committee accordingly.

Both the Cricket and PF&GP Committees will meet as often as required, and regularly from April to September, to conduct relevant business on behalf of the Cricket Club. Whilst formal agenda's and minutes may not be necessary, notes will be taken at each meeting recording those members present, and any decisions or actions taken. Such notes will then be presented and reported at the next available meeting of the Management Committee.

28. To ensure the effective organisation and operation of the Club, and to achieve its stated aims and objectives for the benefit of its playing and non-playing members, all Officers, Captains, Junior Managers and Committees of the Club will function openly and liaise accordingly.

29. In the event of any dispute arising from any meeting of the Cricket or PF&GP Committees, or Selection Sub-Committee, which cannot be resolved by the Club Chairman, the matter will be referred to a special meeting of the Management Committee, convened by the Hon. Secretary within 14 days of the dispute arising. If any member(s) raising such a dispute, or grievance, is not a member of the Management Committee, they will be entitled to attend the special meeting to present their argument or case. They will however not be entitled to vote. Any decision(s) taken by the Management Committee will be final.

GENERAL

30. The Club will adopt and apply any Codes of Conduct operated, and from time to time, by the ECB and/or DCCL. Additionally the Club may also additionally supplement such Codes of Conduct, as it deems appropriate. All members of the Club shall not make racially abusive comments, nor indulge in racially abusive actions against fellow players, officials, members or supporters. The Club actively operates an open door membership policy whilst respecting player qualification regulations, and welcomes players, members and supporters irrespective of race, ethnic origin, religion, disability, or gender.

31. A current playing or non-playing member of Matlock Cricket Club is defined as having paid his/her full subscription, in accordance with Rule 12.

CLUB PREMISES BAR LICENCE

32. In accordance with Condition 1 of Section 62(2) of the Licensing Act 2003, any persons may not be admitted to Membership of Matlock Cricket Club, or be admitted as candidates for membership, to any of the privileges of membership without an interval of at least two days between their nomination for membership

and their admission.

33. In accordance with Condition 2 of Section 62(3) of the Licensing Act 2003, those becoming members of the Club without prior nomination or application may not be admitted to the privileges of membership without an interval of at least 2 days between their becoming a member and their admission
34. In accordance with Condition 3 of Section 62(4) of the Licensing Act 2003, the Club is established and conducted in good faith as a club, as required under Section 62 of the Licensing Act 2003.
35. Alcohol will not be served to members on the premises otherwise than by, or on behalf of the Club
36. The purchase and supply of alcohol by and for the Club is managed by the Club Management Committee made up by of those elected members of the Club aged over 18 years.
37. No arrangements may be made for any person to receive commission, percentage or similar payment at the expense of the Club with reference to purchases of alcohol by the Club.
38. No arrangements may be made for any person to derive, directly or indirectly, any monetary benefit from the supply of alcohol to members or guests apart from to benefit the Club as a whole or any indirect benefit a person derives by reason of supply contributing to the general gain for the Club as a whole.

CHILD WELFARE POLICY

39. The Club adopts the ECB Child Welfare Policy "Safe Hands" and agrees to work towards its full implementation by 1st April 2006. The Club will appoint a Club Welfare Officer, who will undergo the necessary training. The Club Welfare Officer will be a member of the Management Committee of the Club and will in addition report directly to the Chairman on matters of concern in child welfare.

DISSOLUTION

40. In the event of dissolution of the Club, any assets remaining after the satisfaction of all debts and liabilities shall not be paid or distributed among members of the Club, but shall be given or transferred to one or more of the following approved sporting or charitable bodies:-
 1. A registered charitable organisation(s)
 2. Another Club which is a registered CASC
 - 3 The sports national governing body for use by them for related community sports

AMENDMENT(S) TO THE CONSTITUTION & RULES/

41. These Rules can only be amended at an Annual General Meeting of members in accordance with Rule 12, or a Special General Meeting of members called for that specific purpose under Rule 14.

*CONSTITUTION & RULES AS APPROVED AT MATLOCK C.C. AGM
25th November 2008)*

Signed:

_____ *Chairman*
(Peter Stapleton)

_____ *Secretary*
(Derrick Taylor)