Stoke D'Abernon Cricket Club

The Recreation Ground, Stoke D'Abernon, Surrey, KT11 3PS

CLUB CONSTITUTION

Preliminary

1. The Club shall be called "Stoke D'Abernon Cricket Club".

2. The objective of the club is to provide facilities for and promote participation of the whole community in the sport of cricket.

3. The Club colours shall be blue, silver and gold.

4. The Club's Headquarters shall be the Clubhouse at Stoke D'Abernon Recreation Ground, Stoke Road, Stoke D'Abernon, Cobham, Surrey.

5. The Laws of Cricket as laid down by the authorised regulatory bodies shall be binding.

6. The Club shall be a members' club affiliated to the Club Cricket Conference and such other bodies, as the General Committee shall from time to time determine.

7. To ensure a duty of care to all members of the club by adopting and implementing the ECB 'Safe Hands – Cricket's Policy for Safeguarding Children' and any future versions of the Policy.

8. To ensure a duty of care to all members of the club by adopting and implementing the ECB Cricket Equity Policy and any future versions of the Policy.

9. To ensure a duty of care to all members of the club by adopting the ECB Anti-Discrimination code and any future versions of the Policy.

Membership

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. By following the anti-discrimination code, the Club aims to create an environment in which no individual, group or organisation experiences discrimination or acts in a discriminatory manner on the basis of a Protected Characteristic (age, disability, gender reassignment, marriage & civil partnerships, pregnancy & maternity, race, religion or belief, sex or sexual orientation.) However, limitation of membership according to available facilities is allowable on a non-discriminatory basis.

2. 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.

3. The Committee may refuse membership, or remove it, only for good cause such as conduct or character likely to bring the Club or sport into disrepute. Appeal against refusal or removal may be made to the members.

4. The Club shall consist of
   a) Senior Playing Members who are eighteen years of age or over on the 1st June during the membership year.
   b) Student Members who shall be eighteen years of age or over on the 1st June during the membership year, but who remain in full time education.
   c) Junior "Colt" Members who are under eighteen years of age on the 1st June during the membership year.
   d) Social Members
   e) Family Members who shall be the parents or guardians of Colt Members.

f) Honorary Life Members.
g) Elected Vice Presidents

Reference to “members” in the Rules of the Club shall be deemed to cover all the above-mentioned categories of membership.

Committee and Officers

5. The affairs of the Club, in all matters not in these rules reserved for the Club in General Meeting, shall be managed by the General Committee of the Club.

The General Committee shall consist of not less than five members of the Club who shall be elected at the Annual General Meeting of the Club as provided in Rule 22, or who may be appointed from time to time by the General Committee. They shall all retire from office in every year, but shall be eligible for re-election. All elected officers shall act in all matters in accordance with the directions of the General Committee.

The General Committee may appoint one or more sub-committees for such purposes as it may deem appropriate. Five members shall constitute a quorum of the General Committee, and two a quorum of a sub-committee.
The General Committee can, as it deems necessary, invite up to two non-elected members to sit on the General Committee to either deal with specific issues or widen the representation of the Club at the General Committee.

Trustees

6. There shall be three Trustees of the Club who shall be appointed from time to time as necessary by the Club in General Meeting from among the members who are willing to be so appointed. A trustee shall hold office during his life, or until he shall resign by notice in writing given to the General Committee, or until a resolution removing him from office shall be passed at a General Meeting of the Club by a majority comprising two-thirds of the members present and entitled to vote. (Current Trustees: Andrew Patrick, Michael Furze & Alistair MacMillan).

7. All property of the Club, including land and long term investments, shall be held by the Trustees for the time being, in their own names so far as necessary and practical, for the use and benefit of the Club. On the death, resignation or removal from office of a Trustee the General Committee shall take steps to procure the appointment by the club in General Meeting of a new Trustee in his place; and shall as soon as possible thereafter take all lawful and practicable steps to procure the vesting of all Club property into names of Trustees as constituted after the said appointment.

The Trustees shall in all respects act, in regard to any property of the Club held by them, in accordance with the directions of the General Committee; and shall have power to sell, lease, mortgage or pledge any Club property for the purpose of raising or borrowing money for the benefit of the club in compliance with the Committee’s directions. But no purchaser, lessee or mortgagee shall be concerned to enquire whether any such directions have been given.

President, Vice-Presidents and Life Members

8. Any nominations for President, Vice-Presidents or Life Members should be submitted in writing to the Secretary at least two weeks prior to the AGM. Any nominations will be considered by the Committee, who shall propose suitable candidates for election at the AGM. The election of the President, Vice-Presidents and Life Members of the Club shall take place at the Annual General Meeting of the Club. Anyone elected as a Life Member shall retain this office until death, retirement or removal by a resolution of the members in General Meeting passed by a two-thirds majority of the members present and entitled to vote. From 2005 onwards Vice-Presidents shall be elected for a period of five years, but they can be nominated for re-election after serving this term.

Subscriptions, Finances and Accounts

9. The annual subscriptions for members shall be such sum as the General Committee may from time to time determine. At the discretion of the General Committee a member may be allowed to pay a reduced subscription.

10. The Membership year will run from 1st January to 31st December each year and annual subscriptions shall be payable on election as provided in Rule 8, and thereafter without demand on or before 1st January in every year. The General committee may suspend or terminate the membership of any member whose annual subscription remains unpaid on 1st August.

11. The Treasurer shall keep such proper books of account as will enable him to present at every Annual General meeting of the Club, or at any other time if required (on reasonable notice to him) by the General Committee, an accurate report and statement concerning the finances of the Club, including a separate statement with regard to the purchase and supply of

tobacco and intoxicating liquor, for the preceding year, or for the current year as the case may be, and shall present such report and statement accordingly. The financial year of the Club shall run from 1st January to 31st December.

12. All surplus or profits are to be re-invested in the Club. No surpluses or assets will be distributed to members or third parties.

Intoxicating Liquor

13. The supply of intoxicating liquor in the Club premises shall be permitted during the hours permitted by the Licensing Acts and determined within those regulations by the General Committee. No intoxicating liquor shall be supplied to members or to any other persons on the Club premises otherwise than by or on behalf of the Club.

The supply of intoxicating liquor is prohibited to any persons under the age of 18 years. No intoxicating liquor shall be supplied for payment to any person on the premises except members, their guests and bona fide visitors of the Club.

14. The General Committee shall arrange the supply of intoxicating liquor by the Club to members, and to other persons on the Club premises, and shall secure the due observance of the provisions of the Licensing Act 1964 and all other Acts relating thereto, and of any conditions attached to any license held by or on behalf of the Club for the supply of intoxicating liquor, or to any registration certificate granted in respect of the Club premises.

15. No person shall be paid at the expense of the Club any commission, percentage or similar payment on or with reference to purchases of intoxicating liquor by the Club; nor shall any person directly or indirectly derive any pecuniary benefit from the supply of intoxicating liquor by or on behalf of the Club to members or guests, apart from any benefit accruing to the Club as a whole.

General Meetings

16. An Annual General Meeting of the Club shall be held in every year, and there shall not be more than fifteen months between one Annual General Meeting and the next. Notice of the day and time of the Annual General Meeting shall be given to each member at least fourteen days before such day, either by post or by e-mail.

17. A General Meeting of the Club may be summoned at any time by the General Committee, and shall also be summoned immediately upon any six members (each being entitled under Rule 21 to vote), delivering to the Secretary or the General Committee a written request to convene such a meeting. A general meeting shall be summoned by causing a notice thereof to be given in the manner prescribed in Rule 29 for a period of at least fourteen days immediately before the day appointed for the Meeting, but this period may be abridged at the discretion of the Secretary or the General Committee if the urgency of the business to be discussed in their opinion so requires.

18. At any General Meeting of the Club every member of the Club shall be entitled to be present, and every Playing, Non-Playing or Honorary Life Member shall be entitled to one vote upon every question raised. The Chairman of the Meeting shall be the President of the Club, or in his absence a Vice-President; if neither the President nor a Vice-President were present a member shall be elected for the occasion by the Meeting before any other business is commenced. Voting shall be decided by a simple majority, except as otherwise stipulated in these Rules, and in the event of a tied vote, the motion shall be deemed to be lost. The Secretary shall take minutes of the proceedings at all general Meetings of the Club. Ten members who are entitled to vote shall constitute a quorum for all General meetings of the Club.

19. There shall be elected at the Annual General Meeting of the Club a Secretary, a Treasurer and Captains for each team representing the Club and such other officers of the Club as the Club in General Meeting appoint.

Guests

20. Members may introduce and entertain guests at the Club, and there shall be kept at the Club premises a Visitor's Book which both the member and his guest shall sign. The member introducing a guest shall be responsible for his guest strictly observing these Rules and the Club bylaws and shall not leave the Club premises before his guest. No person whose membership of the Club has been terminated under Rule 28, or is for the time being suspended under Rule 26, or whose application for membership has at any time been rejected, shall be introduced as a guest. No member may introduce the same guest to the Club on more than five occasions during any one calendar year.

Visitors

21. Visiting teams, their umpires, guests, scorers and spectators will be deemed to be bona fide visitors to the Club.

Byelaws

22. The General Committee may from time to time make, vary and revoke bylaws (not inconsistent with these Rules) for the regulation of the internal affairs of the Club and the conduct of members, and the bylaws for the time being in force shall be binding on all members.

Conduct of Members

23. No betting shall be allowed in the Club. No lottery shall be promoted by any member or officer on behalf of or in any way connected with the Club or with any entertainment or any event held by or in connection with the Club without previous written authority of the General Committee. Gaming shall be permitted in the Club, so, however, as not to contravene any of the provisions of any statute for the time being in force.

24. The General Committee may terminate or suspend the membership of any member whose conduct, whether on the Club premises or elsewhere, is or has been in the opinion of the Committee contrary to the interests of the Club or injurious to its reputation.

25. Immediately upon the termination or suspension under Rule 26 of the membership of any member, the General Committee shall at the request of that member:

a. Cause a General Meeting of the Club to be summoned for a day not later than the twenty-first day following the termination or suspension. The notice convening such Meeting shall contain all details of the allegations made against the member; and

b. Give notice to the member at his address last notified to the Secretary under Rule 29, and inform him that if he so desires he may be present at the said meeting.

c. At any such Meeting any allegations against the member shall be related (in his presence if he attends) to the Meeting by a member of the General Committee, and the member shall (if he desires) be heard in answer, a reasonable adjournment to enable him to prepare his answer being allowed him in the discretion of the Meeting. The decision of the Club at the said meeting or at any adjourned Meeting whether to reinstate the member or to terminate his membership or uphold the suspension shall be taken by vote, and shall be final and conclusive.

Notices

26. Each member shall keep the Membership Secretary informed of that member's private address, or of some other address, including e-mail, to which communications may be addressed for him. The posting or delivery of any notice to a member shall be deemed to be effective if the same is addressed to that member at the address, or e-mail address, last given by that member to the Membership Secretary.

Alteration of Rules

27. These Rules may be revoked, added to or altered by a majority comprising two-thirds or more of the members present and entitled to vote at any General Meeting of the Club which notice has been duly given under Rule 19 or Rule 20 specifying the intention to propose the revocation, addition or alteration, together with full particulars thereof.

Exclusion of Liability

28. Neither the Club nor any officer thereof shall be liable to any member or guest of a member for any loss of or damage to any property occurring, from whatever cause, in or about the Club premises; nor for any injury sustained by any member or guest whilst on or entering or leaving the Club premises; and a notice to this effect shall at all times be displayed in a prominent position on the Club premises.

Dissolution

The members may vote to wind up the Club if not less than two thirds of those members present and voting support that proposal at a properly convened general meeting.

a) The Committee will then be responsible for the orderly winding up of the Club's affairs.

b) After settling all liabilities of the Club, the Committee shall dispose of the net assets remaining to one or more of the following:

i. to another Club with similar sports purposes which is a registered charity and/or

ii. to another Club with similar sports purposes which is a registered CASC and/or

iii. to the Sport's governing body for use by them for related community sports.

This version of the constitution for Stoke D'Abernon Cricket Club was adopted by members at an Annual General Meeting on 15th April 2023.

Victoria Cheeseman - **Chairman**

Matthew Weisser - Treasurer