

# ALBURY CRICKET CLUB

incorporating Albury Cricket Club, Albury Junior Cricket Club, Albury Football Club and Albury Eagles Football Club  
(hereinafter collectively referred to as 'The Club')

## **Albury Cricket Club Constitution**

### 1. **NAME**

The club shall be called Albury Cricket Club (the Club) and comprise of the following divisions:

- (a) The Albury Cricket Club (the ACC),
- (b) The Albury Junior Cricket Club (the AJCC),
- (c) The Albury Football Club (the AFC), and
- (d) The Albury Eagles Football Club (the AEFC).

### 2. **OBJECTS**

The objects of the Club shall be to:

- (a) organise and encourage the playing of cricket for members of the Club,
- (b) organise and encourage the playing of football for members of the Club,
- (c) organise and encourage the playing of any other sport for members of the Club,
- (d) organise social activities for the members of the Club, and
- (e) provide facilities for sport and recreation.

### 3. **STATUS OF CONSTITUTION, RULES & REGULATIONS**

This Constitution and any Rules, Regulations and Policies of the Club (the Club Rules) passed in accordance with this Constitution form a binding agreement between the Club and each member of the Club.

The AEFC shall have the status of an Affiliated Member Club of The Football Association by virtue of its affiliation to/membership of The Football Association. The Rules and Regulations of The Football Association Limited and parent County Association and any League or Competition to which the AEFC is affiliated for the time being shall be deemed to be incorporated into the Club Rules.

### 4. **CLUB MEMBERSHIP**

- (a) The Members of the Club from time to time shall be those persons listed in the registers of members (the Membership Registers), which shall be maintained by the Club Committee.
- (b) Membership shall consist of the following classes:
  - I. Full Members (who must be at least 18 years of age),
  - II. Junior Members (who must be under 18 years of age),
  - III. Associate Members (who must be a parent or guardian of a Junior Member),
  - IV. Honorary Members
  - V. Honorary Life Members
- (c) Any person who wishes to be a member must apply on the Membership Application Form and deliver it to a Club Officer. Admission to membership shall be at the sole discretion of the Club Committee. Membership shall become effective upon an applicant's name being entered in a Membership Register of the Club, which shall not be less than 2 days after his or her Membership Application Form has been received by a Club Officer.
- (d) The parent(s) and/or guardian(s) of a person applying to become a Junior Member of the Club shall themselves be deemed to have applied to become an Associate Member of the Club if they provide their personal details on the Membership Application Form pertaining to the person applying to become a Junior Member.
- (e) The Club Committee shall have the power to elect Honorary Members for any period not exceeding 14 days.
- (f) A member who has rendered particularly meritorious service to the Club may, on the recommendation of the Club Committee, be elected an Honorary Life Member at an Annual General Meeting.
- (g) In the event of a member's resignation or expulsion, his or her name shall be removed from the relevant Membership Register.
- (h) By virtue of the AEFC's affiliation to The Football Association, The Football Association and parent County Association shall be given access to the Membership Register of the AEFC on demand.

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## 5. ANNUAL MEMBERSHIP FEE

- (a) An annual fee payable by each member shall be determined from time to time by the Club Committee. Any fee shall be payable on a successful application for membership and annually by each member. Fees shall not be refundable.
- (b) The Club Committee shall have the authority to exempt a Member from payment of the relevant annual fee if the Member is unable to pay.
- (c) The Club Committee shall have the authority to levy further subscriptions from the members as are reasonably necessary to fulfil the objects of the Club.

## 6. RESIGNATION AND EXPULSION

- (a) A member shall cease to be a member of the Club if, and from the date on which, they give notice to the Club Committee of their resignation.
- (b) A member whose annual membership fee or further subscription is more than 2 months in arrears shall be deemed to have resigned.
- (c) The Club Committee shall have the power to expel a member when, in their opinion, it would not be in the interests of the Club for them to remain a member. There shall be no appeal procedures.
- (d) A member who resigns or is expelled shall not be entitled to claim any, or a share of any, of the Club Property.

## 7. CLUB COMMITTEE

- (a) There shall be a General Committee (the Club Committee) consisting of the Club Officers and such Members of the Club as may be co-opted at the request of a simple majority of the Club Officers.
- (b) Members of the Committee shall go out of office immediately before each Annual General Meeting unless otherwise resolved at a Special General Meeting.
- (c) Elections to the Committee shall be held at each Annual General Meeting and all Members of the Club entitled to vote at the election shall be capable of being elected.
- (d) The Club Officers shall consist of the President, Chairperson, Treasurer, Secretary, Captain of the First XI Cricket team, Captain of the Second XI Cricket team, AJCC Coordinator, AFC Coordinator and AEFC Coordinator all of whom shall be elected at the Annual General Meeting having been proposed by a Member, other than a Junior Member, and seconded by a Member, other than a Junior Member, and elected by a simple majority of the Members present and entitled to vote at the Annual General Meeting.
- (e) All Club Officers must be Full Members or Honorary Life Members.
- (f) A Member may hold no more than two positions of Club Officer at any time.
- (g) The Club Committee shall be responsible for the management of all the affairs of the Club and have the power to make by-laws, regulations, rules and orders for the good management, control and conduct of the Club. Meetings of the Club Committee shall be chaired by the Chairperson or in their absence the Treasurer. The quorum for a Club Committee Meeting shall be five (5) Club Committee Members including at least two (2) Club Officers. Decisions of the Club Committee shall be made by a simple majority of those attending the Club Committee meeting. The Chair of the Club Committee meeting shall have a casting vote in the event of a tie.
- (h) The Secretary shall minute the proceedings of and decisions taken at meetings of the Club Committee. Minutes of each meeting shall subsequently be issued to all members of the Club Committee and a copy posted on the Clubhouse Notice Board not more than fourteen (14) days following the date of the meeting.
- (i) Any member of the Club Committee may call a meeting of the Club Committee by giving not less than seven (7) days notice to all members of the Club Committee. The Club Committee shall hold not less than six (6) meetings a year.
- (j) An outgoing member of the Club Committee may be re-elected. Any vacancy on the Club Committee that arises between Annual General Meetings shall be filled by a member proposed by one and seconded by another of the remaining Club Committee members and approved by a simple majority of the remaining Club Committee members.
- (k) The Club Committee shall have the power to decide all questions and disputes arising in respect of any issue concerning the Club Rules.

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## **8. CLUB SUB-COMMITTEES**

- (a) The AJCC Sub-Committee shall consist of the Chairperson, Treasurer and Coordinator of Junior Cricket plus up to three (3) other co-opted members. A Member is co-opted onto the AJCC Sub-Committee at the request of the Coordinator of Junior Cricket.
- (b) The AJCC Sub-Committee shall be responsible for the management of the Junior Cricket section of the Club. Meetings of the AJCC Sub-Committee shall be chaired by the Coordinator of Junior Cricket or in their absence by another member of the AJCC Sub-Committee. The quorum for an AJCC Sub-Committee Meeting shall be three (3) AJCC Sub-Committee Members including at least one (1) Club Officer. Decisions of the AJCC Sub-Committee shall be made by a simple majority of those attending the AJCC Sub-Committee meeting. The Chair of the AJCC Sub-Committee meeting shall have a casting vote in the event of a tie.
- (c) The AFC Sub-Committee shall consist of the Chairperson, Treasurer and AFC Coordinator plus up to three (3) other co-opted members. A Member is co-opted onto the AFC Sub-Committee at the request of the AFC Coordinator.
- (d) The AFC Sub-Committee shall be responsible for the management of the AFC. Meetings of the AFC Sub-Committee shall be chaired by the AFC Coordinator or in their absence by another member of the AFC Sub-Committee. The quorum for an AFC Sub-Committee Meeting shall be three (3) AFC Sub-Committee Members including at least one (1) Club Officer. Decisions of the AFC Sub-Committee shall be made by a simple majority of those attending the AFC Sub-Committee meeting. The Chair of the AFC Sub-Committee meeting shall have a casting vote in the event of a tie.
- (e) The AEFC Sub-Committee shall consist of the Chairperson, Treasurer and AEFC Coordinator plus up to three (3) other co-opted members. A Member is co-opted onto the AEFC Sub-Committee at the request of the AEFC Coordinator.
- (f) The AEFC Sub-Committee shall be responsible for the management of the AEFC. Meetings of the AEFC Sub-Committee shall be chaired by the AEFC Coordinator or in their absence by another member of the AEFC Sub-Committee. The quorum for an AEFC Sub-Committee Meeting shall be three (3) AEFC Sub-Committee Members including at least one (1) Club Officer. Decisions of the AEFC Sub-Committee shall be made by a simple majority of those attending the AEFC Sub-Committee meeting. The Chair of the AEFC Sub-Committee meeting shall have a casting vote in the event of a tie.
- (g) In addition to the AJCC Sub-Committee, AFC Sub-Committee and AEFC Sub-Committee, The Club Committee has the power to appoint other sub-committees for the purpose of good management.
- (h) Any member of a Sub-Committee may call a meeting of the Sub-Committee to which they belong by giving not less than seven (7) days notice to all members of the relevant Sub-Committee. Sub-Committees shall hold not less than six (6) meetings a year.
- (i) The Club Committee shall have the power to overrule decisions made by a Sub-Committee if it believes that the decision of the Sub-Committee is not in accordance with the objectives of the Club or would be detrimental to the reputation and / or future operation of the Club.
- (j) The Chair of a Sub-Committee shall nominate at the commencement of a Sub-Committee Meeting a member of the Sub-Committee to minute the proceedings of and decisions taken at the Sub-Committee Meeting. Minutes of each Sub-Committee meeting shall subsequently be issued to all members of the Sub-Committee as well as to all members of the Club Committee and a copy posted on the Clubhouse Notice Board not more than FOURTEEN (14) days following the date of the meeting.

## **9. ANNUAL AND SPECIAL GENERAL MEETING**

- (a) An Annual General Meeting (AGM) shall be held in each year to:
  - i. receive a report of the activities of the Club over the previous year,
  - ii. receive a report of the Club's finances over the previous year,
  - iii. elect the Club Officers, and
  - iv. consider any other business.
- (b) Nominations for election of Club Officers shall be made in writing by the proposer and seconder, both of whom must be Full, Associate or Honorary Life Members of the Club, to the Secretary prior to the commencement of the AGM.
- (c) Notice of any resolution to be proposed at the AGM shall be given in writing to the Club Secretary not less than twenty one (21) days before the AGM.

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- (d) A Special General Meeting (SGM) may be called at any time by the Club Committee and shall be called within twenty one (21) days of the receipt by the Secretary of a requisition in writing signed by not less than ten (10) members, excluding Junior Members, stating the purposes for which the SGM is required and the resolutions proposed. Business at an SGM may be any business that may be transacted at an AGM.
- (e) The Secretary shall send to each member, excluding Junior Members, written notice of the date of a General Meeting together with the resolutions to be proposed at least fourteen (14) days before the Meeting. Written notice may be furnished by mail, fax or e-mail.
- (f) The quorum for a General Meeting shall be eight (8) Members, other than Junior Members, plus two (2) Club Officers.
- (g) The President, or in their absence a member selected by the Club Committee, shall take the chair. Each member present shall have one vote, with the exception of Junior Members who are not entitled to vote. Resolutions shall be passed by a simple majority of voting Members present at the meeting unless the resolution pertains to a modification of the Club Constitution in which case the resolution shall be passed by a majority of three quarters of voting Members present at the meeting. The Chair shall have a casting vote in the event of a tie.
- (h) The Secretary shall minute the proceedings of and resolutions made at General Meetings of the Club. Minutes of each General Meeting shall subsequently be issued to all members of the Club, excluding Junior Members, and a copy posted on the Clubhouse Notice Board not more than fourteen (14) days following the date of the meeting.

## **10. CLUB FINANCES**

- (a) A bank account shall be opened and maintained in the name of the Club (the Club Account). Designated account signatories shall be the Chairperson, the Treasurer and the Secretary. No sum shall be drawn from the Club Account except by cheque signed by two of the three designated signatories. All monies payable to the Club shall be received by the Treasurer and deposited in the Club Account.
- (b) A bank account shall be opened and maintained in the name of the Club & AEFC (the AEFC Account). Designated account signatories shall be the Treasurer and two members of the AEFC Sub-Committee. No sum shall be drawn from the AEFC Account except by cheque signed by two of the three designated signatories. All monies payable to the AEFC shall be received by a designated member of the AEFC Sub-Committee and deposited in the AEFC Account.
- (c) The income and assets of the Club (the Club Property) shall be applied only in furtherance of the objects of the Club.
- (d) The Club Committee shall have power to authorise the payment of remuneration and expenses to any member of the Club and to any other person or persons for services rendered to the Club.
- (e) The Club shall prepare Annual Accounts to be presented at the AGM, which shall be independently audited or inspected.
- (f) The Club shall prepare Annual Accounts for the AEFC, in such form as shall be published by The Football Association from time to time, that shall be independently audited or inspected. The Annual Accounts of the AEFC shall be presented at the AGM and subsequently submitted to The Football Association.
- (g) The Club Property, other than the Club Account, shall be vested in not less than two and no more than four custodians (the Custodians), one of whom shall be the Treasurer, who shall deal with the Club Property as directed by decisions of the Club Committee, the Minutes of the Club Committee Meeting shall be conclusive evidence of such a decision.
- (h) The Custodians shall be appointed by the Club in a General Meeting and shall hold office until death or resignation unless removed by a resolution passed at a General Meeting.
- (i) On their removal or resignation a Custodian shall execute a Conveyance to a newly elected Custodian or the existing Custodians as directed by the Club Committee. On the death of a Custodian, any Club Property vested in them shall vest automatically in the surviving Custodians. If there is only one surviving Custodian, a Special General Meeting shall be convened as soon as possible to appoint another Custodian.
- (j) The Custodians shall be entitled to an indemnity out of the Club Property for all expenses and other liabilities reasonably incurred by them in carrying out their duties.

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## 11. DISSOLUTION

- (a) A resolution to dissolve the Club shall only be proposed at a General Meeting and shall be carried by a majority of at least three-quarters of the Members, excluding Junior Members, present and entitled to vote at the General Meeting.
- (b) The dissolution shall take effect from the date of the resolution and the members of the Club Committee shall be responsible for the winding up of the assets and liabilities of the Club.
- (c) Any monies received from Grant Aid or Lottery Funding that remains unused as at the date of dissolution shall, if required, be returned to the source.
- (d) Any surplus assets remaining after the discharge of the debts and liabilities of the Club shall be transferred to other local sporting organisations as decided upon by the Club Committee. The Club Committee shall consult with the Surrey County Football Association prior to any decision on the disposal of football related equipment.

This Constitution was adopted at the Special General Meeting held at the Clubhouse on Thursday, 4 December 2003 and supersedes the previous Constitution adopted on 30 November 2001.

Mr. Andrew Nicholson  
Chairperson

Mr. Tim Wall  
Secretary

Mr. Stuart Madden  
Treasurer