



Streatham & Marlborough Cricket Club

Constitution

November 2017

1. Name and Colours

- a. The name of the Club is Streatham & Marlborough Cricket Club, hereafter to be referred to as "the club" and the club shall be affiliated to the England and Wales Cricket Board through the Surrey County Cricket Board.
- b. The colours shall be an amalgamation of the colours from both former clubs (Streatham Cricket Club and Marlborough 1870 Cricket Club).

2. Aims and Objectives

- a. To foster and promote the sport of cricket at all levels within the community and within the sport, providing opportunities for recreation, coaching and competition.
- b. To manage the ground and clubhouse at Dulwich Common, London SE21 7EX.
- c. To ensure that all members abide by the ECB Code of Conduct which incorporates the Spirit of Cricket and by the Laws of Cricket.
- d. 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.
- e. 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.
- f. To encourage all members to participate fully in the activities of the club.

3. Membership

- a. 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.
- b. 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.
- c. Application for membership of the club shall be by completion of a membership application form and by payment of the relevant subscription fees as determined by the Annual General Meeting of the club.
- d. 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 31

May or membership has been agreed by the Committee.

- e. The club Executive Committee may refuse membership, or remove it, 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.
- f. Any member of the club may bring visitors to the club, subject to any rules / regulations with regard thereto, but the Executive Committee shall have the full power to refuse admission to any visitor if they reasonably believe the conduct or character of the person is likely to bring the club or cricket into disrepute.
- g. 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, as well as the clubs Selection Policy.

4. Classes of Membership

- a. There shall be 4 classes of membership available. These are:
 - Full (Playing) Member
 - Junior Member (Under 18 years of age at the beginning of the current year)
 - Social Member
 - Honorary / Life Member (awarded at the discretion of the Executive Committee)

A list of members in each category shall be maintained by the Membership Secretary or other Officer of the club.

- b. The following are entitled to vote at a General Meeting:
 - All elected club officials
 - All paid-up members over the age of 18
 - A nominated parent of a paid up junior member, with a maximum of one parent per family in the case of multiple children from the same family playing
 - All paid-up junior members who have taken part in a minimum of six senior XI Saturday league fixtures in the preceding season (takes the place of a nominated parent vote if utilised)

5. Officers

The Officers of the club shall be as follows:

Executive Officers

- Chair
- Honorary Secretary
- Treasurer
- Membership Secretary
- Club Development Officer
- 2 Ad-hoc Members (at the invitation of the Executive Committee)
- Chair of Senior Cricket
- Chair of Junior Cricket
- Men's Club Captain
- Ladies Club Captain

- Junior Cricket Representative
- Grounds Manager (this is a Non-Executive role if the position is waged)

Non- Executive Officers

- Fixture Secretary
- Club Welfare Officer
- Pavilion Manager (appointed by Executive Committee)
- Social Secretary

Honorary Officers

- President

6. Election of Officers

- All Officers, except those in a paid position, shall be elected at the Annual General Meeting of the club from, and by, eligible voting members of the club.
- All Officers shall be elected for a period of one year, but shall be eligible for re-election to the same office or to another office the following year, except for the Club President who will be elected for a three consecutive year term

7. Management Committee

- The affairs of the club shall be conducted by an Executive Committee (the Committee) comprising the Executive Officers of the club. Only these members of the Committee shall be entitled to vote at Committee meetings.
- The Committee will be convened by the Secretary and shall meet at agreed intervals and not less than four times per year.
- The quorum required for business to be agreed at Committee meetings shall be 5 Officers.
- The duties of the Committee shall be:
 - To control the affairs of the club on behalf of the members.
 - To keep accurate accounts of the finances of the club through the Treasurer. These should be available for reasonable inspection by members and should be audited before every Annual General Meeting. The club shall maintain a bank current account and any Member of the Executive Committee may incur reasonable expenditure of less than £50.00 on behalf of the club and expect reimbursement therein. However, no expenditure exceeding £50.00 shall be incurred on behalf of the club without the sanction of the Executive Committee.
 - To co-opt additional members of the Committee as the Committee feel is necessary. Co-opted members shall not be entitled to a vote on the Committee and shall serve until the end of the next Annual General Meeting.
 - To make decisions on the basis of a simple majority vote. In the case of equal votes, the Chair shall be entitled to an additional casting vote.
- The Committee shall have powers to appoint sub-committees as necessary and to co-

opt advisers who may be non-club members invited to advise on specialist subjects.

- f. An elected Committee member ceases to be such if he or she ceases to be a member of the club, resigns by written notice, or is removed by the Committee for good cause after the member concerned has been given the chance of putting their case to the Committee. Appeal against removal may be made to the Disciplinary Committee. The Committee shall fairly decide time limits and formalities for these steps.
- g. The Committee has the power to:
 - i. acquire and provide grounds, equipment, coaching, training and playing facilities, clubhouse, transport, medical, and related facilities.
 - ii. provide coaching, training, medical treatment, and related social and other facilities
 - iii. take out any insurance for club, employees, contractors, players, guests and third parties
 - iv. raise funds by appeals, subscriptions, loans and charges
 - v. borrow money and give security for the same, and open bank accounts
 - vi. buy, lease or licence property and sell, let or otherwise dispose of the same
 - vii. make grants and loans and give guarantees and provide other benefits
 - viii. set aside funds for special purposes or as reserves
 - ix. invest funds in any lawful manner
 - x. employ and engage staff and others and provide services
 - xi. co-operate with or affiliate firstly to any bodies regulating or organising the sport of cricket and secondly any club or body involved with cricket and thirdly with government and related agencies
 - xii. refuse entry of any person to the club premises and functions, provided there is good reason (see section 4)
 - xiii. do all other things reasonably necessary to advance the aims and objectives of the club.

NONE of the above powers may be used other than to advance the aims and objectives in a manner consistent with the Rules and the general law.

8. General Meetings

- a. The Annual General Meeting of the club shall be held not later than 31 December each year. 14 clear days written notice of the Annual General Meeting shall be given to members. Members must advise the Secretary in writing of any other business to be moved at the Annual General Meeting with reasonable notice. The Secretary shall circulate or give notice of the agenda for the meeting to members with reasonable notice.
- b. The business of the Annual General Meeting shall be to:
 - i. Confirm the minutes of the previous Annual General Meeting and any Special General Meetings held since the last Annual General Meeting

- ii. Receive the independently audited accounts for the year from the Treasurer
 - iii. Receive the annual report of the Committee from the Chairman
 - iv. Elect the Officers of the Club (i.e. President; Chair, etc.)
 - v. Review club subscription rates and agree them for the forthcoming year
 - vi. Transact such other business received by the Secretary from members and included on the agenda.
- c. Nominations of candidates for election of Offices shall be made to the Secretary in advance of or at the Annual General Meeting. Nominations can only be made by an eligible voting Member and must be seconded by another eligible voting Member.
 - d. Special General Meetings may be convened by the Executive Committee or on receipt by the Secretary of a request in writing from not less than 10 eligible voting Members of the club. Reasonable notice of the meeting shall be given.
 - e. Decisions made at a General Meeting shall be by a simple majority vote from eligible voting Members attending the meeting. In the event of equal votes, the Chair of the meeting shall be entitled to an additional casting vote.
 - f. A quorum for a General Meeting shall be 15 eligible voting Members and Officers of the Club including at least (2) from the Chair, Secretary and Treasurer.
 - g. Each eligible voting Member of the Club shall be entitled to one vote at General Meetings.

9. Alterations to the Constitution

- a. Any proposed alterations to the club Constitution may only be considered at an Annual or Special General Meeting, convened with reasonable notice of the proposal. Any alteration or amendment must be proposed by an eligible voting Member of the club and seconded by another eligible voting Member. Such alterations shall be passed if supported by not less than two-thirds of those eligible voting Members present at the meeting, assuming that a quorum has been achieved.

10. Finance

- a. All club monies shall be banked in an account in the name of the club.
- b. The Treasurer shall be responsible for the finances of the club and for providing a report on the financial position as required by the Committee.
- c. The Treasurer shall ensure that the club maintains adequate and appropriate insurance to cover the activities of the club.
- d. The financial year will end on 30 November.
- e. The Treasurer will present an independently audited statement of annual accounts at the Annual General Meeting.

11. Property and Funds

- a. The property and funds of the club cannot be used for the direct or indirect private benefit of members other than as reasonably allowed by the Rules and all surplus income or profits shall be reinvested in the club.
- b. The club may also in connection with the sports purposes of the club:
 - i. sell and supply food, drink and related sports clothing and equipment
 - ii. sell intoxicating liquors in accordance with our licence
 - iii. employ members and remunerate them for providing goods and services, on fair terms set by the Committee without the person concerned being present
 - iv. pay for reasonable hospitality for visiting teams and guests
 - v. indemnify the Committee and members acting properly in the course of the running of the club against any liability incurred in the proper running of the club (but only to the extent of its assets).

12. Discipline and Appeals

- a. All complaints regarding the behaviour of members should be lodged with the Secretary.
- b. The Committee shall appoint a Disciplinary sub-committee who will meet to hear complaints within 14 days of a complaint being lodged. Any member requested to attend a Disciplinary sub-committee shall be entitled to be accompanied by a friend or other representative and to call witnesses. The Committee (or its sub-committee) has the power to take appropriate disciplinary action, including the termination of membership.
- c. The outcome of the disciplinary hearing shall be reported to the person who lodged the complaint and the member against whom the complaint was made within 7 days following the hearing.
- d. There shall be a right of appeal to the Committee against either the finding or the sanction imposed or both following disciplinary action being taken. The Committee shall appoint an Appeals Committee (a maximum of three) which shall not include members involved with the initial disciplinary hearing but may include non-members of the club.
- e. The Appeals Committee shall consider the appeal within 14 days of the Secretary receiving the appeal. The individual submitting the appeal shall be entitled to be accompanied by a friend or other representative and to call witnesses.
- f. The decision of the Appeals Committee shall be final and binding on all parties.

13. Dissolution

- a. If at any General Meeting of the club, a resolution be passed calling for the dissolution of the club, the Secretary shall immediately convene a Special General Meeting of the

club to be held not less than one month thereafter to discuss and vote on the resolution.

- b. If at that Special Meeting, the resolution is carried by at least two-thirds (three quarters) of the Membership present at the meeting, 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.
- c. The Committee will then be responsible for the orderly winding up of the club's affairs.
- d. 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 Community Amateur Sports Club and/or
 - iii. to the club's governing body for use by them for related community sports.

14. Declaration

Streatham & Marlborough Cricket Club hereby adopts and accepts this Constitution as a current operating guide regulating the actions of all members.

SIGNED (CLUB CHAIRMAN)

NAME

DATE

SIGNED (CLUB SECRETARY)

NAME

DATE