



2017

# **Constitution of Earls Gymnastics Club**

## **1. Constitution**

The club shall be called Earls Gymnastics (hereinafter called "the club")

## **2. Objectives**

The objectives of the club are;

- a) The club has as its main purpose the provision of facilities for, and the promotion of participation in amateur gymnastics.
- b) Promote such other purposes as may from time to time occur.
- c) Operate a 'NOT FOR PROFIT' policy

The club shall be non-party in politics and non-sectarian in religion.

## **3. Not for profit**

All surplus income or profits the club may generate will be reinvested in the club. No surpluses or assets will be distributed to members or third parties.

## **4. Membership**

- a) The club will have an open membership without discrimination of any type and will be open to anyone interested in the sport of gymnastics regardless of sex, age, disability, ethnicity, nationality, sex orientation religion or other beliefs.
- b) Membership numbers may be limited on a non-discriminatory basis to remain within Health and Safety guidelines
- c) The club 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.
- c) All members will be full members of the Club will have the right to vote, (for minors the voting rights can be transferred to their legal guardian)
- d) All club members will pay a membership fee on an annual basis: the levy to be set by British Gymnastics, no gymnast shall participate without registration.

## **5. Registration and termination of membership**

- a) Any member of the club may resign his or her membership by giving to the acting chair written notice to the effect.
- b) The management committee may by resolution passed at a meeting thereof to terminate or suspend the membership of any member if in its opinion his or her conduct is prejudicial to the interests and objectives of the club PROVIDED THAT the individual

member shall have the right to be heard by the management committee before the final decision is made, there shall be a right to appeal to an independent arbitrator made available and provided by the club.

#### **6. Committee**

The committee will resign on a 5year cycle to coincide with the new 10year lease taken out at Oldbury 2017, 2022, 2027 each member of the committee will stand down and offer themselves for re-election by the members, the members (or legal guardian if appropriate) are able to nominate any other member for election to the committee by a vote as long as any nominee passes the regulations for a fit and proper person and meet the commitment required.

Committee members wishing to leave the committee of their own volition within the running term should do so in writing giving one months' notice.

From time to time the committee may deem it fit to elect a sub-committee

#### **7. AGM**

An annual general meeting will be held in February at a time and place that is convenient for the members and their legal guardians to be decided by the committee.

At any AGM a minimum quorum of three to be present including the Chairman, Secretary and members

#### **8. Special general meetings.**

Whenever the Chair feels it is appropriate a special general meeting of the club may be convened. This type of meeting may also be convened upon a requisition made to the chair in writing by at least nine members of the club. Any such requisition shall express the object of the meeting proposed to be called and upon receipt of such a requisition the Chair shall forthwith convene a special general meeting. At least fourteen days notice of every special general meeting, specifying the place, the hour and the day of the meeting and the purpose for which such a meeting has been called.

#### **9. Minutes**

The club secretary shall cause minutes to be made of all resolutions and proceedings of all of the meetings and such minutes shall, upon question have a vote taken thereon, either at the meeting or at a subsequent meeting, be signed by the chair and when signed by the chair shall be conclusive evidence of the correctness of the entry. Notes of all meetings will be made available to all members to challenge or approve accordingly.

#### **10. Voting**

Except as otherwise provided within these rules, every question provided at management committee or other meeting shall be decided by the majority of the vote of the present and entitled to vote in accordance with these rules and in case of equality of votes, the casting vote will be given by the Chairperson.

#### **11. Powers to Borrow**

The members give authorisation to the committee to have 'The Powers to Borrow' to loans funds and create credit term.

#### **12. Trustees**

The club may appoint trustees, who shall be empowered to invest or hold in their own names such funds, land and property of the club as the management committee may from time to time direct. On death or resignation of any of the trustees, the management committee may at any special general meeting appoint other trustees in place. The number of trustees if appointed shall not be less than two and not more than three.

### **13. Accounts**

The treasurer shall keep books of accounts and a scrutineer appointed for the purpose for auditing the accounts. Such accounts will be presented at the annual general meeting. Any books and accounts will be made available to any member on request

### **14. Annual accounts**

At the annual general meeting the management committee shall lay before the members a detailed statement of the income and expenditure of the club for the past twelve months and such a statement shall be made up to the 31<sup>st</sup> of March. The trustees if any shall at the same meeting lay before the members a detailed statement of accounts made up to the same date.

### **15. Dissolution**

If, at any General Meeting of the Organisation, a resolution be passed calling for the dissolution of the Organisation, the Secretary shall immediately convene a Special General Meeting of the Organisation to be held not less than one month thereafter to discuss and vote on the resolution.

If, at that Special General Meeting, the resolution is carried by at least two-thirds of the Full Members present at the meeting, the General Committee shall thereupon, or at such date as shall have been specified in the resolution, proceed to realise the assets of the Organisation and discharge all debts and liabilities of the Organisation.

After discharging all debts and liabilities of the Organisation, the remaining assets shall not be paid or distributed amongst the Full Members of the Organisation, but shall be given or transferred to some other approved sporting or charitable purpose, and this is defined as,

- The purpose of the sports governing body for use in related community sport.
- The purpose of another CASC,
- The purpose of a charity.

Upon dissolution of the club any remaining assets will not be distributed or otherwise shared between the members of the club, but will be transferred to another registered CASC, a registered charity or the sport's governing body for use by them in related community sports.

**Chair of Earls Gymnastics Club**

**Jon Caulwell**