

Stewartry Athletics Club

Constitution



Amended
2015

Constitution

1 Name and Colours

The club, established in 1977, shall be called the ‘Stewartry Athletics Club’.
The Club Colours are a pale blue vest with a black diagonal stripe. The wearing of these colours is required when competing for the Club unless the Rules of Competition of UKA or the IAAF provide otherwise.

2 Definitions

2.1 the “IAAF”	is the governing body for athletics, which at the date of adoption of this constitution, is the International Association of Athletics Federations:
UKA	is the National governing body for athletics, which at the time of adoption of this constitution, is United Kingdom Athletics:
“the Chairman”	is the person elected to be the chairman of the Club in accordance with Rule 9:
“the Secretary”	is the person elected to be the secretary of the Club in accordance with Rule 9:
“the Treasurer”	is the person elected to be the treasurer of the Club in accordance with Rule 9:
“the members”	are those admitted to membership of the Club in Accordance with Rule 5:
National Association	the Home Country Athletics Association to which the Club is from time to time affiliated,

which at the date of adoption of this constitution is the Scottish Athletics Association: “the Trustees” are the persons appointed to be trustees of the Club in accordance with Rule 10.6.

2.2 Words denoting the singular number include the plural number and vice versa. Words denoting the masculine gender include the feminine gender.

3 Objects

The objects of the Club are:

1. to promote, encourage and facilitate track and field athletics, and cross country running, in the area of Galloway and amongst the community.
2. to provide other ordinary benefits of an amateur sports club, as set out in Schedule 18 of the Finance Act 2002 including without limitation [provision of suitably qualified coaches, coaching courses, insurance, medical treatment, post-match refreshments].
3. to obtain funding for the activities of the Club by collecting entrance fees, membership subscriptions, obtaining sponsorship and other available funding.
4. to affiliate to UKA and the National Association.
5. to comply with and uphold the Rule and Regulations of the National Association, UKA and the IAAF as amended from time to time and the rules and regulations of any body to which UKA is affiliated.
6. to make rules, regulations, bye-laws and standing orders concerning the operation of the Club including, without limitation, regulations

concerning disciplinary procedures that may be taken against the Members.

7. to discipline the Members where permitted by its rules/regulations and to refer its Members to be disciplined by UKA or the National Association where so required by the Rules and Regulations of UKA or the National Association.
8. to do such other things as the Committee thinks fit to further the interests of the CLUB or to be incidental or conducive to the attainment of all or any of the objects stated in Rule 3.

4 Application of Surplus Funds

4.1 The Club is a non-profit distributing organisation. All surpluses will be used to maintain or improve the Club's facilities and in furtherance of the Club's objectives. No surplus will be distributed other than to another community sports club for athletics, to UKA for use in community-related athletics initiatives, or to a charitable organisation, on winding-up or dissolution of the Club.

4.2 Nothing in Clause 4.1 shall prevent the Club from entering an agreement with a Member for his employment by the Club, provided that such arrangements are approved by the Management Committee (without the member being present) and are agreed with the member on an arm's length basis.

Nothing herein shall prevent the Club from entering an agreement with a Member for the supply by him, to the Club, of goods or services, nor prevent any payment in good faith by the Club:

- of interest on money lent by a Member or its officers at a commercial rate of interest:

- to any officer, committee member of reasonable and proper out-of-pocket expenses:
- of reasonable and proper rent for premises demised or let by any Member or by any officer:
- of any premium in respect of the purchase and maintenance of indemnity insurance in respect of liability for any act or default of the officers in relation to the Club.

4.3 No member shall be paid a salary, bonus fee or other remuneration for competing for the Club.

5 Membership

5.1 *Eligibility for membership*

5.1.1 Persons of either sex are eligible for membership of the Club. No person shall be denied membership of the Club on the grounds of race, ethnic origin, creed, colour, disability, sex, occupation, sexual orientation, religion, political or other beliefs.

5.1.2 The number of Members of the Club shall only be limited by the capacity of the officers to provide a safe participating environment. This will be determined by the number of coaches available within the Club. A ratio of 1:15 will be used as a guide.

5.2 *Admission of Members*

Any person who wishes to become a Member must submit an application in such form as the Management Committee shall decide. Every candidate for membership shall be considered by the Management Committee, which shall admit that candidate to membership of the Club unless to do so would be contrary to the best interests of the sport or the good conduct and interests of the Club.

5.3 *Classes of Membership*

There shall be the following classes of members for the Club:

- Full Member
- Committee Member

Full and Committee Members, of 16 years and above, shall be entitled to receive notice of, attend and vote at general meetings.

All members shall be subject to these Rules and the regulations of the Club and respect the Rule for Competition as set from time to time by the IAAF.

5.4 *Subscriptions*

5.4.1 The annual subscriptions for each type of Member shall be determined by the Management Committee, provided that the Management Committee shall ensure that the fees set by it do not preclude open membership of the Club.

5.4.2 The members shall pay annual subscription fees set by the Management Committee from time to time.

5.4.3 No candidate who has been elected a member shall be entitled to the privileges of membership until he has paid his first annual subscription.

5.4.4 Any Member whose subscription is not paid by such date as the Management Committee shall decide each year shall be deemed to have resigned his membership of the Club.

5.4.5 The Club shall be required to register those members as defined by the National Association, for competition purposes, as being “active members”.

6 Resignation

6.1 A Member may withdraw from membership of the Club on 14 days clear notice to the Club. Membership shall not be transferable in any event and shall cease immediately on death or dissolution, or on the failure of the Member to comply or to continue to comply with any condition of membership set out in these rules.

6.2 In line with the rules of the sport, the club will only accept resignation when satisfied that the member has cleared any debt owed to the Club.

6.3 The member intending to resign should ensure that they comply with the Eligibility process of the sport in the event that they wish to join another affiliated Athletics Club.

7 Expulsion

7.1 The Management Committee shall have the power to expel a Member when, in its opinion, it would not be in the interests of the sport or of the Club for him to remain a member.

7.2 A member shall not be expelled unless given 14 days' written notice of the meeting of the Management Committee at which his expulsion shall be considered and written details details of the complaint against made against him.

7.3 The Member shall be given an opportunity to make written representations and/or to appear before the Management Committee, and at any such meeting to be accompanied by a representative or friend, who may answer complaints made against the Member and to cross-examine any witnesses on behalf of the Member. The Member must not be expelled unless at least two-thirds of the Management Committee then present vote in favour of his expulsion.

7.4 The Management Committee may exclude the Member from the Club's premises until the meeting considering his expulsion has been held. For the avoidance of doubt, the Member shall be entitled to attend that meeting for the purpose of making representations.

8 Effect of Resignation or Expulsion

Any person ceasing to be a member forfeits all rights in relation to and claims upon the Club, its property and its funds, and he has no right to the return of any part of his subscription.

9 Management Committee

9.1 The Club shall be managed by a Management Committee consisting of:

- the Chairman
- the Secretary
- the Treasurer
- no less than 3 other Members elected annually at the annual general meeting.

9.2 The Management Committee shall decide in its discretion how Members may be nominated to be members of the Management Committee and shall notify the Members accordingly. Once members have been elected, nominations will be taken for the posts of Chairman, Secretary and Treasurer. Each nomination must have a proposer and seconder and a vote taken if required.

9.3 Any person nominated as a member of the Management Committee must be Full or Associate Member.

9.4 If there is only one candidate nominated to fill any particular vacancy, that candidate shall be declared elected unopposed for that particular vacancy. If there is more than one candidate for any particular vacancy there shall be an election at the annual general meeting for that position. In the event of a tie, the candidate to be elected shall (unless otherwise agreed) be determined by lot.

9.5 The Management Committee shall be elected at the annual general meeting in each year, and subject to termination of office by resignation, removal or otherwise, the Members remain in office until their successors are re-elected or elected.

9.6 The Management Committee may appoint any Member to fill any casual vacancy on the Management Committee until the next annual general meeting when the person shall retire but be eligible for re-election.

9.7 Retiring members of the Management Committee may be re-elected.

10 Proceedings of the Management Committee

10.1 Management Committee meeting shall be held as often as the Management Committee thinks fit provide that there shall not be less than 3 meetings each year. The quorum for such meetings shall be two-thirds. The Chairman and the Secretary shall have discretion to call emergency meetings of the Management Committee if they consider it to be in the interests of the Club. The Secretary shall give all members of the Management Committee no less than 7 days notice of the meeting.

10.2 The Chairman shall be chairman of the Management Committee. Unless he is unwilling to do so, the Chairman shall preside at every meeting of the Management Committee at which he is present. If the Chairman is unwilling to preside or is not present within five minutes after the appointed time for the meeting, the Secretary shall preside. If there is no Secretary or if he is unwilling to preside, or if he is not present within five minutes of the appointed time for the meeting, the members of the Management Committee present may appoint one of their number to be chairman of the meeting.

10.3 Decisions of the Management Committee shall be made by simple majority and in the event of an equality of votes, the Chairman (or acting chairman of the meeting) shall have a casting or additional vote.

10.4 The Management Committee may from time to time appoint from amongst its number such sub-committees as it considers necessary and may delegate to them such of the powers and duties of the Management Committee as the Management Committee may determine. All sub-committees shall periodically report their proceedings to the Management Committee and shall conduct their business in accordance with directions of the Management Committee.

10.5 The Management Committee shall be responsible for the management of the Club. The Management Committee shall have power to enter into contracts for the purposes of the Club on behalf of all the Members.

10.6 The Management Committee shall appoint Trustees, to hold office until death or resignation, unless removed from office by a resolution of the Management Committee, or by a resolution duly passed at a general meeting. The Chairman is nominated as the person to appoint new Trustees within the meaning of Section 36 of the Trustee Act 1925. A new Trustee or Trustees shall be nominated by resolution of the Management Committee and the Chairman shall by deed dually appoint the person or persons so nominated.

10.7 The number of Trustees shall not be more than four or less than two.

10.8 The members of the Management Committee shall be entitled to an indemnity out of the assets of the Club for all expenses and other liabilities properly incurred by them in the management of the affairs of the Club.

11 Annual General Meeting

11.1 The annual general meeting of the Club shall be held at such time as the Management Committee shall decide each year to transact the following business:

- to receive the Chairman's report of the activities of the Club during the previous year:

- to receive and consider the accounts of the Club from the previous year, the Treasurer's report as to the financial position of the Club:
- to elect the Offices and members of the Management Committee:
- to decide on any resolution which may be duly submitted in accordance with Rule 11.2 below.
- to deal with any special matters which the Management Committee desires to bring before the membership.

11.2 Notice of any resolution proposed to be moved at the annual general meeting shall be given to the Secretary not less than 21 days before the meeting.

11.3 No period greater than fifteen months shall elapse between one annual general meeting and the next.

12 Extraordinary General Meeting

An extraordinary general meeting may be called at any time by the Management Committee and shall be called within 21 days of receipt by the Secretary of a requisition, in writing, signed by not less than 4 Members stating the purposes for which the meeting is required and the resolutions proposed.

13 Procedures at the Annual and Extraordinary General Meetings

13.1 The Secretary shall give each Member notice of the date of the general meeting, together with the resolutions to be proposed at least 14 days before the meeting.

13.2 The quorum for the annual and extraordinary general meetings shall be 4 Members.

13.3 The Chairman presides at all meetings of the Club and the Secretary, or in his absence a member of the Management Committee, shall take the minutes at annual and extraordinary general meetings.

14 Alterations of the Rules

These Rules may be altered by resolution at an annual or extraordinary general meeting, provided that the resolution shall not be passed unless carried by a majority of at least two-thirds of the Members present and voting at the general meeting, the notice of which contains particulars of the proposed alteration or addition.

15 Finance

15.1 All monies payable to the Club shall be received by the person authorised by the Management Committee to receive such monies and shall be deposited in a bank account in the name of the Club. No sum shall be drawn from that account except by cheque signed by two signatories who shall be Chairman, Secretary or Treasurer. Any monies not required for immediate use may be invested as the Management Committee in its discretion thinks fit.

15.2 Subject to Rule 16.3, the income of the Club shall be applied only in furtherance of the objects of the Club and no part thereof shall be paid by way of bonus, dividend or profit to any Member.

15.3 The Management Committee shall have the power to authorise payment of remuneration and expenses to any Officer, member of the Management Committee, Member or employees of the Club and to any other person or persons for services rendered to the Club, provided that any payment to any officer of the Club shall comply with Rule 4.2.

16 Dissolution

16.1 A resolution to dissolve the Club shall be proposed only at an extraordinary general meeting and shall be passed only if carried by a majority of at least two-thirds of the Members present and voting.

16.2 The dissolution shall take effect from the date of the resolution and the members of the Management Committee shall be responsible for the winding up of the assets and liabilities of the Club.

16.3 Any property remaining after the discharge of the debts and liabilities of the Club shall be distributed to another community sports club for athletics, to UKA for use in community-related athletics initiatives, or to a charitable organisation, on winding-up or dissolution of the Club.

17. Declaration

It is hereby certified that this document represents a true and most up to date version of the Constitution of Stewartry Athletics Club.

SIGNATURES

Chairperson

Date

Treasurer

Date