



Esher Cricket Club Rules

As approved by members at an EGM held on 16 May 2011

1. Name and objectives

1.1 That the Club shall be called "ESHER CRICKET CLUB", and its objectives shall be

to advance friendship and goodwill between members;

to provide opportunities for cricket, and other recreational and sporting activity;

to offer refreshment for the benefit of its members

to ensure a duty of care to all Members of the Club by adopting and implementing the ECB 'Safe Hands - Welfare of Young People in Cricket' policy and the ECB Cricket Equity Policy and any future versions of these policies and;

to ensure the provision and maintenance of the ground, together with the club house and accommodation situated at Esher, Surrey.

2. Officers and meetings

2.1 That the Officers of the Club consist of the President, Vice-Presidents, Chairman, Honorary Treasurer, Honorary Secretary and Welfare Officer. That the Club be managed by a Management Committee ("The Committee") consisting of the Chairman, Honorary Secretary, Honorary Treasurer, Welfare Officer, and a maximum of six other Members to be co opted by the Management Committee as required. A quorum for any meeting of the Management Committee shall be 4 providing a notice of meeting has been circulated to all members of the Management Committee at least 7 days before the meeting..

2.2 All Officers and Members of the Committee shall be elected annually. That the names of retiring Officers and Members of the Committee offering themselves for re-election shall be circulated with the Annual Report. That the names of any other Members for election as Officers or Members of the Committee shall be submitted to the Honorary Secretary in writing at least four clear days before the day appointed for the Annual General Meeting together with the names of the Proposer and Seconder. That the names of all such Members duly proposed and seconded together with the name of those retiring and seeking re-election be submitted to the Annual General Meeting for election. That the Committee have power to appoint Officers or Members to the Committee to fill any vacancies occurring during the year.

2.3. That the Committee shall have power to appoint sub-committees from its own body and to co-opt on the Committee or any sub-committees other members of the club for special objects and that all proceedings by sub-committees shall be subject to approval by the Committee. In particular a sub-committee of not less than three members must be appointed to deal with the purchase for the club and with the supply of intoxicating liquor.

3. Subscriptions

3.1 That the subscriptions payable by members shall be determined by the Committee. That any alteration shall be communicated to members by means of a notice posted in the Club to that effect immediately following the Committee Meeting at which the alteration was made, such alteration to be effective as from the next 1st of May.

3.2 That subscriptions are due and payable on the 1st of May.

3.3 The Honorary Treasurer shall place before the Committee the name of any Member whose Subscription be unpaid on the 1st of August, he having previously twice applied for the same in writing and called attention to Rule 5. The Committee shall thereupon have power to declare such defaulter to be no longer a Member of the Club.

4. Membership

4.1 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, membership will be limited according to the available facilities, on a non discriminatory basis.

4.2 Application for membership of the club shall be by completion of a membership application form and by payment of the relevant subscription/joining fees as determined by the Annual General Meeting of the club.

4.3 A candidate for membership shall not be entitled to any of the privileges of membership, without an interval of at least two days between their nomination or application for membership and their admission.

Any person becoming a member without prior nomination or application may not be admitted to the privileges of membership without an interval of at least two days between their becoming members and their admission.

4.4 On the election of each Member, the Honorary Membership Secretary shall notify the fact to him and furnish him with a copy of the Rules. The subscription of a new Member shall be paid within fourteen days of his election, failing which, his election shall be deemed to be null and void.

4.5 That any Playing Member wishing to resign from the Club or to become a non-playing Member shall notify the Honorary Treasurer of his intention so to do before the 1st of May, failing which he shall be liable for the current year's subscription.

5. General Meetings

5.1 All members over the age of 18 are entitled to attend and vote at a general meeting or vote by proxy and have equal voting rights. Voting at general meetings shall be decided by a two thirds majority, and in the event of a tied vote the motion shall be deemed to be lost. All Membership classifications carry one vote.

5.2 That the Annual General Meeting of the Club be held not later than the 15th of April. Seven clear days' notice of such Meeting shall be given to each member or the Notice of Meeting will be displayed on the Club Website for at least 7 clear days prior to the meeting.

5.3 The Honorary Treasurer shall produce Annual Accounts in a format agreed by the Management Committee . The Annual Accounts shall be subject to Independent Examination by one Member, who shall be elected at the Annual General Meeting and who shall not be a Member of the Committee.

5.4 That the Honorary Secretary keep a book recording the Minutes of the Club Meetings, and produce the same duly posted, at all Meetings of the Club.

5.5 That a General Meeting shall be called by order of the Committee or on receipt of a request forwarded to the Honorary Secretary signed by not less than ten per cent of the Members entitled

to vote or twenty Members of the Club, whichever is smaller. The request shall state the objects for such a meeting. The Honorary Secretary shall at any time within twenty-one days of the receipt of such requisition call a Special General Meeting. Each Member shall have at least seven days notice thereof. No business shall be transacted other than that for which the Meeting is summoned.

5.6 All General meetings require at least 7 clear days notice to be given to members. Notice shall be deemed to have been given providing that the Notice of Meeting has been displayed on the Club website for at least 7 days prior to the meeting.

6. Disciplinary Procedure

6.1 All complaints regarding the behaviour of members should be lodged in writing with the Hon. Secretary. The Management 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 Management or its Sub-Committee can take appropriate disciplinary action, including termination of ECC Membership. The outcome of the hearing shall be put in writing to the person who lodged the complaint and the member against whom the complaint was made within 7 days following the hearing. There shall be a right of appeal to the Management Committee against either the finding or the sanction imposed or both following disciplinary action being taken. The Management 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 ECC. The Appeals Committee shall consider the appeal within 14 days of the Hon. Sec. receiving the appeal. The individual submitting the appeal shall be entitled to be accompanied by a friend or other representative and to call witnesses. The decision of the Appeals Committee shall be final and binding on all parties.

7. Rules

7.1 That no alteration of, or addition to, the Rules of the Club shall be made except at a General Meeting at which a two thirds majority of the Members present agree thereto. The notice convening this Meeting shall state the proposed alteration or addition.

7.2 That the Committee have power from time to time to make, alter or rescind Bye-laws and Regulations not inconsistent with these Rules, and to decide all questions as to the interpretation of the Rules and Byelaws, or other points not provided for therein at their discretion.

7.3 That the words to "decide all questions as to the interpretation of the Rules" contained in Rule 7.2 of the Club shall not apply to the Deeds and Documents relating to the Esher Cricket Ground deposited with Custodian Trustees.

7.4 Where reference is made within these Rules to one gender it shall be taken to mean either.

8. General

8.1 The supply of intoxicating liquor is prohibited to any persons under the age of 18 years

8.2 Guests. Guests may be introduced to the Pavilion by Members, or at the discretion of the Management Committee and they should sign the Visitors Book. No Guest should be introduced on more than six occasions in any one year.

8.3 Ground Hire. At the discretion of the Management Committee, the Pavilion and Ground may be let to outside organisations but this should be limited to no more than twelve occasions in the year.

8.4 Subject to any restrictions which may from time to time be imposed by the Management Committee, only the following Non-Members shall be entitled to purchase intoxicating liquor on the Club premises for consumption on the premises.

1. Bona Fide Visiting Teams, Officials and Supporters.
2. Members' Guests
3. Member of Outside Organisations, who have hired the Premises under a bona fide agreement authorised by the Club.

8.5 Should the facilities of the club be hired out to outside organisations then a Temporary Event Notice (TEN) must be given to the Licensing Authority if alcohol or entertainment is to be provided.

If a TEN is given in respect of a let to an outside organisation without the knowledge & consent of the committee then the hiring is void.

8.6 A Funding Committee comprising The Chairman, Honorary Secretary and one other Member of The Management Committee shall be appointed to borrow monies both secured and unsecured from Nat West Bank Ltd. Two to form a quorum.

8.7 The Club is a non profit making organisation.

9. Winding up

9.1 The Club may be dissolved by a resolution under Rule 5.

9.2 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. If at that Special Meeting, the resolution is carried by at least three quarters of the Full Voting 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.

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

9.3 Any grant received from any Public Body in the 10 year period prior to winding up or held as cash at the date of winding up shall be returned to the Public body which provided the grant prior to the application of funds as detailed in rule 9.2 (i), 9.2 (ii) and 9.2 (iii) above.

9.4 For the avoidance of doubt clause 9.2 shall not apply to the freehold property known as 47, New Road, Esher Surrey, KT10 0HZ which is held by a Custodian Trustee and will remain subject to the provisions of the trust deeds dated 5th July 1935 and 5th May 1953 and the conveyances by which the Custodian Trustee acquired the freehold interest again dated 5th July 1935 and 5th May 1953.