

Constitution of the Western Suburbs (Newcastle) Junior Cricket Club

1. Name

The name of the Club shall be the 'Western Suburbs (Newcastle) Junior Cricket Club Incorporated', hereinafter referred to as the 'Club'.

2. Colours

The colours of the Club shall be Bottle green, gold and red.

3. Objectives

The objectives of the Club shall be:

- (a) To foster the game of cricket in Newcastle and adjoining areas for boys and girls in junior age groups.
- (b) To take part in inter-club and other cricket matches including those organised by the Newcastle Junior Cricket Association.
- (c) To represent and accept sponsorship from the Wests Legues Club Limited
- (d) To do all such other lawful things as are incidental or conducive to and not inconsistent with the attainment of these objects, including but not limited to:
 - o Acquiring equipment and the use of premises, facilities and services for the purposes of playing and promoting cricket, and
 - o making such premises, equipment, facilities and services available to members on terms to be determined by the Committee

4. Membership

Membership shall be open to all persons eligible to participate in cricket organised by the club.

In addition to the player named on a membership application, membership and the obligations of membership shall extend to parent/s and guardian/s named on that application.

At the discretion of the board, other interested members of the community may be granted membership, where it is in the best interests of the club.

Members playing in, officiating at, or attending, matches or other activities under the auspices of the Newcastle Junior Cricket Association agree to abide by the requirements of the Constitution and rules of that Association as in force from time to time.

Members agree to abide by any additional policies, adopted and published by the Committee, in the interests of promoting safe participation in the spirit of cricket, as in force from time to time.

The Club may decline an application for membership where there appear to already be sufficient players in an applicant's age group, or for any other lawful reason.

5. Patrons and Life Members

- a) The Club may in General Meeting by majority of two-thirds of those present and voting confer on any person the title of Patron. Patrons at any time shall not exceed five (5) in number.
- b) The Club may in General Meeting by special resolution confer on any person, subject to his or her consent being had and obtained, the title of Life Member for meritorious service rendered to the Club over an extended period of time. Upon such appointment his or her name shall be entered in the Register of Members.
- c) The number of Life Members shall not be limited.
- d) No person shall be elected a Life Member unless he or she shall first be nominated and commended therefore by the Committee. Members may nominate a person for consideration by the Committee.
- e) A Patron shall be permitted to attend any General Meeting of the Club and address such meeting, join in discussions but shall not be entitled to vote provided that a Patron is an Office-Bearer or an Ordinary Member of the Committee shall be entitled to vote. A Life Member shall receive a Life Membership badge or some form of significant acknowledgement of their service to the Club and also be entitled to vote at any General Meeting of the Club.

6. Management

- a) At the Annual General Meeting of the Club, a Management Committee shall be elected to manage the affairs of the Club. The Management Committee shall consist of -
 - i. The Office Bearers of the Club and
 - ii. No more than five (5) ordinary members
- b) The Office Bearers of the Club shall be -
 - i. The President
 - ii. The Treasurer
 - iii. The Secretary
- c) Each member of the Committee shall, subject to these Rules, hold office until the conclusion of the Annual General Meeting following the date of the member's election but is eligible for re-election.

- d) In the event of a casual vacancy occurring in the membership of the Committee or of an elected position, the Committee may appoint a member to fill the vacancy and the member so appointed shall hold office in the elected position, subject to these Rules, until the conclusion of the Annual General Meeting next following the date of the appointment.
- e) To be eligible for the Management Committee the nominee must be a member of the club for the current season.
- f) Nomination of candidates for positions on the Management Committee shall be in writing and signed by 2 members of the club as well as the nominee.
- g) Election shall be by show of hands unless the meeting decides otherwise.
- h) Unless the Committee decides otherwise:
 - i) The Secretary shall act as Registrar, including maintaining a register of members, assigning players to teams and appointing coaches and managers to teams
 - j) The Treasurer with one other Committee member may approve payments from the Club's funds.

7. Meetings

The Annual General Meeting of the Club shall be held annually on a date to be advertised at the Presentation Day each year. At least fourteen (14) days notice of each meeting shall be given to each member, by letter, email to the member's last known address or noted in the annual presentation booklet, but accidental omission to give notice to any member shall not invalidate the meeting.

The notice must state the time, date and place of the meeting.

The business of the Annual General Meeting shall be:

- (a) to receive the Annual Report and Statement of Accounts
- (b) to elect a Committee for the ensuing year
- (c) to consider motions of which at least 14 days notice has been given or which any member, with the permission of the meeting, may introduce
- (d) to dispose of any other matter which may be, consistent with the constitution, introduced at such a meeting.

At the Annual General Meeting the President, if present, shall chair the meeting. If the President is absent at the time the meeting is due to start, the

members shall elect a person to chair the meeting from those members present.

Nominations for office bearers may be made at the Annual General Meeting.

Each member personally present at any meeting shall have one vote. In the event of an equality of voting on any matter, the Chairperson of the Meeting shall have a second or casting vote. All voting may be by show of hands.

The quorum for Committee meetings shall be two members of the Committee. Where all members of the Committee agree on a matter, a meeting need not be held to decide that matter.

For Annual General Meetings the quorum shall be a minimum of six financial members of the Club.

A Special General Meeting may be called by the Committee at any time, and shall be called upon receipt by the Secretary of a requisition stating therein the object of such a meeting and signed or endorsed on behalf of not less than one-sixth of the financial Club members. Such meetings shall be called within fourteen (14) days of receipt of such requisition and not less than seven (7) days notice shall be sent to all Club members.

8. Subscriptions

The subscriptions shall be set by the Committee as soon as possible after the date of the Annual General Meeting.

Subscriptions shall be due on the date set by the Committee provided that the aforesaid date is advertised to all members.

Differential subscriptions may be levied at the discretion of the Committee.

A member shall not be deemed to be unfinancial until the set subscription is three months in arrears.

9. Finance

All funds of the Association shall be deposited into the Association's accounts at such bank or recognised financial institution as the Management Committee may determine.

All accounts due by the Association shall be paid by cheque after having being passed for payment at the Management Committee Meeting and when immediate payment is necessary, account/s shall be paid and the action endorsed at the next Management Committee Meeting.

The Treasurer shall not spend more than a set amount Petty Cash without the consent of the Management Committee, and shall keep a record of such expenditure in a Petty Cash Book.

A statement showing the financial position of the Association shall be tabled

at each Management Committee Meeting by the Treasurer.

A statement of Income and Expenditure, Assets and Liabilities shall be prepared by the Treasurer and submitted to the Annual General Meeting.

The financial year of the Association shall commence on one (1) June each year.

The signatories to the Association's account/s will be the Treasurer and any one (1) from the following;

- President
- Secretary

The Committee shall be empowered to use the funds and property of the Club as the Committee shall from time to time think fit.

10. Dissolution

The Club shall be dissolved if a resolution to this effect is carried by a General Meeting, fourteen (14) days of notice of the proposed resolution having been given

If upon the dissolution of the Club there remains, after satisfaction of all debts and liabilities, any property or funds whatsoever, the same shall not be distributed or paid among the members of the Club, but shall be transferred or given to some other Club or institution having objects similar to those of the Club, to be determined by members of the Club at or before the time of dissolution, and in default thereof shall vest in the Newcastle Junior Cricket Association or its successor for use as that Association determines.

11. Amendments

The constitution may be amended by a three-fifths majority at a General Meeting provided seven (7) days notice of the proposed amendment has been given to all members.

12. Interpretation

Any doubt arising as to the application or meaning of any clause shall be decided by the Committee whose decision will remain until altered by a vote of a General Meeting, whose decision shall then be final and conclusive.

If any case occurs which, in the opinion of the Committee, is not provided for in this constitution, it shall be determined by the Committee in such manner as deemed expedient.

13. Copies of Constitution

The Secretary shall cause this Constitution to be published on a website maintained by the Club, and shall supply a copy of this constitution, without charge, upon reasonable request, to any new member or existing member.

14. Registered Office

The registered office of the Club shall be in the Newcastle area, or any such other place as the Committee shall from time to time appoint.

15. Statutory Obligations

The Committee shall ensure that:

- the Club's full name appears in legible characters on all official documents, including business letters, accounts, official notices, publications, cheques and receipts. Section 12(4) sets out the list of documents upon which the full name of the association must appear,
- the Club acts in accordance with the Club's objects and rules (section 18),
- the Commissioner for Fair Trading is notified if the position of public officer becomes vacant and appoint a new public officer within 14 days (section 23),
- proper accounting records are kept which correctly record and explain the transactions of the association and its financial position (section 28),
- minutes of all committee and general meetings are kept (section 28),
- the Clubs does not incur debts if there are reasonable grounds to expect that the Club will not be able to pay all its debts as and when they fall due (section 38).
- the Club does not do any act with intent to defraud creditors or any other person (section 38).