



**CONSTITUTION**

**of**

**BULLDOGS LEAGUE  
CLUB SQUASH CLUB**

**19 March 2005**

**G. J. McIntyre  
Solicitor**

**CONSTITUTION**

**OF**

**BULLDOGS LEAGUE CLUB SQUASH CLUB**

**NAME OF THE CLUB**

1. The Club shall be called the “Bulldogs League Club Squash Club”.

**DEFINITIONS**

2. In this Constitution unless inconsistent with the context or any expression to the contrary:

“**Annual Report**” means the report of the Committee on the activities of the Club during the year ended 31 October other than the financial matters included in the Financial Report.

“**Chairman**” shall mean the President or in his absence the Vice President of the Club.

“**Club**” shall mean the Bulldogs League Club Squash Club.

“**Club hours**” means the hours during which the League Club permits the Club to use the Squash Courts of the League Club.

“**Committee**” shall mean the Committee of the Bulldogs League Club Squash Club.

“**Financial Report**” means Income and Expenditure Statement and Balance Sheet for the year ended 31 October and the auditor’s report thereon.

“**League Club**” shall mean the Bulldogs League Club Limited.

“**Member**” shall mean financial member of the Bulldogs League Club Squash Club.

“**Rule**” means rule of this Constitution.

“**Treasurer’s Report**” means the financial report that is presented by the Treasurer to the monthly meetings of the Committee.

## **INTERPRETATION**

3. In this Constitution and in all By-Laws made hereunder, unless the context otherwise requires, a reference to:
  - (a) the singular includes the plural and vice versa;
  - (b) a gender includes every gender;
  - (c) "in writing" or "written" includes printing, lithography, photography, email, fax and other means of representing or reproducing words in a visible form.

## **OBJECTS**

4. The objects for which the Club is formed are:
  - (a) to encourage and conduct the game of squash amongst the members of the League Club;
  - (b) to hold matches, tournaments and other competitions between members and with other clubs and to provide trophies and prizes for such competitions;
  - (c) to provide a social club for members of the Squash Club.

## **MEMBERSHIP**

5. Any person who is a Full Member or Life Member of the League Club shall be eligible to be admitted as a member of the Club.
6. Any person desiring to become a member of the Club shall show his League Club badge to a member of Committee and shall sign such application form as may be prescribed by the Committee.
7. Admission to membership of the Club shall be by resolution of the Committee. The Committee shall consider all applications for membership and may elect or reject any application or defer consideration of any application. The decision of the Committee in respect of any application shall be final.
8. Every member shall immediately after election be notified of such election by the Secretary who shall at the same time deliver to such member a copy of this Constitution and the by-laws made hereunder.
9. Upon election each member agrees to be bound by the Constitution and by-laws of the Club as amended from time to time.

## **MEMBERSHIP FEES**

10. The Club Membership year shall begin on 1 January and shall end on 31 December in each year.
11. Every member shall pay a Membership fee determined by the Committee. Until otherwise resolved by the Committee, the Membership fee shall be paid annually in advance.
12. If any member fails to pay his Membership fee within one (1) month of the due date, his name may be erased from the Register of Members and he shall cease to be a member of the Club.

## **COMPETITION FEES**

13. The Committee shall be entitled to prescribe additional fees that shall be payable by members who desire to participate in the following competitions:
  - (a) the Autumn and Spring Pennant Competitions conducted by New South Wales Squash ("Pennant fees")
  - (b) the Summer Competition conducted by the Committee ("Summer Competition fees")
14. The Committee shall have the sole right to determine which members are eligible to be selected by the Selection Committee to play in the Pennant Competitions and in the Summer Competitions.

## **PRIVILEGES OF MEMBERSHIP**

15. Each member shall be entitled to the following rights and privileges:
  - (a) the right to vote at the Annual General Meetings and Extraordinary General Meetings of the Club
  - (b) the right to be elected or appointed to any position on the Committee or Selection Committee of the Club
  - (c) the right to play squash during Club hours on Saturdays and Sundays
  - (d) the right, subject to Rule 19, to participate in the Annual Club Championships
  - (e) the right to participate in the Annual Handicap Championships
  - (f) the right to attend social functions of the Club upon payment of such charge as may be determined by the Committee
  - (g) the right to exercise such other rights and privileges as may be determined by the Committee

16. A member who has paid the Pennant fee prescribed by the Committee shall be entitled, subject to Rule 14, to the following additional privileges:
  - (a) the right to play for the Club in the Pennant Competition to which such fee applies, and
  - (b) the right to practice for such Pennant Competition at such times as shall be specifically determined by the Committee.
17. A member who has paid the Summer Competition fee prescribed by the Committee shall be entitled, subject to Rule 14, to play in the Summer Competition to which such fee applies.
18. The Courts shall be reserved during Club hours from Monday to Friday for the following purposes:
  - (a) matches of the Pennant Competition
  - (b) matches of the Summer Competition
  - (c) matches of the Annual Club Championships
  - (d) matches of the Annual Handicap Championships
  - (e) practice for members who are participating in the current or next Pennant Competition, and
  - (f) for such other purposes as may be determined by the Committee.

## **CLUB CHAMPIONSHIPS**

19. A member of the Club shall not be entitled to play in the Annual Club Championships unless at the date of the commencement of play:
  - (a) he has been a member of the Club for the previous twelve (12) month period, or
  - (b) he has played in a minimum of ten (10) matches for the Club in any Pennant Competition or Summer Competition held during the previous twelve (12) month period; or
  - (c) the Committee resolves that there are special circumstances to merit his inclusion; and
  - (d) he complies with any restrictions or requirements that may be prescribed by by-law.

## **COMMITTEE**

20. The Committee shall consist of a President, Vice-President, Secretary, Treasurer, Club Captain and a maximum of six (6) other members of the Committee. A member may be elected or appointed to a maximum of two (2) positions on the Committee. The Club may also have a Patron, if the Committee so resolves.

21. No person shall be qualified to be a member of the Committee unless he is a member of the Club.
22. The Committee shall be elected at each Annual General Meeting and shall hold office until the next Annual General Meeting.
23. The election of the Committee shall take place in the following manner:
  - (a) Nominations for the Committee shall be delivered to the Secretary of the Club or made by completing the nomination notice placed on the Club Notice Board for that purpose by the Secretary of the Club not less than seven (7) days prior to the date fixed for the holding of the Annual General Meeting;
  - (b) Nominations for the Committee shall be in writing and shall be signed by two members and by the nominee who shall signify his consent in writing to such nomination;
  - (c) The Secretary shall prepare a list of the names of the candidates and their proposers and shall place such list on the Notice Board on the day following the day on which nominations close for the election of the Committee;
  - (d) If more than the required number of candidates are nominated for any position on the Committee, the Chairman shall direct that a ballot shall take place at the meeting;
  - (e) If the full number of candidates is not nominated for any position on the Committee then additional nominations may with the consent of the nominee or nominees, be made at the Annual General Meeting provided such nominees are present at the meeting or signify their consent in writing to the meeting. In such an event:
    - (i) the Chairman shall declare elected the candidates who were correctly nominated for that position in accordance with sub-paragraph (a) above, and
    - (ii) the Chairman shall then direct that a ballot shall take place at the meeting in order to determine who shall fill the remaining positions.
  - (f) A candidate may at any time withdraw from an election to any position before the election for such position takes place. In such event the Chairman shall ensure that the name of such candidate is deleted from the ballot paper prepared in relation to the position from which he has withdrawn.
  - (g) The order in which the names of candidates shall appear on the ballot papers shall be determined by lot at a special meeting of the Committee held at the time nominations close. All candidates shall be entitled to be present when the lot takes place. The date, time and place of such meeting shall be advised in the notice convening the Annual General Meeting.
  - (h) Members shall mark their ballot papers in such manner as shall, subject to Rule 59, be determined by the Chairman;
  - (i) The ballot shall be conducted by the Returning Officer appointed by the Annual General Meeting, assisted by such scrutineers as may be appointed

at the Annual General Meeting. Each candidate shall have the right to appoint one scrutineer if he so desires;

- (j) At the closing of the ballot the Returning Officer, assisted by the scrutineers, shall proceed with the examination of the ballot papers and shall report the result to the Chairman of the Annual General Meeting who shall then declare such candidate or candidates who received the greatest number of votes to be duly elected;
- (k) Any question relating to the formality of any ballot paper shall be referred to the Chairman whose decision shall be final; and
- (l) In the event of an equality of votes in favour of two or more candidates, the Chairman shall direct that another ballot shall take place. The Chairman shall have a casting vote or votes in the event of two (2) or more candidates obtaining an equal number of votes on the second ballot.

## **POWERS OF THE COMMITTEE**

24. The business and general affairs of the Club shall be under management of the Committee which shall have full control of the property of the Club and absolute authority, subject to the directions from the Board of Directors of the League Club, to make all decisions relating to the conduct and administration of all affairs and business of the Club including the rights and privileges of members except in so far as is otherwise expressly provided by this Constitution. In particular, but without limiting the powers of the Committee, the Committee shall have power to do the following acts:

- (a) To appoint any delegate or delegates to represent the Club for any purpose with such powers as the Committee thinks fit;
- (b) To appoint sub-committees for any purpose which the Committee may consider desirable and to delegate to such sub-committees such powers and duties as the Committee may determine;
- (c) To make by-laws, which in the opinion of the Committee are necessary and desirable for the proper control, administration and management of the Club and for the convenience, comfort and well-being of the members of the Club and to amend or rescind such by-laws;
- (d) To fix fees and fines to be paid by members in relation to social functions and such other matters as may be prescribed from time to time by the Committee;
- (e) To enforce the observance of by-laws, and decisions of the Committee by the imposition of a fine or by the suspension from enjoyment of the privileges of membership or any of them or otherwise as the Committee thinks fit;
- (f) To purchase or otherwise acquire for the Club any property or article at such price and upon such terms and conditions as it shall think fit;
- (g) To determine who shall be entitled to sign agreements, documents and cheques on behalf of the Committee and the Club;

- (h) To provide for different classes of membership and to define such classes and to determine the rights and privileges attaching to such classes of membership by by-law;
- (i) To fix the maximum number of each class of members who may be admitted to the Club and to determine the maximum number of members who shall be eligible or entitled to play in the Pennant Competitions and in the Summer Competitions;
- (j) To reduce, suspend or waiver the payment of any membership fee, competition fee other fee or charge and to impose a penalty in respect of the late payment of any fee or other charge determined by the Committee;
- (k) To appoint members to specialised positions on the Committee such as Assistant Secretary, Assistant Club Captain, Club Room Officer and Roster Officer and to determine the duties attaching to such positions;
- (l) To make standing orders regulating the conduct of Committee Meetings, Annual General Meetings and Extraordinary General Meetings of the Club.

## **SECRETARY**

25. The Secretary shall conduct the correspondence and attend to all secretarial duties on behalf of the Club. He shall keep a Register of Members and shall have the custody of all documents and records of the Club. He shall perform such additional duties as the Committee shall determine and he shall present a report to each monthly meeting of the Committee and to the Annual General Meeting.

## **TREASURER**

26. The Treasurer shall receive and disburse the moneys of the Club in accordance with the directions of the Committee. He shall keep correct accounts of all transactions and shall deposit all moneys received by him in the bank approved from time to time by the Committee. He shall present a Treasurer's Report to each monthly meeting of the Committee and an audited Financial Report to the Annual General Meeting of the Club. The Committee shall be entitled to make by-laws prescribing the format and standards that have to be complied with in the preparation of the Treasurer's Report and the Financial Report.
27. Until otherwise resolved by the Committee all cheques drawn on the Club Bank Account shall be signed by any two (2) of the President, Secretary, Treasurer or Club Captain and no cheque shall be drawn nor any payment made without the authority of the Committee.

## **CLUB CAPTAIN**

28. The Club Captain shall be responsible for the conduct of the following competitions:
- (a) Annual Club Championships;
  - (b) Annual Handicap Championships;
  - (c) Pennant Competitions;
  - (d) Summer Competitions; and
  - (e) any other competitions determined by the Committee.

The Club Captain shall keep records of all competition matches and championships and shall present a report to each Committee Meeting. He shall decide all disputes between members as to any rule or interpretation of any rule of the game of squash and his decision in that regard shall be final.

## **VACANCIES**

29. If any member of the Committee shall die or fail to attend three (3) consecutive meetings of the Committee without leave of absence or if he shall resign or be expelled either as a member of the Club or of the League Club or if he shall cease to be a financial member of the League Club, his position on the Committee shall be declared vacant by the Committee and the Committee may appoint a successor to hold office until the next election by the Annual General Meeting.
30. The Committee shall be entitled to appoint any member to fill any position on the Committee or on the Selection Committee or as auditor of the Club that is not filled at the Annual General Meeting and such person shall hold office until the next Annual General Meeting.

## **REMOVAL FROM OFFICE**

31. The members of the Club may by resolution passed at any Extraordinary General Meeting remove any member of the Committee before the expiration of his period of office and appoint another member to the Committee in his place. The members of the Club may by resolution passed at an Extraordinary General Meeting remove any member of the Selection Committee except the Club Captain before the expiration of his period of office and appoint another member to the Selection Committee in his place. A resolution passed by a simple majority of votes in favour of the resolution at an Extraordinary General Meeting convened in accordance with Rule 37 and Rule 38 shall be sufficient for the purpose of this rule. The vacancy created by the removal of a person under this rule may be filled by resolution of the Committee if the vacancy is not filled at the meeting at which he is removed. The person so appointed shall hold office until the next Annual General Meeting.

32. The Secretary shall give the member of the Committee or the Selection Committee a copy of the notice of intended resolution pursuant to Rule 31 and such person shall be entitled to be heard on the resolution at the Extraordinary General Meeting.
33. A member of the Committee or the Selection Committee shall not be removed or required to vacate his office by reason of any resolution, request or notice of the Committee or the Selection Committee or any member of the Committee or Selection Committee.

### **ADDITIONAL MEMBER OF COMMITTEE**

34. The Committee shall have the power to appoint one (1) additional person to the Committee to perform such duties and responsibilities as may be determined by the Committee and any such person shall hold office until the next Annual General Meeting unless the Committee revokes such appointment beforehand.

### **GENERAL MEETING**

35. The Annual Meeting of the Club shall be held during the months of February or March in each year. The day, time and place of the holding of the Annual General Meeting shall be determined by the Committee. Any General Meeting other than the Annual General Meeting shall be an Extraordinary General Meeting.
36. The business of the Annual General Meeting shall be as follows:
  - (a) To confirm the Minutes of the previous Annual General Meeting.
  - (b) To receive and consider the Annual Report.
  - (c) To receive and consider the Financial Report.
  - (d) To elect the Committee for the ensuing year.
  - (e) To elect the Selection Committee for the ensuing year.
  - (f) To appoint an auditor for the ensuing year.
  - (g) Special Business
  - (h) General Business
37. The Committee may whenever it considers it necessary for a special purpose and shall upon receipt of a requisition in writing signed by not less than ten (10) members, call an Extraordinary General Meeting of the members of the Club and such Extraordinary General Meeting shall be held within a month of the Secretary receiving the requisition. The requisition shall state the purpose for which the meeting is to be called and no other business shall be transacted or matter discussed at the meeting.

38. At least twenty one (21) days notice in writing of Extraordinary General Meetings and Annual General Meetings shall be given to the members of the Club by placing a copy of the notice on the Notice Board in the Club premises and by posting or emailing a copy of such notice to each member at the postal or email addresses supplied to the Secretary by the members of the Club. Such notice shall state the day, time, place and the business to be transacted at the meeting.
39. A copy of the Financial Report shall be placed upon the Notice Board in the Club, not less than seven (7) days prior to the Annual General Meeting. A copy of the Financial Report and Annual Report of the Club shall be placed upon the Notice Board and handed to members on the day of the Annual General Meeting.
40. The Chairman of the Club shall be entitled to preside at the Annual General Meeting and all Extraordinary General Meetings and in his absence the members present shall elect one of their number to be Acting Chairman of the meeting. The Secretary shall take the chair for the purpose only of the election of the Acting Chairman but without the right to vote. Any person elected to the position of Acting Chairman shall have the same voting powers as the Chairman.
41. Voting at Annual General Meetings and Extraordinary General Meetings shall be on a show of hands in the first instance unless a ballot is required by the provisions of these Rules. A ballot shall be held if requested by the Chairman or any three (3) members present at the meeting. Every member shall be entitled to one (1) vote and in the event of an equality of votes the Chairman shall, subject to the provisions of Rule 23 (l), have a casting or second vote both on a show of hands and on a ballot.
42. Twenty (20) members present and entitled to vote at an Annual General Meeting, or Extraordinary General Meeting shall constitute a quorum. If a quorum is not present within fifteen (15) minutes of the time fixed for an Extraordinary General Meeting the meeting shall be dissolved. If a quorum is not present within fifteen (15) minutes of the time fixed for an Annual General Meeting the meeting shall stand adjourned to the same time and place on the same day of the following week and if the required quorum is not present within the required period of time at the adjourned meeting then the members present shall constitute a quorum.
43. Minutes of the proceedings of Annual General Meetings and Extraordinary General Meetings shall be kept by the Secretary and shall be available for the inspection of any member.

## **COMMITTEE MEETINGS**

44. The Committee shall meet at least once in every month to conduct and arrange the affairs of the Club. The Chairman or the Secretary may at any time and the Secretary shall upon the request in writing of three (3) members of the Committee convene a meeting of the Committee.

45. Five (5) members of the Committee shall constitute a quorum. If a quorum is not present within fifteen (15) minutes of the time fixed for the meeting it shall stand adjourned to the same time and place on the same day of the following week and if the required quorum is not represent within the required period at the adjourned meeting then the members present shall constitute a quorum.
46. The Chairman shall be entitled to preside at all meetings of the Committee and in his absence an Acting Chairman shall be elected in the manner and shall have the voting powers as the Chairman.
47. Voting at Committee Meetings shall be on a show of hands in the first instance unless a ballot is required by the Chairman or any two (2) members of the Committee. Every member shall be entitled to one (1) vote and in the event of an equality of votes the Chairman shall have a casting or second vote both on a show of hands and on a ballot.
48. Any member of the Committee is authorised to advise any member of any decision of the Committee and shall furnish such information upon the request of any member of the Club. At no time, however, shall any member of the Committee divulge the names of the persons who proposed any motion or spoke for or against any motion whether such motion was carried or defeated.

## **EXPULSION AND RESIGNATION**

49. Any member may resign by giving notice of resignation in writing to a member of the Committee. Every resignation shall take effect immediately upon receipt by the Secretary of such notice.
50. If any member shall wilfully refuse or neglect to comply with the provisions of this Constitution or any by-law or decision of the Committee or shall be guilty of any conduct which, in the opinion of the Committee, is unbecoming of a member or prejudicial to the interests of the Club, such member may be expelled by resolution of the Committee and such resolution need not state the grounds, facts or opinions upon which such resolution is based. A resolution to expel a member shall not be accepted or discussed unless seven (7) clear days notice of such intended resolution has previously been given to such member and he has been requested to be present at the meeting in order that he may have the opportunity of giving any explanation that he may think fit. The powers conferred upon the Committee under Rule 24 (e) are in addition to the powers contained in this rule.
51. If after due enquiry, the Committee is of the opinion that the conduct of the member is unbecoming of a member of the League Club or prejudicial of the interests of the League Club then the Chairman shall also bring such matter to the attention of the Board of Directors so that the Board of Directors may decide whether the member should be dealt with under the provisions of the Constitution of the League Club.

## **SELECTION COMMITTEE**

52. Until otherwise decided by the members in Annual General Meeting, the Selection Committee shall consist of the Club Captain and two (2) selectors from each male grade division and two (2) selectors from each female grade division based upon the current standard of the Club.
53. The nomination and election of the members of the Selection Committee shall take place at the Annual General Meeting in the same manner as the election of the Committee as provided in Rule 23.
54. The Selection Committee shall be entitled, subject to Rule 14 and Rule 57, to grade members for the Pennant Competitions.
55. The Club Captain shall attend all meetings of the Selection Committee and in his absence the members present shall elect one of their number to preside at the meeting. The Club Captain may at any time and upon the request of the Committee convene a meeting of the Selection Committee. The provisions of Rule 47 shall apply to meetings of the Selection Committee with the exception that the Club Captain shall, unless otherwise so resolved by the members, in Annual General Meeting, be only entitled to a vote in the event of there being an equality of votes in which event the Club Captain shall be entitled to exercise a casting vote.
56. The Club Captain and a maximum of two (2) other members of the Selection Committee nominated by the Club Captain shall, subject to Rule 14 and Rule 57, grade and handicap members participating in the Summer Competition and the Annual Handicap Championships.
57. The Club Captain shall be entitled to refer any matter for the decision of the Committee and in such event a decision upon any such matter shall be final and binding upon the Selection Committee and the Captain.

## **LIFE MEMBERS**

58. Honorary Life Membership may be conferred upon a member of the Club by resolution passed at an Annual General Meeting. No person shall be made an Honorary Life Member except in the case of exceptional, unusual or distinguished merit and only on the recommendation of the Committee endorsed by a two-thirds majority of the members present and voting at the Annual General Meeting. The Committee may prescribe by-laws that set out requirements that have to be complied with in order to nominate a member as an Honorary Life Member of the Club.

## **ELECTION BALLOTS**

59. The ballots for the election of the members of the Committee and the Selection Committee shall be by way of the first past the post system except that the Committee may at any time determine that the ballots for all or some of the positions of President, Vice-President, Secretary, Treasurer and Club Captain shall be by way of preferential ballot. The Committee shall be entitled to prescribe by-laws as to how such ballots shall be conducted.

## **CONSTITUTIONAL AMENDMENTS**

60. Any notice of motion relating to any matter, including a notice of motion to amend this Constitution, shall be lodged with the Secretary at least twenty-eight (28) days prior to the Annual General Meeting or any Extraordinary General Meeting.
61. No amendment or addition to this Constitution shall be made except by resolution passed at the Annual General Meeting or an Extraordinary General Meeting of the Club. A resolution to amend or, add to this Constitution must be passed by a two-thirds majority of the votes cast at the meeting.
62. The Secretary shall notify the General Manager of the League Club of all changes to the Constitution of the Club.

## **SUB COMMITTEE**

63. The Committee is a Sub-committee of the League Club by virtue of Rule 39 (a) of the Constitution of the League Club and the appointment of the Committee at each Annual General Meeting must be notified each year by the Secretary to the Board of Directors of the League Club for its approval.

## **PROXIES**

64. Voting by proxy shall not be allowed.