

Ennis Lawn Tennis and Badminton Club Constitution.

- 1.** As a result of the amalgamation of “**Ennis Lawn Tennis Pitch and Putt Club**” and that of “**Ennis Badminton Club**” the aforementioned amalgamation shall be known and called from the date forward as “**Ennis Lawn Tennis and Badminton Club**”.
- 2.** The objectives of the Club will be to provide facilities and opportunities to promote and foster the Games of Tennis and Badminton. Insofar as it is possible, to provide other recreational facilities, having regards to the social character and fabric of the Club.

3. Income and Property

The income and property of the Club, shall be applied solely towards the promotion of its main object(s) as set forth in this Constitution. No portion of the Club’s income and property shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise however by way of profit, to the members of the Club. No officer shall be appointed to any office of the Club paid by salary or fees, or receive any remuneration or benefit in money or money’s worth from the Club. However, nothing shall prevent any payment in good faith by the Club of:

- a) reasonable and proper remuneration to any member of the Club (not being an Officer) for any services rendered to the Club;
- b) interest at a rate not exceeding 5% per annum on money lent by Officers or other members of the Club to the Club;
- c) reasonable and proper rent for premises demised and let by any member of the Club (including any Officer) to the Club;
- d) reasonable and proper out of -pocket expenses incurred by any Officer in connection with their attendance to any matter affecting the Club;
- e) fees, remuneration or other benefit in money or moneys to any Company of which an Officer may be a member holding not more than one hundredth part of the issued capital of such Company.

4. Winding-Up

If upon the winding up or dissolution of the Club there remains, after the satisfaction of all its debts and liabilities, any property whatsoever, it shall not be paid to or distributed among the members of the Club. Instead, such property shall be given or transferred to some other institution or institutions having main objects similar to the main objects of the Club. The institution or institutions to which the property is to be given or transferred shall prohibit the distribution of its or their income among its or their members to an extent at least as great as imposed on the Club under or by virtue of Clause 4 hereof. Member of the Club shall select the relevant institution or institutions at or before the time of dissolution, and if so and far as effect cannot be given to such provisions, then the property shall be given or transferred to some charitable object.

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5. Additions, alterations, or amendments

No addition, alteration or amendment shall be made to or in the provisions of this Constitution for the time being in force unless the same shall have been previously notified in writing to the Revenue Commissioners.

6. Keeping of Accounts

Annual accounts shall be kept and made available to the Revenue Commissioners on request.

7. Application for membership shall be open to all persons, irrespective of class, gender, creed or sexual orientation.

8. A member of the Club shall be described as a paid-up member for the current year. The word "member" will include honorary and lifetime member. An Individual Adult shall be defined as a person aged eighteen years or older at the time when his or her membership falls due. A Student Adult shall be defined as a person who is greater than eighteen years of age but less than twenty-five years of age and is engaged in fulltime study with a recognized educational institution. A Family shall be defined as a couple and/or their junior.

Junior Members may use the Club facilities during hours and times fixed by the Management Committee. Junior Members shall not be eligible as Officers or Management Committee members of the Club and have no right to vote at Annual or Extraordinary meetings.

9. Subscription rates shall be determined in respect of visitors and members by the majority of members present and voting at an annual general meeting. Only adult members may vote at an annual general meeting. The majority of members present and voting at an annual general meeting may authorise and strike subscription rates for the various categories of membership as proposed by the Management Committee. Memberships shall fall due on the first day of May for Tennis and first day of September for Badminton. It is the responsibility of each member to ensure that he or she pays by this date.

10. Child Protection and Data Protection

(a) As the Club is affiliated to both Tennis Ireland and Badminton Ireland it must adhere to all Child Protection and Garda vetting Rules and Regulations.

(b) The Club must adhere to its data protection obligations under the General Data Protection Regulations and data protection acts.

(c) Members consent to the Club obtaining, holding and retaining their personal data solely for club purposes.

(d) The Club is fully committed to safeguarding the wellbeing of its members. Every individual in the Club should at all times show respect and understanding for their rights, safety and welfare and conduct themselves in a way that reflects the principles of the Club and the Guidelines contained in the Governance Code for Sport.

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- 11.** The property of the Club shall be vested in no less than five trustees. Each Trustee shall be a paid-up member of the Club. To be appointed a Trustee, it will be necessary that each person shall have a Proposer and Seconder and be finally accepted by a majority of the Management Committee.

The Trustees shall deal with the property of the Club as directed by resolution of the Management Committee, of which such entry in the minute book signed by the Chairperson shall be conclusive evidence.

The Trustees shall hold office until death or resignation unless removed from office by two-third majority of members of the Management Committee present.

- 12.** AGM shall mean Annual General Meeting. The AGM shall be held each year on or before the first day of March, to receive the Hon. Chairpersons report, the Hon. Treasurers report, to elect Officers and Management Committee Members and to transact any other business. The Members shall receive a minimum of fourteen days' notice in writing of the meeting which notice may be sent electronically to members who have supplied an email address. Notification shall be counted from the date of sending of the notice and not from the date of receipt. The Officers and Management Committee shall hold office for one year until the next AGM.

The quorum for all Annual General Meetings shall be twenty adult members. Should there not be a quorum present within half an hour of the time of the meeting, it shall stand adjourned to the same day in the next week at the same time and place, and if, at such adjourned meeting, a quorum is not present within fifteen minutes from the time appointed for holding the meeting, the voting members present shall be a quorum for that meeting. The quorum for all Management Committee meetings shall be one third of the membership of the Management Committee plus one. Should there not be a quorum present within half an hour of the time of the meeting, it shall stand adjourned to the same day in the next week at the same time and place, and if, at such adjourned meeting, a quorum is not present within fifteen minutes from the time appointed for holding the meeting, the voting members present shall be a quorum for that meeting.

- 13.** An extraordinary AGM may be convened at any time under requisition in writing of one half plus one of Management Committee, or one fifth of Club Members, at two weeks notice.
- 14.** An Individual Adult member shall have one vote upon every motion. A Student Adult member shall have one vote upon every motion. Each adult who is party to a Family membership shall have one vote upon every motion. A Junior member shall not be entitled to vote. In the case of equality of votes, the Chairperson shall have a second or casting vote. Voting at all times shall be by a show of hands unless a secret ballot is demanded by one third of the members present and voting. Each member shall have one vote and the presiding Chairperson shall have the casting vote in the event of a tie.

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15. The Officers and Management Committee shall consist of the following: -

The Honorary President (Non-Committee Member)

Chairperson

Honorary Secretary

Honorary Treasurer

Public Relations Officer

Child Protection Officer Male

Child Protection Officer Female

Senior Tennis Captain

Junior Tennis Captain

Badminton Captain

Junior Badminton Captain

House and Grounds Officer

Development Officer

Social Captain

16. The Management Committee shall meet monthly or when called by the Hon. Secretary and in consultation with the Chairperson. The Management Committee may appoint sub-Management Committee(s) as it sees fit and may delegate to them certain powers and duties.

Procedures for Complaints, Investigations, Grievances and Sanctions shall be described in the Club Rules and shall be implemented by the Management Committee.

17. This article deals exclusively with the procedures to be used in the case of a resolution calling for the dissolution of the club. A resolution for the dissolution of the Club shall only be called if the club becomes insolvent and shall only be voted upon at an Extraordinary General Meeting called solely for the purpose of discussing and voting upon that resolution. Notice of such an Extraordinary General Meeting shall be sent to all club members and trustees not less than six weeks in advance of the date of the meeting and such notice shall specify the date, time and place of the meeting and shall include the wording of the proposed resolution with the names of the persons proposing the resolution. The quorum shall be two-thirds plus one of the total numbers of adult members of the club. It will require two-thirds plus one of the numbers of those present and voting for a resolution to dissolve the club to be successful and this must occur also at a second EGM called for the same purpose not less than six weeks after the initial EGM. Should the resolution be successful then the Management Committee shall thereupon, or at such future date as shall be specified, deal with the property of the club as specified in article 4 of this constitution.”

18. The Management Committee shall have the power to fill casual vacancies which may arise on the Management Committee during the course of the year, by co-option.
19. The Chairperson shall preside at meetings or in his/her absence the Hon. Secretary. However, in the absence of the two aforementioned, a Management Committee Member may be elected to Chair for that particular meeting.

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- 20.** All subscriptions to the Club, both annual and otherwise shall be payable to the Club. Accounts shall be kept by the Treasurer showing the financial affairs and receipts and payments of the Club. The Treasurer shall give particulars of the financial state of the Club at each meeting and any other time when called upon to do so. The Treasurer shall make all payments subject to the approval of the Management Committee. Cheques must be endorsed by the Treasurer and at least one other member of the Management Committee.
- 21.** It will be necessary for the incoming Management Committee each year to decide as a priority the maximum number of members the Club can cater for. If the number of applicants for Membership together with the existing members exceeds the number, the vacancies for new applications shall be made on a come first basis. The remaining applicants will be put on a waiting list, again on a come first basis.
- 22.** The above Constitution dated 27 September 2007 supersedes the existing Constitution of both the Ennis Lawn Tennis and Pitch and Putt Club and that of the Ennis Badminton Club. Any Article therein may not be amended or adjusted, except by the majority of the members present at an Extraordinary General Meeting of the Club.
- 23.** This Article, adopted by majority of the members present at a General Meeting of the Club on the 30th day of April, 1997, in accordance with Article 24 of the Constitution above, amends the Constitution by the Addition of the Rules enumerated hereunder.

This Article is added to the Constitution for the purposes of complying with the provisions of the Registration of Clubs Act, 1904 to 1995, and where there is a conflict between any other Article of the Constitution and the Rules enumerated hereunder, the Rules enumerated hereunder shall prevail.

(a) Management Committee

The business and affairs of the Club shall be under the management of the governing body constitution of the Officers and Management Committee Members specified in Article 15 of this Constitution. As specified in Article 12, the Officers and Management Committee shall be elected at each AGM for a period of one year. In accordance with Article 15, all Officers and Management Committee shall be eligible for re-election.

(b) Periodical Meetings

The Officers and Management Committee Members shall meet monthly or when called by the Hon. Secretary in accordance with Article 16 and in any event, the Officers and Management Committee Members shall meet periodically in the course of the year in which they hold office on the governing body.

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(c) Defined Subscriptions

Subscriptions shall be payable in advance or in a manner determined by the Management Committee and shall fall due on the 1st day of May each year in accordance with Article 9 of this Constitution. The subscription for the year commencing the 1st day of June 2007 shall be: -

Membership Type:	Fee
Adult Tennis & Badminton	€220
Family Tennis & Badminton	€450
Junior Tennis & Badminton	€ 85
Student Tennis & Badminton	€100
Adult Badminton Only	€110
Family Badminton Only	€190
Junior Badminton Only	€ 50
Student Badminton Only	€ 60

Subscriptions may be increased from year to year in accordance with Article 9 of this Constitution.

(d) Accounts

Correct accounts must be kept showing the financial affairs and receipts of the Club and the same shall be kept in accordance with Article 21 of this Constitution

(e) Honorary Members

No person may become an Honorary Member of the Club, or be relieved of the payment of the regular entrance fee or subscription, except those possessing the qualifications defined in these rules and subject to the Conditions and Regulations prescribed herein.

A person may only become an Honorary Member of the Club after election as Honorary Member by the whole body of members at an Annual General Meeting, after the prior nomination of such person by the Officers and Management Committee

24. Procedures for Complaints, Investigations, Grievances and Sanctions shall be described in the Club Rules and shall be implemented by the Management Committee.

25. This Article adopted by a majority of the members present at an Extraordinary General Meeting of the Club on the 19th day of September 2000, in accordance with Article No. 22 of the Constitution above, amends the Constitution of the Rules enumerated hereunder.

26. A copy of the Constitution will be available to all paid up members.