

Burnham Tennis Association

Rules

1. Title and Purpose

The Club will be known as the BURNHAM TENNIS ASSOCIATION and the purposes of the Club are to promote the amateur sport of tennis in and nearby to Burnham and community participation in the same.

2. Committee

The affairs of the Club shall be under the control of a Committee which shall be elected at the Annual General Meeting and shall consist of the following members: Chairman, Hon. Secretary, Hon. Treasurer, Men's Captain, Ladies Captain, Junior Club Director, Junior Representative plus up to 10 adult members, and any co-opted members considered necessary. Every member of the Committee shall retire at the Annual General Meeting but, if eligible, may be re-elected. No Meeting of the Committee shall take place unless at least four of the elected members of the Committee are present.

3. Membership

- (a) Membership of the Club shall be open to anyone interested in tennis on application, regardless of sex, age, disability, ethnicity, nationality, sexual orientation, religion or other beliefs. However, limitation of membership according to available facilities is allowable on a non-discriminatory basis.
- (b) The Club shall have different classes of membership and subscription on a non-discriminatory basis. The Club will keep subscriptions at levels that will not pose a significant obstacle to people participating.
- (c) The Club Committee may refuse membership, or remove it, only for good cause such as conduct or character likely to bring the Club or tennis into disrepute. Appeal against refusal or removal may be made to the members.

4. Financial Year

The Club shall hold a General Meeting each year at which all members who have paid the full subscription by 48 hours before the time set for the Annual General Meeting shall be entitled to attend and vote. The Club shall prepare Accounts for the period ended 30 September in each year, and will present them to the Meeting for approval. The Meeting must be held as soon as practicable after the end of the Financial Year and, in any case, within four

months. All fully paid up members as at 31 August will be entitled to receive notice of the Meeting, which will be sent not less than 14 days before the Meeting.

5. EGM

Extraordinary General Meetings of the Club may be called either at the instigation of the General Committee, or on receipt of a request signed by at least ten members. Notice shall be given in accordance with Rule 4.

6. Alteration of the Rules

Alteration of the Rules of the Club shall only be made at a General Meeting. A majority of at least two thirds of the members present at such meeting shall be necessary for adoption of the alterations. Any proposed alterations to the Rules shall be notified to the Hon. Secretary at least twenty-eight days before the relevant General Meeting.

7. Liability

Neither the Club nor any Officer thereof shall be liable for loss of or damage to any property arising from whatever cause in or about the Club premises, nor for any injury sustained by any person whilst in or entering or leaving the Club premises.

8. Guests

Any member introducing a guest shall be responsible for that guest's strict observance of the Rules and Byelaws of the Club and shall not leave the Club's premises before the guest. The member shall also be responsible for payment of any fee decreed by the Committee. No member shall be accompanied onto Club premises by more than two guests at any one time, nor introduce as a guest the same person on more than three occasions during one financial year, except by arrangement with the Hon. Secretary. No person whose membership has been terminated or temporarily suspended by the Committee shall be introduced as a guest.

9. Supervision

Any member of the Committee present at the Club's premises shall ensure that the Rules and Byelaws are adhered to. Any offender shall be reported to the Committee which will take whatever action it considers necessary.

10. Property

(a) The property of the club shall be vested in 3 Trustees, appointed by the Committee, who shall deal with it as the Committee may from time

to time direct by resolution (of which an entry in the minute book shall be conclusive evidence). The Trustees shall hold office until death or resignation or until removal from office by the Committee. Where it is necessary, the Committee shall nominate the person or persons to be appointed the new Trustee or Trustees. For the purpose of giving effect to such nomination the Chairman is nominated as the person to appoint new Trustees of the Club within the meaning of the Trustee Act 1925 Section 36, and he/she shall by deed appoint the person or persons so nominated by the Committee.

- (b) (i) The property and funds of the Club cannot be used for the direct or indirect private benefit of members other than as reasonably allowed by the Rules and all surplus income or profits are reinvested in the Club.
- (ii) The Club may provide tennis and related tennis facilities, tennis equipment, coaching, courses, insurance cover, medical treatment, away-match expenses, post match refreshments and other ordinary benefits of Community Amateur Sports Clubs as provided for in the Finance Act 2002.
- (iii) The Club may also in connection with the tennis purposes of the Club:
- a) sell and supply food, drink and related tennis clothing and equipment;
 - b) employ members (though not for playing) and remunerate them for providing goods and services, on fair terms set by the Committee without the person concerned being present;
 - c) pay for reasonable hospitality for visiting teams and guests;
 - d) indemnify the Committee and members acting properly in the course of the running of the Club against any liability incurred in the proper running of the Club (but only to the extent of its assets).
- (iv) The Committee will have due regard to the law on disability discrimination and child protection.

11. Borrowing Powers

The Club may borrow and raise money in any manner in furtherance of its objects and to secure the repayment of any money borrowed, raised, or owing by mortgage, charge, standard security, lien, or other security upon the whole or any part of the Club's property or assets (whether present or future) and also by a similar mortgage, charge, standard security, lien or other security to secure and guarantee the performance by the Club of any obligation or liability it may undertake or which may become binding upon it.

12. Winding Up

- a) The members may vote to wind up the Club if not less than three quarters of those present and voting support that proposal at a properly convened general meeting.
- b) The Committee will then be responsible for the orderly winding up of the Club's affairs.
- c) After settling all liabilities of the Club, the Committee, or failing them the Trustees, shall dispose of the net assets remaining to one of the following:
 - 1) to another local tennis club which is either a registered charity or a registered Community Amateur Sports Club and/or
 - 2) to the Club's governing body for use by them for related community tennis.
- d) In the event of the Club becoming insolvent, all persons over the age of eighteen at that time who have been members of the Club within one year of the presentation of the petition to wind up, shall be liable to contribute equally to the deficiency.

13. Byelaws

The Committee shall have the power to draft and amend the Byelaws of the Club, as they consider necessary provided that at least four elected Committee members are present at the relevant meeting and that, of those present, at least four are in favour of the changes.

14. Matters not Covered by the Rules

The Committee shall have the power to deal with any question not covered by these Rules. Any member wishing to object to a ruling of the Committee shall forward his or her protest in writing, together with at least ten signatures from other members of the Club, to the Hon. Secretary who shall then call an Extraordinary General Meeting.

15. Priority

Interpretation of all the Rules must be consistent with the statutory requirements for Community Amateur Sports Clubs (CASCs) as first provided for by the Finance Act 2002. Where there is any conflict between any of the above Rules and the statutory requirements for CASCs then the latter will take priority.

January 2008