

# **BADGERS**



## **BADGERS RUNNING CLUB**

# **CONSTITUTION**

**(Revised 2013)**

# BADGERS RUNNING CLUB

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## 1 Name and Colours

- 1.1 The Club, established in 2011, is called BADGERS Running Club ("the Club"). The Club Colours are a black vest with the Club name to the front and the Club logo to the back. The wearing of these colours is required when competing for the Club unless the Rules of Competition of UKA or the IAAF provide otherwise.

## 2 Definitions

- 2.1 "the IAAF" means the world governing body for athletics, which at the date of adoption of these Rules is the International Association of Athletics Federations;
- "the Chair" means the person elected from time to time to be the chairperson of the Club in accordance with Rule 9;
- "the Secretary" means the person elected from time to time to be the secretary of the Club in accordance with Rule 9;
- "the Treasurer" means the person elected from time to time to be the treasurer of the Club in accordance with Rule 9;
- "the Management Group" means the group appointed under Rule 9 to manage the Club;
- "the Members" means the members of the Club admitted from time to time to membership of the Club in accordance with Rule 5;
- "National Association" means the Home Country Athletic Association to which the Club is from time to time affiliated which at the date of adoption of these Rules is England Athletics;
- "the UKA" means the UK Athletics Limited which is the governing body of athletics within the United

Kingdom of Athletics House, Central Boulevard,  
Blythe Valley Park, Solihull B90 8AJ;

2.2 Words denoting the singular number include the plural number and vice versa; the words “they” or “their” refer to individuals of any gender.

### 3 Objects

#### 3.1 Club Equity Statement

The Club is committed to ensuring that equality is incorporated across all aspects of its development. In doing so it acknowledges and adopts the following Sport England definition of sports equality:

“Sports equality is about fairness in sport, equality of access, recognising inequalities and taking steps to address them. It is about changing the culture and structure of sport to ensure it becomes equally accessible to everyone in society”

The club respects the rights, dignity and worth of every person and will treat everyone equally within the context of their sport, regardless of age, (dis)ability, gender, race, ethnicity, religious belief, sexual orientation, nationality or social/economic status.

The club is committed to everyone having the right to enjoy their sport in an environment free from threat of intimidation, harassment and abuse.

All club members have a responsibility to oppose discriminatory behaviour and promote equality of opportunity.

The club will deal with any incidence of discriminatory behaviour seriously, according to club disciplinary procedures.

#### 3.2 Objectives

The objectives of the club shall be:

- i) To encourage the practice, promotion, development and participation of amateur athletics in Baddesley Ensor and the wider community.
- ii) To provide training and coaching for members.

- iii) To obtain funding for the activities of the Club by collecting weekly subscriptions, membership subscriptions, obtaining sponsorship and other available funding.
- iv) To organise open, club and club handicap races.
- v) To organise teams to represent the Club in championships and leagues and in such other competitions as the Management Group shall decide.
- vi) To cater for the following athletic disciplines: Road Running, Cross Country, Fell and Hill Running and Trail Running.
- vii) To seek to be affiliated to national and regional amateur athletic bodies, as the Management Group consider appropriate in order to carry out the objectives of the Club.
- viii) To comply with and uphold the Rules and Regulations of the National Associate, UKA and the IAAF as amended from time to time and the rules and regulations of any body to which UKA is affiliated.
- ix) To ensure a duty of care to all members.
- x) To provide all its services in a way that is fair to everyone.
- xi) To do all such other things as the Management Group thinks fit to further the interests of the Club or to be incidental or conducive to the attainment of all or any of the object stated in this Rule 4.

#### 4 Application of Surplus Funds

4.1 The Club is a non-profit-distributing organisation. All surpluses will be used to maintain or improve the Club's facilities and in furtherance of the Club's objects. No surplus will be distributed other than to another community amateur sports club for athletics or to a charitable organisation, on winding-up or dissolution of the Club.

#### 5 Membership

##### 5.1 Eligibility for membership

5.1.1 Persons of any gender are eligible for full membership of the Club provided they are at least 18 years old. No person shall be denied membership of the Club on the grounds of race, ethnicity, age, disability, gender, nationality, occupation, sexual orientation, religion, political or other beliefs.

5.1.2 Persons from age 12 and below the age of 18 may be elected as Junior Members without the right to hold office or vote at general meetings.

5.1.3 The number of Members is unlimited.

## 5.2 Admission of Members

5.2.1 Any person who wishes to become a Member must submit an application in such form as the Management Group shall decide. Every candidate for membership shall be considered by the Management Group, which shall admit that candidate to membership of the Club unless to do so would be contrary to the best interests of the sport or the good conduct and interests of the Club.

## 5.3 Classes of Members

5.3.1 There shall be the following classes of members for the Club:

- a) Lifetime Member
- b) Full Member
- c) Junior Member
- d) Beginner Member
- e) Guest Member

Only Lifetime, Full, Junior and Beginner Members shall be entitled to receive notice of and to attend at general meetings. Only Lifetime, Full and shall be entitled to vote. The other Members shall be entitled to all the other privileges of membership other than the right to receive notice of, attend and vote at general meetings.

All Members shall be subject to these Rules and the regulations of the Club and respect the Rules for Competition as set from time to time by the IAAF.

## 5.4 Subscriptions

5.4.1 The entrance fee and annual subscription for each type of Member shall be determined from time to time by the Management Group provided that the Management Group shall ensure that the fees set by it do not preclude open membership of the Club.

5.4.2 The Members shall pay any entrance fee and annual subscription fees set by the Management Group from time to time.

5.4.3 No candidate who has been elected a Member shall be entitled to the privileges of membership until they have paid the entrance fee (if any) and their first annual

subscription.

5.4.4 Any Member whose annual subscription is not paid by more than one calendar month from the due date shall be deemed to have resigned their membership of the Club.

5.4.5 The Club shall be required to register those members as defined by the National Association, for competition purposes, as being "active members".

## 6 Resignation

6.1 A Member may withdraw from membership of the Club on one calendar month clear notice to the Club. Membership shall not be transferable in any event and shall cease immediately on death or dissolution or on the failure of the Member to comply or to continue to comply with any condition of membership set out in these Rules.

6.2 The member intending to resign should ensure that they comply with the eligibility process of the sport in the event that they wish to join another affiliated Athletics Club.

## 7 Expulsion

7.1 The Management Group shall have power to expel a Member when, in its opinion, it would not be in the interests of the sport or of the Club for them to remain a Member.

7.1 A Member shall not be expelled unless they are given 14 days written notice of the meeting of the Management Group at which their expulsion shall be considered and written details of the complaint made against them.

7.3 The Member shall be given an opportunity to make written representations and/or to appear before the Management Group and at any such meeting to be accompanied by a representative or friend, who may answer complaints made against the Member and to cross-examine any witnesses on behalf of the Member. The Member must not be expelled unless at least two-thirds of the Management Group then present vote in favour of their expulsion.

7.4 The Management Group may exclude the Member from training and any other

Club events until the meeting considering their expulsion has been held. For the avoidance of doubt, the Member shall be entitled to attend that meeting for the purpose of making their representations.

## 8 Effect of Resignation or Expulsion

8.1 Any person ceasing to be a Member forfeits all rights in relation to and claims upon the Club, its property and its funds and they have no right to the return of any part of their subscription. The Management Group may refund an appropriate part of a resigning Member's subscription if it considers it appropriate taking account of all the circumstances.

## 9 The Management Group

9.1 The Club shall be managed by a Management Group consisting of:

- (a) the Chair
- (b) the Secretary
- (c) the Treasurer
- (d) the Membership Secretary
- (e) the Social & Welfare Officer

9.2 The Management Group shall decide in its discretion how Members may be nominated to be members of the Management Group and shall notify the Members accordingly.

9.3 If there is only one candidate nominated to fill any particular vacancy, that candidate shall be declared elected unopposed for that particular vacancy. If there is more than one candidate for any particular vacancy there shall be a ballot at the annual general meeting for that position. In the event of a tie, the candidate to be elected shall (unless they otherwise agree) be determined by lot.

9.4 The Management Group members shall be nominated, seconded and elected by ballot at the annual general meeting. Members of the current Management Group may not vote in the ballot. Election to the Management Group shall be for three years.

9.5 One-third, or if their number is not a multiple of three, the number nearest to one-third of the members of the Management Group shall retire annually, but shall be

eligible for re-election at the next annual general meeting. The members retiring are to be those who have been longest in office. As between those who have served for an equal length of time, the member to retire shall (unless they otherwise agree) be determined by lot.

- 9.6 In addition to the members elected or appointed in accordance with this Rule 9, the Management Group may co-opt further Members who shall serve until the next annual general meeting. Co-opted members shall be entitled to vote at the meetings of the Management Group.
- 9.7 The Management Group may appoint any Member to fill any casual vacancy on the Management Group until the next annual general meeting when that person shall retire but shall be eligible for re-election.
- 9.8 Retiring members of the Management Group may be re-elected, with a maximum of three consecutive terms of office in any one role.
- 9.9 A member of the Management Group shall be deemed to have vacated office if:
- (a) they resign their office by notice to the Club; or
  - (b) they shall without sufficient reason for more than three consecutive meetings of the Management Group have been absent without permission of the Management Group and the Management Group resolves that their office be vacated; or
  - (c) they are suspended from holding office or from taking part in any activity relating to the administration or management of the Club by a decision of the Constituent Body; or
  - (d) they are requested to resign by all of the other Management Group members acting together.
- 10 Proceedings of the Management Group
- 10.1 Management Group meetings shall be held as often as the Management Group sees fit provided that there shall not be less than four meetings each year. The Chair and the Secretary shall have discretion to call emergency meetings of the Management Group if they consider it to be in the interests of the Club. The Secretary shall give all the members of the Management Group not less than 48 hours' notice of a meeting.



- 10.2 The Chair shall be the chairperson of the Management Group. Unless they are unwilling to do so, the Chair shall preside at every meeting of the Management Group at which they are present. But if there is no person holding that office or if the Chair is unwilling to preside or is not present within ten minutes after the time appointed for the meeting, the Secretary shall preside. If the Secretary is unwilling to preside, or if they are not present within ten minutes after the time appointed for the meeting, the members of the Management Group present will set an alternative date for the meeting.
- 10.3 Decisions of the Management Group shall be made by a simple majority and in the event of an equality of votes the Chair or the acting chair of that meeting shall have a casting or additional vote.
- 10.4 The Management Group may from time to time appoint from among its number such sub-committees as it considers necessary and may delegate to them such of the powers and duties of the Management Group as the Management Group may determine. All sub-committees shall periodically report their proceedings to the Management Group and shall conduct their business in accordance with the directions of the Management Group.
- 10.5 The Management Group shall be responsible for the management of the Club and shall have the sole right of appointing and determining the terms and conditions of service of employees of the Club. The Management Group shall have power to enter into contracts for the purposes of the Club on behalf of all the Members.
- 10.6 Any member of the Management Group may participate in a meeting of the Management Group by way of video conferencing or conference telephone or similar equipment which allows every person participating to hear and speak to one another throughout such meeting. A person so participating shall be deemed to be present in person at the meeting and shall accordingly be counted in the quorum and be entitled to vote. Such a meeting shall be deemed to take place where the largest group of those participating is assembled or, if there is no such group, where the Chair of the meeting is residing.
- 11 Annual General Meeting
- 11.1 The annual general meeting of the Club shall be held at such time as the Management Group shall decide each year to transact the following business:

- (a) to receive the Chairs' report of the activities of the Club during the previous year;
- (b) to receive and consider the accounts of the Club for the previous year, and the Treasurer's report as to the financial position of the Club;
- (c) to elect the Officers and other members of the Management Group;
- (d) to decide on any resolution which may be duly submitted in accordance with Rule 11.2 below; and
- (e) to deal with any special matters which the Management Group desires to bring before the membership.

11.2 Notice of any resolution proposed to be moved at the annual general meeting shall be given in writing to the Secretary not less than 28 days before the meeting.

11.3 No period greater than fifteen months shall elapse between one annual general meeting and the next.

## 12 Extraordinary General Meetings

12.1 An extraordinary general meeting may be called at any time by the Management Group and shall be called within 21 days of receipt by the Secretary of a requisition in writing signed by not less than three Members stating the purposes for which the meeting is required and the resolutions proposed.

## 13 Procedures at the annual and extraordinary general meetings

13.1 The Secretary shall provide written notice to each member of the date of the general meeting together with the resolutions to be proposed at least 21 days before the meeting. This may be communicated electronically.

13.2 The quorum for the annual and extraordinary general meetings shall be one tenth of the membership of the Club.

13.3 The Chair shall preside at all meetings of the Club but if they are not present within 10 minutes after the time appointed for the meeting or has signified their inability to be present at the meeting, the Members present and entitled to vote may choose one of the other members of the Management Group present to preside and if no other member of the Management Group is present or willing to preside the Members present and entitled to vote may choose one of their number to be

chairperson of the meeting.

13.4 Each Member present and entitled to vote shall have one vote and resolutions shall be passed by a simple majority of those Members present and voting. In the event of an equality of votes the chair of the meeting shall have a casting or additional vote.

13.5 The Secretary, or in their absence a member of the Management Group, shall take minutes at annual and extraordinary general meetings.

13.6 There shall be no right for a Member to vote by proxy. No person may represent more than one Member.

#### 14 Guests

14.1 Any Member may introduce guests to the Club, and any athlete, coach, other team representative, who is not a Member shall be a guest of the Management Group, provided that no one whose application for membership has been declined or who has been expelled from the Club may be introduced as a guest.

14.2 A Member introducing a guest and any person introduced as a guest of the Management Group in accordance with Rule 14.1 must enter the name and address of the guest together with the name of the introducer in a book which must be kept on the Club's premises.

14.3 No one may be admitted as a guest on more than four weeks in any calendar year.

14.4 Any person undertaking the 12 week beginners program will be considered as Beginner Guests for the duration of the program only. After such time, the Beginner Guest will be deemed to be a Guest under follow Rule 14.3.

#### 15 Opening of Club premises

15.1 The Club is open at such times and for such periods as the Management Group shall decide. The Club's facilities shall be available to the members without discrimination.

16 Alteration of the rules

16.1 These Rules may be altered by resolution at an annual or extraordinary general meeting provided that the resolution shall not be passed unless carried by a majority of at least two-thirds of the Members present and voting at the general meeting, the notice of which contains particulars of the proposed alteration or addition.

17 Regulations and Standing Orders

17.1 The Management Group shall have power to make, repeal and amend such regulations and standing orders as it may from time to time consider necessary for the wellbeing of the Club. Such regulations and standing orders and any repeals or amendments to them shall have effect until set aside by the Management Group.

18 Finance

18.1 All moneys payable to the Club shall be received by the person authorised by the Management Group to receive such moneys and shall be deposited in a bank account in the name of the Club. No sum shall be drawn from that account except by cheque signed by two of the three signatories who shall be the Chair, Secretary and Treasurer. Any moneys not required for immediate use may be invested as the Management Group in its discretion thinks fit.

18.2 Subject to Rule 19.3, the income and property of the Club shall be applied only in furtherance of the objects of the Club and no part thereof shall be paid by way of bonus, dividend or profit to any Member.

18.3 The Management Group shall have power to authorise the payment of remuneration and expenses to any Officer, member of the Management Group, Member or employee of the Club and to any other person or persons for services rendered to the Club.

18.4 The financial transactions of the Club shall be recorded in such manner as the Management Group thinks fit by the Treasurer.

18.5 Full accounts of the financial affairs of the Club shall be prepared each year. A report on these accounts shall be prepared by an independent person. The accounts must be made available to every Member when notice concerning the

annual general meeting is given.

19 Dissolution

19.1 A resolution to dissolve the Club shall be proposed only at an extraordinary general meeting and shall be passed only if carried by a majority of at least three-quarters of the Members present and voting.

19.2 The dissolution shall take effect from the date of the resolution and the members of the Management Group shall be responsible for the winding-up of the assets and liabilities of the Club.

19.3 Any property remaining after the discharge of the debts and liabilities of the Club shall be paid to or distributed to another community amateur sports club for athletics or a charity.

Chair

Secretary

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_