

The Constitution & Rules of Newhaven Tennis Club

as at 15th November 2021:

- 1) That the *Club* founded in 1936, shall be named **The Newhaven Tennis Club**:
- 2) That the *Officers* of the Club be, Chairman, Hon Secretary, Hon Treasurer, and a Welfare Officers and that the Club makes a *proviso* that the said Officials be either playing / non-Playing Members of the Club:
- 3) That the *Management* of the Club be in the entire control of a Management Committee consisting of the Officers provided for in Rule 2: Two Match Captains and a minimum of Three / Four Club Members.
Five of whom shall form a quorum.
The Committee shall have the power to fill a vacancy in any of the positions on a casual/temporary basis.
- 4) The Club agrees that each member of the Management Committee will be required, as a condition of election or appointment, to agree to be bound by and subject to these Rules, the Rules and the Disciplinary Code of the LTA, such agreement to contain an express acknowledgement that the Contracts (Rights of Third Parties) Act 1999 applies, and that the LTA and the Club can enforce any breach at its option and in its sole discretion.
- 5) The Club agrees that all unlicensed and unregistered coaches and, so far as reasonably practicable, players and other persons using the facilities of the club will be required, as a condition of such use, to agree to be bound by and subject to these Rules, the Rules and the Disciplinary Code, such agreement to contain an express acknowledgement that the Contracts (Rights of Third Parties) Act 1999 applies and that the LTA and the Club can enforce any breach at its option and in its sole discretion.
- 6) That the Club is an unincorporated private members Club and the Club be *affiliated* to the Lawn Tennis Association, and that all members agree as a condition of membership to be bound by and subject to these Rules (as in force from time to time) and likewise to be bound by and subject to the Rules and Disciplinary Code of the LTA: The aim & object of the Club is: -
 - a. to provide tennis, social and other activities and generally to encourage & facilitate the playing of tennis in a safe and secure manner.
 - b. to provide and maintain Club premises at Court Farm Road. Newhaven.
 - c. to promote, improve, develop, and support the interests of tennis
 - d. to such other benefits to its members as it shall think fit
 - e. to do all such other things as the Management Committee thinks fit to further the interests of the Club (or to be incidental or conducive to the attainment of all or any of the objects in Rule 4)
- 7) That the Club is a non-profit making Members Club and the elected Management Committee is empowered to borrow money for the purposes of the Club in such amounts and upon such terms as to interest, security and otherwise as the Committee may from time to time determine.
Any Capital including any profit and surpluses belonging to the Club can be used to help administer and maintain or improve the Club's facilities as seen fit by its current Management Committee for the purposes of the everyday running of the Club. To include Trusteeships when required by the Club
The Management Committee shall appoint Trustees from time to time, to hold office until **death** or **resignation** unless **removed from office** by a resolution of the Management Committee or by a resolution passed at a general meeting. The **Chairman**, from time to time is nominated as the person to appoint **new Trustees** within the meaning of Section 36 of the Trustee Act 1925. A new Trustee or new Trustees shall be nominated by resolution of the Management Committee and the Chairman shall by deed duly appoint the person or persons so nominated as the new Trustee or Trustees of the Club and the provisions of the Trustee Act 1925 shall apply to any such appointment. Any statement of fact in any such deed of appointment shall in favour of a person dealing with the Club or the Committee in good faith be conclusive evidence of the fact so stated. The total number of Trustees shall not be more than **three** or less than **two**.

The Trustees shall be effectually indemnified by the Management Committee out of the assets of the Club from and against any liability and costs whatsoever which may be properly incurred or made by them in the exercise in good faith of their duties or in relation to any property of the Club vested in them, or in relation to any legal proceedings, or which otherwise relate directly or indirectly to the performance of the functions of a Trustee of the Club.

Trustees are entitled to attend all Management Committee meetings with appropriate voting rights.

- 8) That included in every Playing Members Club Subscription, is a *Players Contribution* that now forms an annually set figure based on the number of courts the Club plays on, which the Club must pass onto the County LTA. The 'per court' contributions are decided annually at the AGM of the Lawn Tennis Association:
- 9) Persons desirous of joining the Club will qualify for full privileges of Membership when the *Administration Fee* and *Annual Subscription* has been paid in full. Non-paid-up Members will not be entitled to represent the Club in Tournament or League Matches, nor will they be entered into the Clubs Closed Tournaments. The Club makes a provision for an inclusion of a *Non-Playing Membership* that runs concurrently with the normal Playing Membership:
- 10) That the Annual Subscription for Playing/Non-Playing Members becomes due on the 1st April every year. All Subscriptions and Guest Fees will be reviewed annually by the Management Committee, prior to this date. A Member, whose subscription is not paid within 30 days, he/she will *cease* to be a Member of the Club and to *regain* Membership must renew his/her Administration Fee together with the current Standard Annual Membership subscription: The Club allows for a discount to be given to returning members if fees are paid early (currently by 1 March). This designated date is set annually by the Management Committee. Likewise, any Member wishing to resign their Club Membership and therefore asking for a pro-rata return of their currently paid membership fee for the year to be returned, will only be at the discretion of the Management Committee. The amount, if agreed, will be paid back to that person within approximately 30 days. No return of fees will be considered when a person has been a Club Member for that current subscription year after four calendar months of joining/rejoining. New Members to the Club may, at the Management Committee's discretion be offered a discounted fee for their first-year membership with the Club, provided: -
 - A) They have not been a member previously, or not within the last eight years.
 - B) They pay the discounted fees due in full.
- 11) Membership Fees for a New Member after the end of September, the Management Committee may at their discretion accept a proportionately reduced Subscription for that *half-year* only:
- 12) That the Management Committee shall have the power to *limit* the number of Playing Members, and to *refuse* Membership, if they consider it necessary:
- 13) That every Member of a visiting match team shall be made an *Honorary Member* for that day and *Temporary Members* (not permanently resident or working within 20 miles of the Club) may be admitted at the discretion of the Management Committee for a period not exceeding one calendar month at the current fee fixed by the Committee:
- 14) That the Officers and Management Committee shall *retire* every year at the AGM, but shall be eligible for re-election where a simple majority vote is required from those members present:

- 15) That the AGM be normally held during Oct/Nov; of which all Members will have a minimum of 14 days notice:
Minimum number to constitute a quorum for the AGM is 10 members
Although holding the AGM Meeting in Oct/ Nov of each year is mandatory, the possible cancellation/postponement due to the most exceptional circumstances beyond any Club Officials control, may have to be implemented for health and safety purposes and complying with governmental restrictions.
- 16) That the Clubs Financial Year shall run from 1st Oct to the 30th of Sept and that the Hon Secretary and Hon Treasurer submits a Statement of Accounts at the AGM:
- 17) That every Member (other than Temporary Members) shall be entitled to be present and to speak at any General Meeting, and if aged 18 or over, to vote there-at:
- 18) That the Management Committee may terminate the Membership of any person, or impose any other sanction they determine to be appropriate, in connection with the breach of any condition of membership set out in these Rules. Such actions are subject to appeal at a General Meeting:
- 19) A Special General Meeting may be called by the Managing Committee, or upon a requisition of six Members stating the reasons for such a Meeting; such reasons to constitute the agenda for the Meeting.
A notice of 21 days in writing to the Club Secretary is required:
- 20) That Members (or visitors) leaving un-attended vehicles, rackets, clothing, or any other such property at the Club, do so at their own risk, and the Club shall not be responsible for any loss, damage, or injury resulting from this, or any other cause:
- 21) That the Management Committee shall have the power to make *Byelaws* not inconsistent with these Rules, for the Regulations of the Club, the conduct of competitions and matches, and generally for the proper workings of the Club:
- 22) Dissolution of the Club can only be made by a majority vote of at least 75% of those members present at an EGM to pass a resolution to formally dissolve the Club. Notice given to Members for such an EGM will require 21 days.
- 23) The Club should then commence its winding-up process immediately and it is the responsibility of the Management Committee for the winding-up of the assets and liabilities of the Club and thereafter any surplus moneys will go to a registered charity associated with Newhaven and/or sports related if practicable.
- 24) That should any matter arise which is not provided for by these Rules, the Management Committee shall have the power to deal with it, and their decision shall be final:
- 25) The Constitution & Rules cannot be altered except at a General or a Special General Meeting, of which notice has been sent to each Member: