



**CONSTITUTION AND RULES OF
THE MANLY-WARRINGAH DISTRICT CRICKET CLUB INCORPORATED**

RULES

The Rules of the Manly-Warringah District Cricket Club Incorporated shall be as follows:-

1. The name of the Club shall be “MANLY-WARRINGAH DISTRICT CRICKET CLUB INCORPORATED” hereinafter called “the Club”.

OBJECTS

2. The objects of the Club shall be:-

(i) To promote, arrange, manage and provide (either alone or in association or affiliation with any other person or body whether corporate or unincorporated) facilities and opportunities for the playing of cricket for the members of the Club within the boundaries as determined by the Sydney Cricket Association Incorporated or any replacement body from time to time and otherwise in accordance with these Rules at such times and in such places and on such terms as may be determined in accordance with these Rules.

(ii) To organize and select teams to represent the Club in games of cricket to be played against teams representing other clubs and associations, including, but not limited to, teams representing other clubs and associations participating in competitions arranged and/or conducted by the Sydney Cricket Association Incorporated or any replacement body thereof or any body affiliated therewith.

(iii) To organize and conduct coaching and training or practice sessions with the aim of improving the cricketing skills of members.

(iv) To promote and encourage social activities amongst members.

(v) To provide amenities prizes and trophies for the members.

(vi) To hold, provide, conduct, manage and carry out any sport (whether cricket or otherwise), pastime, social function, fete, fair or game for any purpose associated with or incidental to or for the benefit of the Club.

(vii) To acquire, exchange, dispose of, manage, conduct, lease, hire, lend, license, mortgage, borrow, improve, turn to account or otherwise deal with any real or personal property and to construct, maintain or alter any buildings, fixtures, fittings or works for any purpose associated with or incidental to these Rules.

(viii) To enter into, carry out, vary or rescind any contract or arrangement with any person or body whether corporate or unincorporated for any purpose associated with or incidental to these Rules.

(ix) To draw, make, accept, discount, execute or issue promissory notes, bills of exchange or other negotiable or transferable instruments or any documents associated with or incidental to these Rules.

(x) To establish, support or aid in the establishment or support of any association, institution, fund, trust or convenience calculated to benefit any present or former member or members or employee or employees of the Club or any present or former cricketer or cricketers or worker or workers for cricket or the dependents or connections of any such person or persons; and to grant pensions, gratuities, gifts or allowances to any present or former member or members or employee or employees of or worker or workers for the Club; and to make payments towards insurances entered into for and incidental to any purpose of these Rules or of the Club; and to subscribe or guarantee money for any charitable or benevolent objects.

(xi) To do all such things which are incidental or conducive to the attaining of the above objects.

MEMBERSHIP

- 3.1 Membership of the Club shall be unlimited in number and consist of the following classifications:
- (a) Playing Members: Playing Members shall be those persons who are selected to play cricket.
 - (b) Non-Playing Members: Non-Playing Members shall be those persons who are active in their support of the Club but do not play cricket and who are current financial members and who pay the annual subscription fixed by the Management Committee.
 - (c) Life Members: Life Members shall be persons elected as such under the rules.
 - (d) Honorary Members: Honorary Members shall be persons elected as such under the rules.
- 3.2 A member of any class once having been accepted as herein provided shall continue to be a member of the Club in that class unless his membership shall have been determined or suspended by one of the modes hereinafter provided. In these rules unless the context otherwise indicates, "Member" shall mean a member of the Club in any of the classes provided in this rule.

RIGHTS AND PRIVILEGES OF MEMBERS

4. The rights and privileges of members shall be as follows:-
- (a) The rights and privileges of members, except those specially provided for in these Rules, shall be such as shall be determined by the General Board by regulation from time to time and so far as the same are not determined by the General Board, or are not inconsistent with any rule or regulation of the Club, shall be those customarily enjoyed by Members now or hereafter.
 - (b) The General Board shall subject to these Rules have the right in any regulation to differentiate between the rights and privileges to be enjoyed by each of the various classes of members.

APPLICATION FOR AND TERMINATION OF MEMBERSHIP

- 5.1 Application for membership of the Club shall be made in such manner as the General Board shall from time to time determine and any such application shall be received by the Honorary Secretary or by any member of the General Board at any time and shall be submitted to the General Board at the General Board Meeting next following the receipt of the application and the General Board shall determine whether to accept or reject such application for membership. Upon acceptance by a majority vote of the General Board the applicant shall, upon payment of the appropriate subscription as provided in these rules, become a member of the Club in the class to which the application relates, or if no class is specified or if the applicant is ineligible for the class to which his application relates, then in such class as the General Board shall determine.
- 5.2 Upon acceptance of any person as a member of the Club such person shall be notified of such acceptance by the Honorary Secretary and, upon payment of the subscription shall be entitled to receive a copy of the Rules of the Club.
- 5.3 Membership of the Club in any particular class shall be determined:
- (a) Upon death of a member.
 - (b) Upon the resignation in writing of the member being received by the Honorary Secretary.
 - (c) Upon the expulsion of the member as herein provided.
 - (d) Upon the member becoming ineligible under these rules to be a member of a particular class.
 - (e) Upon the member being accepted as a member of another class.
 - (f) Upon the member failing to pay the subscription fixed under these rules on or before the date determined as the General Board date on which his subscription fell.

REGISTER OF MEMBERS

6. A register of members shall be kept by the Club showing the name, address and date of commencement of membership for each member.

SUBSCRIPTION FEES

- 7.1 Members shall pay annual subscription fees as determined by the General Board.
- 7.2 (a) Annual subscriptions shall fall due on the date advised to members by the General Board and shall be payable in such manner as determined by the Board.
- (b) A member shall upon payment of his annual subscription or such part thereof that the General Board for the time being may determine be entitled to receive his Annual Membership tickets which shall be current for the period specified.
- (c) Failure to pay any annual subscription fees within three months of the date for payment as determined by the General Board shall entitle the General Board to terminate membership.

- 7.3 (a) A member who for any reason ceases to be a member of the Club shall upon such cessation of membership forfeit all such rights or claims upon the Club or its property or funds as he may have by reason of membership.
- (b) Any person who for any reason after the 1st April in any year ceases to be a member of the Club shall if any annual subscription is on such cessation of membership still due and owing nevertheless remain liable for payment for such subscription.
- (c) The General Board for the time being shall have power in its discretion to waive, refund, or remit the whole or any part of any annual subscription paid or payable under Sub-Rule (3)(b) of this Rule.

MEMBERS LIABILITY

8. The Members shall have no liability to contribute towards the payment of debts and liabilities of the Club or the costs, charges and expenses of the winding up of the Club except to contribute the amount of any unpaid membership fees.

MANAGEMENT

- 9.1 The management of the Club shall be vested in the General Board consisting of the following persons who shall prior to election, be members of the Club:-
- (a) The Honorary President
 - (b) The Honorary Deputy President
 - (c) The Honorary Secretary
 - (d) The Assistant Honorary Secretary
 - (e) The Honorary Treasurer
 - (f) The Assistant Honorary Treasurer
 - (g) Up to a maximum of Four (4) Ordinary Members
- 9.2 (a) No member shall at any one time hold more than one of the offices of Honorary President, Honorary Deputy President, Honorary Secretary and Honorary Treasurer. In the event of a member being appointed to more than one of such offices he shall hold only the office to which he was last appointed and shall ipso facto vacate any other office to which he was previously appointed.
- (b) In the event of elected Board member(s) being engaged in senior administrative roles in related cricket affiliations, additional Board position(s) can be allocated on a one for one basis. A maximum of 2 additional Board position(s) can be allocated in such an event.
- 9.3 (a) The General Board may at any time appoint a General Manager on such terms and remuneration (if any) determined by the General Board and may at any time dismiss the General Manager.
- (b) Any General Manager appointed by the General Board will:-
- (i) be a member of the General Board in place of the Honorary Secretary;
 - (ii) perform all of the duties and functions of the Honorary Secretary specified in these Rules; and
 - (iii) perform the following additional duties:
 - co-ordinate and supervise all sub-Boards of the General Board;
 - procure sponsorships and other revenue for the Club to enable the Club to meet its current and future expenditure and liabilities

TRUSTEES

- 10.1 The property of the Club shall be vested upon trust for the Club in three Trustees who shall be the persons who hold the following offices for the time being under these Rules:-
- (a) The Honorary President
 - (b) The Honorary Secretary
 - (c) The Honorary Treasurer
- 10.2 Upon the election of any person to any of the offices aforesaid he shall ipso facto assume office as a Trustee of the property of the Club.
- 10.3 The Trustee or any two of them shall be the only persons authorized to operate on any bank account of the Club provided however that any person appointed by the General Board or the Club in a capacity to any of the offices aforesaid shall during the holding of such acting capacity be authorized as one of the persons to operate on any account of the Club.

OFFICERS OTHER THAN THE GENERAL BOARD

- 11.1 In addition to the persons who comprise the Board there shall be the following officers of the Club:-
- (a) A Patron or Patrons
 - (b) Honorary Auditor who shall audit and certify the Accounts of the Club annually prior to the Annual General Meeting. Persons so appointed may not also be members of the General Board
 - (c) Life members
 - (d) Honorary Members

ELECTION OF OFFICERS AND BOARD

12. (a) The members of the General Board and officers of the Club (with the exception of Life Members) shall each year retire at the Annual General Meeting next following their election but shall be eligible for re-election.
- (b) The Officers of the Club and the General Board shall at the Annual General Meeting be elected in the following order: Patron(s); President; Deputy President; Honorary Secretary; Assistant Honorary Secretary; Honorary Treasurer; Assistant Honorary Treasurer; Ordinary Members of the General Board. The General Board shall determine which persons it wishes to invite to accept the positions of Patrons of the Club and shall take steps to invite such persons to accept that office.
- (c) Written nominations for the positions of President, Deputy President, Honorary Secretary, Assistant Honorary Secretary, Honorary Treasurer, and Assistant Honorary Treasurer shall be required and such nominations must be received by the Honorary Secretary not less than two days prior to the date fixed for the Annual General Meeting. Written nominations for other positions may be made but are not mandatory. Nominations for these positions shall be called for by the Chairman at the Annual General Meeting.

(d) All nominations must be proposed and seconded by Club members and in each case the nominee must indicate to the Annual General Meeting his willingness to accept the position for which he is nominated. In the event that there is some doubt about such willingness in any case the Chairman shall be empowered to make a decision in this regard at the Annual General Meeting on such evidence as is put before him.

(e) If there be more than the required number submitted for election an election by ballot shall take place, but if there be only the requisite number the Chairman of the Meeting shall declare those submitted duly elected.

(f) The General Board shall appoint an Honorary Auditor on an annual basis.

(g) Any casual vacancy in the General Board or among the officers of the Club shall be filled by the appointment by resolution of the General Board of a person eligible under these rules to hold such position, and anyone so appointed shall hold office for the balance of the term of his predecessor.

(h) The General Board shall have power to fill any temporary vacancies in its members with duly eligible persons until the original appointee resumes his duties, and a person so appointed shall have all the privileges and responsibilities of office as the original appointee while he holds office.

(i) In the event that as at any Annual General Meeting, a General Manager has been appointed and the term of his / her appointment has not expired, then there will be no election for the office of Honorary Secretary at that Annual General Meeting.

ENTRY OF TEAMS

13. The Club shall at the Annual General Meeting determine what teams shall be entered by the Club for the various competitions in the next ensuing season after such Annual General Meeting provided that insofar as the question of the entry of a particular team or teams in a particular competition or competitions has not been determined by the Annual General Meeting, the General Board may determine what teams shall be entered by the Club in the various competitions in the season next ensuing after such Annual General Meeting.

SELECTION COMMITTEE AND ELECTION OF CAPTAINS

14. (a) There shall be a provisional selection Committee consisting of five persons to be appointed by the Board at its first meeting following the Annual General Meeting to select all teams for the first two rounds of the competition matches. This same provisional selection Committee shall also elect Captains for each of the selected teams for such two rounds.
- (b) Prior to the commencement of the third round of competition matches the General Board shall appoint a selection Committee to select teams for each of the various grade teams. All of such selection Committees are to consist of three persons, always provided that the same person or persons so appointed shall be eligible to serve on all or any of such selection Committees. At the same time the General Board shall also appoint captains and at its discretion vice-captains for each of the various grade teams.
- (c) All other Club teams not provided for under rules (a) and (b) hereof shall be selected by a selection Committee of three persons appointed by the General Board. This selection Committee shall elect the captains and vice-captains thereof.

- (d) If for any reason a member of a selection Committee is unable to attend a selection meeting he shall appoint a proxy to attend in his stead.
- (e) All persons appointed to a selection Board shall continue to hold such appointments until such resignation or termination of such appointment or appointments by the General Board.
- (f) Each selection member appointed shall elect one of their number to act as Chairman, such Chairman to have a casting as well as a deliberate vote.
- (g) The Chairman of each selection Committee shall be responsible for advising the Club Secretary, or his nominee, the composition of the team selected.
- (h) The General Board may at any time of its own motion and shall at the written request of any two members of the Club review appointment of any Captain or Vice Captain and may if it thinks fit appoint some other person to be Captain or Vice Captain in his stead.
- (i) If the Captain appointed for any team is not for any match or matches a member of that team, the Vice Captain shall act as Captain for that match or those matches and if at any time neither Captain or Vice Captain is a member of the team, the team shall elect, by secret ballot without nominations, a member to act as Captain until the Captain or Vice Captain returns to the team or until the General Board appoints a new Captain.
- (j) Such selection Committees may be replaced in accordance with a protocol approved and authorized by the General Board

ANNUAL GENERAL MEETING

- 15.1 The Annual General Meeting of the Club shall be held before July in each year on a date not later than five days prior to the last Monday in the month, to receive the Annual Report and the Honorary Treasurer's Financial Statements for the past year, and to elect the officers for the Club and members of the General Board, and to transact any other business which may be transacted under these Rules at a General Meeting.
- 15.2 Any matter which ought by these rules to have been dealt with and determined by an Annual General Meeting except election of life members may be dealt with and determined at a Special General Meeting if not so dealt with and determined by such Annual General Meeting.
- 15.3 The minutes of the Annual General Meeting shall be confirmed at the next General Board Meeting.

SPECIAL GENERAL MEETINGS

- 16.1 Special General Meetings shall be:-
- (a) Convened and held when and so often as the General Board by resolution determines; or
- (b) Convened by the General Board on a requisition made in writing and signed by not less than ten members of the Club who are entitled to vote, provided that such requisition shall specify the objects of the meeting so requisitioned.

- 16.2 Any Special General Meeting required to be held under sub Rule (1)(b) shall be convened by the General Board by notice within fourteen days of the receipt by it of such requisition.
- 16.3 The notice convening any Special General Meeting of the Club shall specify the objects of the meeting, which shall include the objects stated in the requisition (if any) under sub Rule (1)(b); and no business other than the stated objects of the meeting shall be dealt with at any such Special Meeting, unless at least two thirds of the members present and voting shall by resolution otherwise determine.
- 16.4 In case the General Board shall not cause a Special Meeting to be held as required by the foregoing sub-rules, then any members of the Club being not less than ten in number may themselves convene such a meeting (subject to rule 17) to be held within sixty days of the receipt of the requisition as aforesaid by the General Board.
- 16.5 The minute of Special General Meetings shall be confirmed at the next General Board meeting.

NOTICES OF GENERAL MEETING

17. (a) Any General Meeting of the Club (which shall in these rules unless the context otherwise indicates include both Annual General Meeting and Special General Meetings) shall be convened by the General Board by notices in writing addressed to each member and each officer of the Club, specifying the date, time and place for the holding of such meeting, posted to each member and officer not less than fourteen days or more than twenty eight days prior to the date for the holding of such General Meeting.
- (b) The accidental omission to give any such notice to a member or office shall not invalidate any resolution passed at any General Meeting.

PROCEEDINGS AT GENERAL MEETINGS

18. (a) If within half an hour from the time appointed for holding a General Meeting a quorum is not present the meeting shall stand adjourned to the same day in the ensuing week at the same time and place and if at such adjourned meeting a quorum is not present then the meeting shall ipso facto be dissolved.
- (b) The Honorary President of the Club or in his absence the Honorary Deputy President shall take the chair at every General Meeting but if the Honorary President or Honorary Deputy President is not present within ten minutes after the time appointed for holding such meeting the members present shall choose one of their number to be Chairman.
- (c) The Chairman of a General Meeting may with the consent of the meeting adjourn the same from time to time and from place to place but no business shall be transacted at any adjourned meeting except the business left unfinished at the meeting from which the adjournment took place.

THE BOARD

- 19.1 The General Board shall have power to act in the name of the Club in all matters not herein specifically provided, and shall be responsible to and subject to the direction of the Club in General Meeting. Without limiting the generality of the foregoing the General Board shall have power not inconsistent with these rules:-
- (a) To appoint any member of the Club to be its delegate or representative to any other body or association or meeting and to remove any person so appointed.
 - (b) To appoint any member of the Club to perform any special function in connection with the working of the Club and to remove any persons so appointed.
- 19.2 Any member so appointed under this rule shall be entitled to attend the meetings of the General Board but unless he is otherwise a member of the General Board he shall not be entitled to vote at any meeting of the General Board.
- 19.3 The General Board at the first meeting following the Annual General Meeting shall form the following sub-Committees:
- (a) Finance Committee which shall be responsible to the General Board for initiating action and co-ordinating such fund raising activities as are deemed necessary to ensure that budget targets are reached.
 - (b) Practice/Grounds Committee which shall be responsible to the General Board for ensuring the following:-
 - (i) That effective guidelines are drawn up for the conduct of the club practice sessions.
 - (ii) That club practice sessions are effective and designed so as to meet the needs of all players.
 - (iii) That the names of players who do not attend practice or who do not practice effectively are brought to the attention of General Board.
 - (iv) That match and practice wickets and match grounds are of an acceptable standard.
 - (v) That the protective covers are placed on wickets prior to matches.
 - (c) Social/Events Committee which shall be responsible to the General Board for developing a social/events program appropriate to club members' needs.
 - (d) Junior Development Committee which shall be responsible for junior development in the area and the organization of such.
- 19.4 The General Board shall appoint such other sub-committees as considered necessary.
- 19.5 The General Board shall appoint a Chairperson of each sub-committee from the members of the General Board. The Chairperson of each sub-committee shall provide a report to each General Board meeting.
- 19.6 All sub-committees formed by the General Board shall in exercise of the powers delegated and formed to any regulations which may be imposed by the General Board.

20. Questions arising at any General Board Meeting shall subject to these rules be determined by a majority of the members present and voting and in the case of an equality of votes the Chairman of the meeting shall have a second or casting vote.
21. In the absence from the chair of some person eligible and willing to take the Chair at any General Meeting the Chairman for the Meeting shall be elected by a majority of the General Board members present and voting.
- 22.1 The General Board shall cause minutes to be duly entered in books provided for that purpose:-
 - (a) of all appointments of officers;
 - (b) of the names of the members of the Board present at each Board Meeting; and
 - (c) of all resolutions and proceedings of General Meetings and Board Meetings.
- 22.2 Any such minutes of any meeting of the General Board and of the Club if purporting to be signed by the Chairman of such meeting or by the Chairman of the next succeeding meeting shall be receivable as prima facie evidence of the matters stated in such minutes.

QUORUM

23. Fifteen members shall form a quorum for General Meetings of the Club and five for General Board Meetings.

VOTING

24. At all General Meetings or General Board Meetings each member of the Club or General Board as the case may be present at the meeting shall be entitled to one vote and the consensus of the meeting shall, subject to these rules, be determined by a show of hands or by ballot at the direction of the Chairman. A ballot however may be demanded by not less than three members. Voting shall be by simple majority.

CHAIRMAN OF MEETINGS

25. The Chairman at all meetings shall have a deliberate vote and in the case of an equality of votes, a casting vote.

DUTIES OF HONORARY PRESIDENT

26. The President shall be responsible for the overall running of the club. He shall:-
 - (a) act as a Chairperson at meetings;
 - (b) represent the club at official functions;
 - (c) establish communication with the Northern Beaches Mayor and appropriate Council Officers;
 - (d) handle such correspondence as is appropriate to the position;

- (e) ensure the effective running of sub-committees;
- (f) ensure that there is an equal work distribution amongst Board Members; and
- (g) act as Club Spokesperson when considered appropriate.

DUTIES OF THE HONORARY DEPUTY PRESIDENT

27. The Deputy President shall:-
- (a) provide support to the President as required;
 - (b) act in the President's place as required;
 - (c) serve on such sub-committees as required;
 - (d) overview functions of such committees; and
 - (e) attend to other duties which are consistent with the position.

DUTIES OF THE HONORARY SECRETARY

28. The Honorary Secretary shall be responsible to the Management Board for the overall administration of the Club and shall:-
- (a) convene all meetings of the Management Board and all General Meetings of the Club;
 - (b) draw up an agenda for each meeting;
 - (c) arrange all matches to be played by the Club;
 - (d) maintain a register of all Club members showing name, address, telephone number;
 - (e) arrange for the keeping of all Club records;
 - (f) arrange for the issue of playing equipment;
 - (g) handle all correspondence;
 - (h) arrange press coverage;
 - (i) establish working relationship with Council Officials;
 - (j) carry out such tasks as required of the position by the Sydney Cricket Association;
 - (k) act in conjunction with the President as Club spokesperson; and
 - (l) serve on sub-committees as required.

DUTIES OF ASSISTANT HONORARY SECRETARY

29. The Assistant Honorary Secretary shall assist the Honorary Secretary in the performance of his duties under these Rules and shall do such acts, matters and things as he may be directed by the Management Board or by General Meeting of the Club not inconsistent with these Rules.

DUTIES OF THE HONORARY TREASURER

30. The Honorary Treasurer shall:-
- (a) keep an account of receipts and all expenditure of the Club in a book which shall be available for inspection at any meeting;
 - (b) bank all moneys belonging to the Club at the first convenient opportunity after receipt, in such bank as the General Board shall decide;
 - (c) keep an accurate account of all moneys received and expended and furnish a statement at each meeting of the General Board;
 - (d) prepare and submit to the Annual General Meeting of the Club:-
 - (i) an audited annual statement of receipts and expenditure for the financial year of the Club ending 30th April last preceding such meeting;
 - (ii) an audited statement of the assets and liabilities of the Club as at the 30th April last preceding such meeting;
 - (e) submit all accounts to the General Board for passing by the General Board for payment PROVIDED HOWEVER that the Honorary Secretary or Honorary Treasurer may for the purpose of the Club expend a sum of money as determined by the General Board without the prior authority of a Meeting of the General Board but such expenditure shall be reported to the next meeting of the General Board; and
 - (f) serve on such sub-committees as required.

DUTIES OF THE ASSISTANT HONORARY TREASURER

31. The Assistant Honorary Treasurer shall:-
- (a) assist the Honorary Treasurer in the performance of duties under these Rules and shall do such acts, matters and things as may be directed by the Management Board or by a General Meeting of the Club not inconsistent with these Rules; and
 - (b) serve on such sub-committees as required.

THE EXECUTIVE BOARD OF THE GENERAL BOARD

32. The President, Deputy President, the Honorary Secretary and the Honorary Treasurer shall be the Executive Board of the General Board and the Honorary President or his nominee shall be an ex-officio member of all sub-committees appointed by the General Board.

**THE DELEGATES TO THE SYDNEY CRICKET ASSOCIATION
AND NSW CRICKET ASSOCIATION DELEGATE**

33. (a) The delegates to the Sydney Cricket Association Incorporated, NSW Cricket Association or any replacement body, shall be elected by those members present and eligible to vote at the Annual General Meeting of the Club.
- (b) The said delegates or one of them or their proxy or proxies shall be bound at each meeting of the General Board to present a true and accurate report only of the open meeting or open meetings of the Sydney Cricket Association Incorporated and NSW Cricket Association which they have attended since the last preceding General Board meeting.

**THE HONORARY SECRETARY OR SECRETARIES OF CLUB
TEAMS OTHER THAN GRADE TEAMS**

34. The Manager or any appointed official of all Club teams shall be responsible to the General Board for the management of such teams.

EXPULSION AND SUSPENSION

- 35.1 The General Board may for any cause which appears to it to be reasonable by a two thirds majority of members of the General Board present and entitled to vote, expel any member from the Club.
- 35.2 The General Board may for any cause which appears to it to be reasonable by majority suspend any member from membership of the Club for any period not exceeding one year.
- 35.3 The General Board may, by the majority respectively required under this Rule reverse or vary any decision under this Rule.

APPEAL

36. (a) Any person expelled or suspended by the Board pursuant to Rule 38 shall be entitled to appeal to a Special General Meeting of the Club.
- (b) Such right of appeal shall be initiated in any such case under Rule 16(1)(b) provided that requisition shall be received by the Honorary Secretary within twenty one days of the date of the receipt by member of notice of the decision of the General Board.
- (c) For the purpose of this Rule, upon the initiation of an appeal, the person expelled or suspended shall, until hearing of the appeal, for all purposes be deemed to be a member of the Club.
- (d) Any such Special General Meeting of the Club the effect of the decision of the General Board in the matter shall be confirmed, reversed or varied by a majority of members present and voting and the decision of such General Meeting shall be final and conclusive in the matter and shall have effect according to its tenor.

ALTERATION OF RULES

37. (a) No existing object or rule of the Club shall be repealed or altered or shall any new object or Rule be adopted unless:-
- (i) a Notice of Motion in writing containing the terms of such proposed alteration moved and seconded by members of the Club shall have been given to the Honorary Secretary twenty one days prior to the Annual General Meeting;
 - (ii) such proposal is clearly proposed as an alteration, repeal or object or new rule in respect of these Rules; and
 - (iii) a two thirds majority of members present and who are entitled to vote either at an Annual General Meeting or at a Special General Meeting at which notice of the proposal has been clearly given with a Notice convening such meeting shall adopt such proposal.
 - (iv) Any such repeal or alteration shall be forwarded to NSW CA within 21 days.
- (b) It shall be competent for the General Meeting by a two thirds majority, as aforesaid, to adopt such proposed alteration, repeal or new object or rule, either as submitted to or as amended at such General Meeting, and it shall also be competent for such General Meeting, by a two thirds majority, as aforesaid, to make any consequential amendment to these objects or rules which such original proposal as submitted or as amended may necessitate.

LIFE MEMBERS, HONORARY MEMBERS

38. Any member of the Club who has rendered distinguished service to the Club over a period of not less than ten years may be elected a Life Member of the Club. The following conditions shall be observed in the election of such Life Members:-
- (i) Notice of each nomination signed by at least two financial members of the Club shall be given to the Secretary.
 - (ii) The Secretary shall report the nomination to the next meeting of the General Board and at the next subsequent meeting of the General Board who may approve their nomination and forward such nomination to the next Annual General Meeting or the next Club Presentation Evening for election or otherwise by the members.
 - (iii) Voting in all cases shall be by a ballot and the Board shall not be deemed to have approved of the nomination nor shall the candidate be declared elected at the Annual General Meeting unless in each case such approval is given or election made with the consent of two thirds of the members present and voting.
 - (iv) Life Members shall receive such privileges as may be decided upon from time to time by the General Board.
39. Any person may be elected an Honorary Member of the Club by the General Board in recognition of long and outstanding service to cricket within the Manly Warringah area, provided that such service is of a direct benefit to the Club. Such election will be on an annual basis and at no time shall there be any more than five Honorary Members. Honorary Members shall be entitled upon election as such as provided by these rules to all rights and privileges of Club members without any payment of subscription.

CLUB COLOURS

- 40.1 The colours of the Club shall be dark blue (navy), light blue (sky) and scarlet.
- 40.2 There shall be a Club blazer, a Club monogram being a waratah in natural colours, a Club cap and a Club sweater.
- 40.3 The form of the blazer, cap and sweater shall be as determined by the General Board from time to time.
- 40.4 The blazer, monogram, cap and sweater shall be obtainable from the suppliers only on a requisition signed by the Honorary Secretary.
- 40.5 All players shall appear in approved cricketing attire in all Club matches, and when wearing a cap then the same shall be the type adopted by the General Board.

POWERS TO MAKE REGULATIONS

- 41.1 The General Board shall have power to make alter and repeal regulations in relation to the affairs and workings of the Club provided that:-
- 41.2 The same are not inconsistent with the Rules of the Club.
- 41.3 The Club in General Meeting summoned in accordance with these Rules shall have power by a majority of members present and who are entitled to vote to disallow any regulation so made and shall itself have power to make, alter or repeal any regulation of the Club.
- 41.4 It shall be competent for the meeting of the General Board or the General Meeting as the case may be by the majority required under sub-rule (2) of this Rule to adopt such proposed new regulations, repeal or alteration to a regulation either as submitted to or as amended at such Meeting and it shall also be competent for such Meeting by the majority required under sub-rule (2) of this Rule to make any consequential amendment to the regulations which such original proposal as submitted or amended may necessitate.

INTERPRETATION

42. The decision of the General Board on the construction or interpretation of these Rules and of any Regulations of the Club and on any matter arising thereout shall be final and conclusive and binding on all members of the Club unless and until the same shall be altered or revised by the Club in General Meeting.

ADDRESSES OF MEMBERS

43. Every officer and every member shall furnish the Honorary Secretary of the Club with his current private address and telephone number (if any) and any alterations thereto. Any notice under these Rules shall be sufficiently given to any person if posted to the address last given by such person to the Honorary Secretary and shall be deemed to have been received by the person to whom it has been so addressed and posted on the day following the posting of such notice. No member who has not furnished his address shall be entitled to receive any notice from the Club.

INDEMNITY

44. No officer of the Club or member of the General Board shall be liable for loss or damage to the Club resulting from the acts or omissions of any other officer or member of the General Board unless he has knowingly been a party to the act or omission causing such loss or damage; and every officer and member of the General Board shall be entitled to be indemnified by the Club for any act done by him in discharge of his duty to the Club.

DISSOLUTION

45. The Club shall not be dissolved unless:-
- (a) Twenty one days prior to the holding of a General Meeting notice in writing, moved and seconded by the members of the Club of such proposal shall have been given to the Honorary Secretary.
 - (b) A two thirds majority of the members present and who are entitled to vote either at an Annual General Meeting of which notice of the proposal has been clearly given with the notice convening such meeting, or at a Special Meeting of the Club shall adopt such proposal.

PUBLIC OFFICER

46. (a) The General Board shall ensure that a member of the Club is appointed as Public Officer.
- (b) The first Public Officer shall be the person who completes the application for incorporation of the Club.
- (c) The General Board may at any time remove the Public Officer and appoint a new Public Officer provided the member appointed is eighteen (18) years of age or older and a resident of New South Wales.
- (d) The Public Officer shall be deemed to have vacated his position if he:-
- (i) dies;
 - (ii) resigns;
 - (iii) is removed by the General Board or at a general meeting;
 - (iv) becomes bankrupt or financially insolvent;
 - (v) suffers mental illness;
 - (vi) takes up residence outside New South Wales; or
 - (vii) ceases to be a member of the Club.
- (e) When a vacancy occurs in the position of Public Officer the General Board shall within fourteen days notify the Commission by the prescribed form and appoint a new Public Officer.
- (f) The Public Officer may be a member of the General Board or any other person eligible for election to the General Board.

FUNDS

47. (a) The funds of the club shall be derived from annual subscription fees from members, donations, subsidies, grants and such other sources determined or approved by the General Board.
- (b) All money received by the Club shall be deposited as soon as practicable in any account opened in the Club's name with a bank, building society or corporation, deposits in which have been prescribed as authorised securities pursuant to the Trustee Act, 1925.
- (c) All cheques, drafts, bills of exchange, promissory notes and other negotiable instruments shall be signed by any two of the President, Deputy President, Secretary or Treasurer.
- (d) Fund raising:
- (i) The raising or obtaining in the name of the Club of all moneys, donations, sponsorships, incentives, trophies or the like for the Club or for a member or members of the Club in their capacity as members of the Club must be approved or ratified by the General Board or its duly appointed nominees.
 - (ii) The allocation, appropriation and disbursement of all moneys, donations, sponsorships, incentives, trophies, or the like received or obtained by or made available or promised to the Club, whether in the form of money or otherwise, shall be the exclusive jurisdiction of the General Board.
 - (iii) The General Board is to have due regard to the expressed wishes of such donors or sponsors regarding the allocation, appropriation or disbursement of such moneys, donations, sponsorships, incentives, trophies or the like.
 - (iv) Any member who contravenes this sub-rule shall be liable to expulsion, disqualification or suspension for such period and subject to such conditions as the General Board may resolve.

COMMON SEAL

48. (a) The common seal of the Club shall be kept in the custody of the Secretary or the Public Officer.
- (b) The common seal shall not be affixed to any instrument except by the authority of the General Board and the affixing of the common seal shall be attested by the signatures either of two members of the General Board or of one member of the General Board and the Public Officer.

KEEPING CUSTODY AND INSPECTION OF BOOKS

49. (a) The Treasurer shall ensure that correct books and accounts are kept showing the financial affairs of the Club. These records shall be available for inspection by any member and shall be held in the custody of the Treasurer.
- (b) Except as otherwise provided by these rules the Secretary shall keep in his or her custody or under his or her control all records, books and other documents relating to the Club. Such records, books and other documents shall be open to inspection, free of charge, by any member of the Club at any reasonable hour