

CONSTITUTION of UNITED RUGBY AND SPORTS CLUB INC

Star Rugby Football Club Inc

and

Spotswood Old Boys Rugby Football Club Inc

Established 1889

Established 1964

amalgamated in November 1990

PO Box 823

New Plymouth

Constitution of the United Rugby & Sports Club Inc

1) Name

The name of the Society is the UNITED RUGBY & SPORTS CLUB INCORPORATED (hereinafter called" the Club)

2) Aims and objectives

The aims and objectives of the club are:

- (a) to encourage participation in sports across all age groups.
- (b) to develop players to realise their full potential both as a player and a respected person within our society.
- (c) to promote all club sports as spectator sports among our members and the wider community.
- (d) To ensure a duty of care to all members of the club.

3) Uniform

The Club uniform shall be scarlet, black and gold or other colours as agreed to at an Annual General meeting.

4) Members

The membership of the Club will be open to all persons who wish to participate in any of the club's sporting or recreational activities.

Membership shall be defined and classified as follows:

- (a) Life members are those members who are elected at an Annual General Meeting on the recommendation of the Board, and, to whom the club wishes to show appreciation for their past services to the Club. Life members shall be entitled to all privileges of an active members including election to office and full voting power at all General meetings of Members, Board and Management committee without payment of a subscription.
- (b) Affiliate members are those members who:
 - a. actively play or support another sports club which are affiliated as per clause 15. In this respect the sporting interest of the member shall be endorsed on their membership card issued by the affiliate club, e.g." Full playing member of the Spotswood United Badminton Club and affiliate member of the United Rugby and Sports Club (Inc).
 - b. have no voting rights at meetings of the "Club".
 - c. subscription shall be a donation from the individual affiliated Club.
- (c) 100 club members are non-playing members who pay an annual subscription and are subject to such terms and conditions as the Board defines annually.

- (d) Supporter club members are non-playing members who pay an annual subscription and are subject to such terms and conditions as the Board defines annually.
- (e) If any member does not renew their annual subscription then they are no longer considered a member of the club. If a member wishes to resign from the club they must notify the Board in writing.
- (f) The Board may from time to time establish other categories of membership and may from time to time determine or alter the rights and privileges of each category of member.
- (g) The Board may for reasons of misbehaviour, misconduct, or reputation, by a majority at a meeting decide to expel or suspend any member of the Club, provided that before suspending or determining the membership the Board must inform the member the reasons for wanting to suspend or determine the membership and shall if required, give such person the opportunity to address the Board. A suspended or expelled member shall not be entitled to a refund of any membership fee or subscription that he or she may have paid.

5) Subscriptions

- (a) The Board shall no later than the 1 day of March set the subscription for the current year.
- (b) A member whose subscription is not paid by the 31 day of May in any year shall be deemed to be in arrears and he/she shall cease to be entitled to enjoy any privileges of the Club, as long as his/her subscription remains in arrears the member shall cease to be a member of the Club.
- (c) The names of members whose subscriptions are in arrears on the 31 day of May, or who owe moneys to the club shall be furnished from time to time by the Treasurer or Secretary and Funding roles to the Board.

6) General Meeting of Members

- (a) The Annual General Meeting (AGM) of the Club shall be held not later than the 30th day of November for the purpose of:
 - a. Receiving the annual report of the Patrons Report, the Chairman's Report and the Indoor Bowls Report.
 - b. Receiving the audited Annual Accounts.
 - c. Electing Board members.
 - d. Electing Management Committee members.
 - e. Electing an Honorary Solicitor.

- f. Electing an Auditor.
 - g. Any other business for discussion.
- (b) A Special General Meeting of the club shall be called by the Board at any time and from time to time as such Board shall deems necessary. The purpose of the General meeting shall be to discuss a specific matter which must be notified to all members. No other business shall be considered.
 - (c) Notice of the AGM and a Special General Meeting shall be advertised in the daily newspaper circulating in New Plymouth or given to members in writing at least fourteen (14) days prior to the meeting date.
 - (d) Twenty financial members present shall form a quorum at any General Meeting. Only financial members of the Club shall be entitled to vote at any General Meeting. All elections shall be by ballot, and voting (except for elections) shall be by show of hands or by ballot if demanded.
 - (e) Alterations, amendments, and/or additions of this constitution can only be made by a majority vote of two thirds of members present. A notice specifying the nature of the proposed alterations, substitutions, and/or additions (as the case may be) and the place of the meeting shall be given to each member seven (7) days before the date of holding such meeting.

7) Board

The primary purpose of the Board is to govern the Club.

- (a) The Board shall consist of a Patron (one or more of), a President, Immediate Past President, (ex officio), Vice President, Chairperson, Club Captain, Treasurer, Secretary and Funding, Sponsorship Coordinator and Marketing and Promotion Coordinator, all of whom are elected at the annual general meeting of the Club. The President will automatically progress to Immediate Past President, the Vice President to President and such progression shall continue at two yearly cycles. A Vice President shall be elected and thereafter elected at every other AGM.
- (b) The positions of Secretary and Funding and Treasurer may be combined and carried out by the one person.
- (c) The Club may from time to time appoint a salaried officer to carry out duties for the Club as agreed by the Board.
- (d) The Board shall have the power to fill any Board vacancies, which may arise and may exercise all the powers and privileges of the Club other than those by the incorporated Societies Act or these rules specifically vested in the Club. A minimum of four board members to form a quorum.

- (e) The Board shall appoint the delegates to the Taranaki Rugby Football Union and to any other bodies as required.
- (f) The Board shall have the power to appoint any sub-committees as deemed necessary. The term of these sub-committees should not extend beyond the date of the next AGM, unless ratified at the said AGM.
- (g) Notice of a meeting of the Board shall be given to the Board member at least twenty-four (24) hours prior to the time of the meeting.
- (h) A joint meeting of the Board and the Management committee will be requested by the Board and shall be held at least twice a year.
- (i) Any member(s) of the Board who shall absent themselves without leave of absence from three consecutive ordinary meetings without reasonable excuse shall be liable to have his/her seat declared vacant; the exception being the roles of Patron, President, Immediate Past President, and Vice President of whom attendance at Board meetings is optional.
- (j) At all General Meetings of members the Chairperson shall chair the meeting or in his/her absence the Club Captain.
- (k) At all meetings whether the General meetings of members or meetings of the Board, the Chairman at such meetings shall have a deliberative as well as casting vote.

8) Management Committee

The primary purpose of the Management Committee is to manage the operational activities of the Club.

- (a) The Management Committee shall consist of the Club Captain, Sports Club Coordinator, Junior Coordinator, Netball Coordinator, Team Gear and Player Liaison, Game Day Coordinator, Facility Manager. These positions to be elected at the annual general meeting by the financial members of the Club. The Management Committee shall have the right to fulfil dual roles if deemed necessary.
- (b) The Management Committee shall have the power to fill any Management Committee vacancies, which may arise., Four to form a quorum.
- (c) The Management Committee shall have the power to appoint any sub-committees as deemed necessary. The term of these sub-committees should not extend beyond the date of the next AGM, unless ratified at the said AGM

(d) Notice of a meeting of the Management Committee who shall be given to member thereof at least twenty-four (24) hours prior to the time of the meeting.

(e) Any member(s) of the Management Committee who shall absent themselves without leave of absence from three consecutive ordinary meetings without reasonable excuse shall be liable to have his/her seat declared vacant.

9) Secretary and Funding / Treasurer

The duties of the Secretary and Funding role shall be:

- (a) To attend all meetings of the Board or Management Committee thereof
- (b) To take minutes, submit correspondence, and reply thereto as directed
- (c) To carry out the routine business administration tasks
- (d) To apply for and manage the club's community funding applications

The duties of the Treasurer shall be:

- (a) To submit to the annual general meeting (AGM) in each year any audited annual accounts for the prior year ending 30th day of September last
- (b) To submit all accounts to the Board before payment, and shall report at each meeting the state of the banking account or accounts
- (c) To keep a register of the members of the Club

A copy of this constitution shall be supplied to any member on request.

The Secretary and Funding role shall be entitled to vote at all meetings including Meetings of the Management Committee at which they shall be present.

10) Control and Use of the common Seal

The Club shall have a Common Seal, which shall be kept in the custody of the Secretary and Funding role and shall only be affixed to documents at a meeting of the Board or in pursuance of a resolution of the Board. The affixing Common Seal shall always be witnessed by at least two members of the Board.

11) Accounts

(a) All funds of the Club shall be paid into a bank to the credit of the Club and accounts shall be passed by the Board at a meeting. All accounts for payment shall be set up through internet banking by the Treasurer with either the Secretary and Funding role or Chairman approving the transactions.

(b) c The Board may from time to time invest and reinvest funds, which are not required for the immediate business of the Club.

12) Borrowing powers

The Club shall in addition to other powers vested in it have power to borrow or raise money from time to time by the issue of debentures, bonds, mortgages or any other security founded or based on all or any of the property and/or rights of the Club or without any such security and upon such terms as to priority and otherwise as shall be deemed fit by the Board who shall also be entitled to exercise such power to borrow or raise money.

13) Coaches and Managers

Coaches and Managers to be appointed by the Board following the last competition game each year but before the first day of March each year.

14) Powers to hold Licences

The Club shall have power to apply for and obtain any licence issued for the sale and supply of alcohol and to operate such licence for the benefit of the Club. The Club may authorise any of its members to apply for and obtain and hold any certificate required to operate any such licence. The Club may at any time on giving fourteen (14) days' notice to a member stating they are no longer required to operate their certificate on behalf of the Club.

15) Affiliation

Any sporting or recreational body or organisation or any group of persons wishing to use the services or facilities of the Club or wishing to join the Club for any reason whatsoever may apply in writing for affiliation to the Club. The Board shall consider an application for affiliation, and either accept or decline the affiliation.

Casual hireage of the clubrooms may be granted from time to time at the Management Committees' discretion and under the clubroom's venue hire terms and conditions.

16) Interpretation

In this constitution, except where a different intention appears

- (a) "AGM" means annual general meeting
- (b) "Meeting" means a Meeting of the Club
- (c) "Member" means a Member of the Club
- (d) "Club" means the "United Rugby and Sports Club Inc"
- (e) "President", "Secretary and Funding", "Chairman", "Treasurer" means respectively the President, Secretary and Funding, Chairman, or Treasurer of the Club for the time being.
- (f) "Year" or "Financial Year" means the financial year of the Club, which shall end on 31st August in each year
- (g) The decision of the Board on the interpretation of the constitution or any matters not contained in the constitution, and which pertain to the Club, its property or

interests shall be conclusive and binding on all members until revoked at a General meeting.

17) Winding Up

Upon winding up of the Club's property and assets, the proceeds of such sale (after payment of the Club's debts and liabilities) shall be given to such a charitable organisations or organisation within New Zealand (having similar objects to the United Rugby and Sports club Inc.)

The Board shall determine, or in default of such determinate as a judge of the High court shall decide, but no part of the proceeds shall be paid or distributed amongst individual members of the club, or any committee members.

18) Repeal of Previous Constitution

These rules shall repeal the previous constitution on the 10 October 2024.



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Shanan Dick
Chairperson



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Tony Standen
Secretary and Funding



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Scott Malcolm
Treasurer

Dated: 16 October 2024