

# SKERRIES RUGBY FOOTBALL CLUB

## CLUB CONSTITUTION

As amended at AGM 11<sup>th</sup> June 2024

**1. NAME:** The name of the Club shall be 'Skerries Rugby Football Club'.

The Club Premises shall be situated at Rockleyoke, Holmpatrick, Skerries, County Dublin.

**2. COLOURS AND CREST:**

The Club colours shall be Old Gold, Cerise, Blue, and White.

The crest shall be a Goat's Head over a Maltese Cross.

**3 MAIN OBJECT:**

The main objects of the Club are:

(a) The playing, promotion and encouragement of the game of Rugby Union Football equally across the male and female game. The Club will also provide equal access to the club to those people with physical or mental disabilities or belonging to other racial or minority groups.

(b) It shall be an objective of the club to encourage maximum participation of women in the running of the club including throughout its various committees.

**4. SUBSIDIARY OBJECTS**

In furtherance exclusively of the foregoing main object the Club shall have the following subsidiary object:

To provide and maintain a clubhouse and playing facilities, for the furtherance of the playing of Rugby Union Football.

**5. COMMUNICATIONS:**

All formal communications between the club and its members shall be by electronic mail. A member who does not have electronic mail may apply to the Honorary Secretary to have club communications by way of post.

**6. MEMBERSHIP:**

The Club shall consist of Honorary Life-Members, Life Members, Ordinary Members, Clubhouse Members, Student Members, Youth Members, Minis Members, Playing Members, Veteran Members, Overseas Members and Family Members.

i) All Members of the Club shall be eligible to attend an Annual General Meet but only Honorary Life-Members, Life-Members, Playing Members or Ordinary Members shall be eligible to vote at General Meetings.

Only Honorary Life-Members, Life-Members, Playing Members or Ordinary Members are eligible to be a Trustee, an Officer or a member of the General Committee

ii) No person under the age of eighteen years of age shall be eligible for Membership, but persons under that age shall be eligible for election to Youth, Minis and within a Family Membership.

- iii) Clubhouse & Overseas Members shall be entitled to use the clubhouse facilities.
- iv) Student Members shall be in full-time attendance in third level education.
- v) Minis and Youths Membership shall be restricted to the relevant age groups as specified in the IRFU/Leinster Branch regulations for Age grade Rugby. See Articles 27 (i) and (ii) below.
- vi) Playing Members shall be those persons who are available for selection to play for the senior and junior teams on a regular basis (including any persons who may be temporarily unavailable due to injury).
- vii) Life Members shall be persons who have availed of Life Membership and paid the appropriate subscription when Life Membership has been made available by the General Committee
- viii) Honorary Life Members shall be elected by a majority of Members present and voting at an Annual General Meeting having first been proposed by the General Committee. Any person who has rendered special service to the Club or to Rugby Football in general may be so elected.
- (ix) Family Membership; 2 associated adults and any of their children in full time education shall be eligible to be elected to Family Membership with both adults becoming Ordinary Members on election with children becoming Youths or Minis Members as appropriate and those in full time education, other than above, becoming Player Members.
- (x) Veteran's Membership; persons participating in non-competitive rugby solely for fun and social purposes shall be eligible to be elected to Veteran Membership

The word 'Member' in these rules, shall, where the context so requires, be construed accordingly.

## **7. ADMISSION TO MEMBERSHIP:**

Admission to all categories of membership shall be by resolution of the General Committee.

Each candidate for admission as a Member of any category (other than Youth Members who shall be deemed to be Members on registration of their membership with the Leinster Branch and payment of the subscription to the Club) shall be proposed and seconded by two Members [as defined in 6) of at least two years standing and one being a member of the General Committee both of whom must be personally acquainted with the candidate and responsible for his/her eligibility.

The name and address of the candidate, together with the appropriate subscription, must be sent in writing to the Honorary Secretary with the names of the proposer and seconder.

The application shall be displayed on the Club Notice Board for at least one month to facilitate any objection to the candidate's election. Any such objection must be made in writing to the Honorary Secretary before the next Committee Meeting at which the application is to be considered.

The Honorary Secretary shall bring such candidate's name before the Committee at its next meeting for approval which shall be on the result of a ballot in which a two-thirds majority of those present and voting at the meeting shall be required to secure approval.

The Committee shall have the power at any time before the election of a candidate to call upon his/her proposer and seconder to appear before the Committee and state what they know about the qualification of such candidate for membership. The Committee shall also have the power to call upon any Member who has objected to a candidate whose name has been posted on the Club Notice Board, to appear before them and state the reason for his/her objection.

Candidates proposed and not elected shall not be proposed again for election within a period of twelve months.

On election of a new Member the Honorary Secretary shall notify such new Member that he/she has been elected.

A candidate who has failed to secure election shall be notified, in writing, by the Honorary Secretary and shall have his/her subscription refunded.

The Committee shall be empowered to give precedence in election to any candidate or candidates in cases that to them seem proper, and to limit the number of Members in the Club from time to time at their discretion.

#### **8. SUBSCRIPTIONS:**

The rates of subscription for each category of membership shall be decided by the General Committee annually.

Subscriptions are due on the 1st day of July. Any Member other than an Honorary Life or Life Member whose annual subscription is not paid by the last day of December in any calendar year shall cease to be a Member on that date and shall not be eligible to participate in any of the club's activities, or to partake in the privileges attached to membership but may be re-elected on payment of all arrears due.

Members (as described in Article 6) whose subscriptions are not fully paid at the date of an Annual or Extraordinary General Meeting shall not be entitled to attend or vote at such meetings. Every Member shall be liable for the subscription until he or she gives notice of resignation in writing to the Honorary Secretary.

A Member shall on payment of his/her annual subscription receive a Membership card for that year and shall, when required, produce his/her card on entry to the club grounds and premises.

In exceptional circumstances, the Committee may agree to a waiver of the payment of a subscription in any particular case.

#### **9. RESIGNATION FROM MEMBERSHIP:**

(a) Any Member wishing to resign from the Club shall notify the Honorary Secretary in writing of his/her intention to do so.

(b) Any person, on ceasing to be a Member of the Club, shall forfeit all rights to and claim upon the Club, its property and funds.

#### **10. SUSPENSION AND EXPULSION OF MEMBERS:**

In circumstances where the welfare of the Club appears to the General Committee to be endangered by the action of a Member, the General Committee shall, at its discretion, upon giving notice to such Member take whatever action may be necessary to suspend or terminate his/her Membership. The General Committee shall have the power to suspend a Member from all club activities and benefits for a period not exceeding one month on each occasion.

When it is proposed to suspend or expel a Member for a period of more than one month, a General Committee meeting shall be called for that purpose. The decision to suspend or expel a person will be decided by a two-thirds majority of those present and voting. Voting shall be by secret ballot. The Member shall be entitled to be heard at the meeting at which the suspension or expulsion is moved.

Any Member so expelled or suspended shall have a right of appeal to an Extraordinary General Meeting to be summoned within fourteen days of the suspension or expulsion provided that twenty-five Members, sign a requisition to the Honorary Secretary to call such meeting. The suspension or expulsion shall stand confirmed

unless a two-thirds majority of those present and entitled to vote, vote to the contrary. If the suspension or expulsion is revoked it shall be lifted or the Member reinstated as the case may be. Voting at such an EGM shall be by secret ballot.

Notwithstanding the foregoing the General Committee shall have the power in its discretion to allow any Member who has been expelled to be nominated for re-election.

#### **11. ANNUAL GENERAL MEETINGS:**

Save in exceptional circumstances an Annual General Meeting shall be held each year no later than the last day in June to,

- (a) Adopt the minutes of the previous AGM
- (b) Receive the report of the Chairperson
- (c) Receive the reports of the Honorary Secretary and the Honorary Treasurer together with the audited accounts to the 30th day of April
- (d) Receive the report of the representative to the Leinster Branch
- (e) Receive the report of the representatives to the North East Area committee
- (f) Elect Honorary Officers,
- (g) Elect Members of the General Committee,
- (h) Elect Team Captains and Vice-Captains
- (i) Appoint Auditors
- (j) Consider motions and resolutions properly put before the AGM
- (k) Pass any rule which must be renewed annually
- (l) Consider any other business

Any Member (as defined in Article 6(i)) wishing to move any resolution at the AGM shall give notice thereof in writing to the Honorary Secretary. This notice must be received by the Honorary Secretary not less than ten days before the meeting and a copy of such a resolution with the names of the proposer and seconder shall be posted on the Club Notice Board by the Honorary Secretary and shall be sent to each Member by electronic mail not less than seven days prior to the date of the AGM.

#### **12. EXTRAORDINARY GENERAL MEETINGS:**

The Honorary Secretary shall convene an Extraordinary General Meeting:

- (a) At such time as directed by resolution of the General Committee.
- (b) On a requisition signed by at least twenty-five Members (who are entitled to vote at general meetings) specifying the resolution(s) to be discussed, such meeting shall be summoned within three weeks of the receipt of the requisition,
- (c) Fourteen days' notice at least specifying the place, day and hour of the holding of an Extraordinary General Meeting of the Club shall be given to members entitled to vote in writing or by electronic mail, specifying the time and place of the meeting and the business to be transacted.

(d) All Members are entitled to attend an EGM but only Honorary Life Members, Life Members, Playing Members or Ordinary Members are entitled to vote at any EGM.

### **13. NOTICE OF ANNUAL GENERAL MEETINGS:**

Fourteen days' notice at least specifying the place, day and hour of the holding of an Annual General Meeting shall be given to each Member.

(a) A written notice shall be delivered to a Member through the post and/or by electronic mail at the last notified postal/email address. Where a notice is sent by post/electronic mail it shall be deemed to have been served at the expiration of three days after it was posted/emailed to the last address advised to the Honorary Secretary in writing.

(b) The non-receipt of the notice by a Member shall not invalidate the proceedings of any Annual General Meeting.

All Members are entitled to attend any General Meeting, but voting is restricted to Playing Members, Ordinary Members, Honorary and life Members [as defined in Rule 6 (i)]

Twenty-five members present, who are eligible to vote in accordance with Article 6(i), shall constitute a quorum.

No business shall be transacted at a General Meeting unless a quorum is present when the meeting first proceeds

If within one half-hour of the appointed time that quorum is not present, the meeting, if requisitioned by members, shall be dissolved; in any other case it shall stand adjourned to the same day in the next week at the same time and place and members shall be notified of the adjournment.

The chair at all Annual General Meetings shall be taken by the President or in his/her absence by the Senior Vice-President, or failing him/her, by the Junior Vice-President. In the absence of these officers, the Members present may elect a chairman.

### **14. VOTING:**

All Members are entitled to attend General Meetings, but voting shall be restricted to Honorary Members, Life Members, Playing Members and paid-up Members [As defined in Rule 6 (I)]

(a) All Club elections shall be by secret ballot unless the members present agree that these elections can be by a show of hands.

(b) Resolutions put to the vote shall be decided by a show of hands unless a secret ballot is requested by a Member, and this is supported by the majority of Members present.

(c) The Chairperson, in addition to a vote as a Member of the Club, shall have a casting vote.

### **15. ACCOUNTS:**

(a) The Committee shall cause correct books and accounts to be kept showing the financial affairs of the Club and the accuracy thereof shall be ascertained at the end of each financial year by auditors appointed at the AGM. Copies of such approved, audited accounts shall be made available to any Trustee, Honorary Life, Life, Player, or Ordinary Member upon request within 14 days of such request being made.

(b) The financial year of the Club shall end on the 30th of April in each year to which day the accounts of the Club shall be balanced.

- (c) Accounts in the name of the Club shall be maintained in a bank nominated by the Committee which shall be under the control of the Hon Treasurer and all monies of the Club shall be lodged to the credit of these accounts. All cheques drawn on these accounts of the Club shall be signed by the Hon. Treasurer and one of the other Signatories appointed by the General Committee. In exceptional circumstances the General Committee, on the advice of the Honorary Treasurer, may approve the creation of another special account for a specific purpose in a regulated Financial Institution
- (d) The General Committee shall decide at the end of each financial year how any surplus funds accruing to the Club are to be applied.
- (e) The annual audited accounts shall be made available to Revenue on request.

## **16. INCOME AND PROPERTY**

The income and property of the Club shall be applied solely towards the promotion of the main object(s) as set forth in this Constitution. No portion of the Club's income and property shall be paid or transferred directly or indirectly by way of dividend, bonus or otherwise howsoever by way of profit or otherwise to members of the Club. No officer, appointed to any office of the Club, shall be paid by salary or fees or receive any remuneration or other benefit in money or money's worth from the Club. However, nothing shall prevent any payment in good faith by the Club of:

- a) a reasonable and proper remuneration to any member or servant of the Club (not being an officer) for any services rendered to the Club
- b) interest at a rate not exceeding 1% above the Euro Interbank Offered Rate (Euribor) per annum on money lent by an officer or other members of the Club to the Club
- c) reasonable and proper rent for premises demised and let by any member of the Club (including any officer) to the Club
- d) reasonable, approved and proper out-of-pocket expenses incurred by any officer in connection with their attendance to any matter affecting the Club

## **17. OFFICERS AND CLUB MANAGEMENT:**

The Officers of the Club shall consist of a President, Chairperson, Senior Vice-President, Junior Vice-President, Honorary Secretary and Honorary Treasurer.

- (a) They shall be elected annually at the Annual General Meeting and shall hold office until the following Annual General Meeting unless they resign or are removed from office by a two-thirds majority of Members at a General Meeting pursuant to Article 10 above.
- (b) The names of candidates who have consented to stand for election, together with the names of their proposers and seconders, shall be given to the Honorary Secretary in writing and shall be posted by him on the Club notice board at least seven days before the Annual General Meeting and the members shall be informed by electronic mail.
- (c) Outgoing Officers shall be eligible for re-election subject to the restrictions in (e) below.
- (d) The candidates for President, Senior Vice-President and Junior Vice-President shall have been members of the Club for a continuous period of at least five years immediately prior to the date of the meeting.
- (e) The Chairperson, the President, the Junior Vice-President, the Senior Vice-President, the outgoing President, the Honorary Secretary and the Honorary Treasurer may serve in their elected post or posts for a maximum

combined period of seven years and may not seek an election to any position in the club for a period of 2 years following the termination of their current position.

(f) The Duties of the Honorary Officers shall be determined by the General Committee from time to time.

#### **18. HONORARY VICE-PRESIDENTS:**

A number of Honorary Vice-Presidents nominated by the General Committee may be proposed, seconded and elected at the Annual General Meeting each year and, if elected, shall hold their position until the following year's AGM.

#### **19. GENERAL COMMITTEE:**

The General Committee shall be the senior committee.

The business and affairs of the Club shall be under the management of the General Committee which shall consist of the 12 roles: Chairperson, President, Senior Vice-President, Junior Vice-President, Chairperson of the Rugby Committee, Chairperson of the Finance Committee, Chairperson of the Grounds Committee, Honorary Secretary, Immediate Past President, Honorary Treasurer, Womens rugby coordinator and Public Relations Officer.

The names of the candidates, who have consented to stand for election, together with the names of their proposers and seconders, shall be given in writing to the Honorary Secretary, and shall be posted on the Club notice board at least seven days before the Annual General Meeting and the members notified by email of these names.

At meetings of the General Committee the chair shall be taken by the Chairperson, in whose absence, the chair shall be appointed from those present.

The General Committee shall hold meetings for the purpose of transacting the business of the Club where six members of the Committee shall constitute a quorum. These meetings shall be held in the months of July, August, September, October, November, January, February, March, April and May. Further meetings can be held when deemed necessary.

#### **20. RESIGNATION FROM OFFICE OR GENERAL COMMITTEE:**

Any Member or Officer, by giving notice in writing, may resign from the General Committee or from Honorary Office in the Club. Any Member or Officer, who has failed to attend four consecutive meetings of the General Committee without showing reasonable cause, shall at the discretion of the General Committee be deemed to have given such notice.

#### **21. VACANCY ON THE GENERAL COMMITTEE:**

The General Committee shall have the power to co-opt a Member to fill any vacancy that may arise amongst the Honorary Officers, or on the General Committee.

#### **22. GENERAL COMMITTEE MEETINGS:**

(a) The Honorary Secretary shall call a meeting at any time on the receipt of a requisition from any four Members of the General Committee with such meeting to be held within 7 days of receipt of the requisition.

(b) The Honorary Secretary shall record the attendance at the meeting and the business of the meeting in a Minute Book or securely Online. Each minute signed by the Chairperson shall be sufficient evidence of the facts stated therein.

(c) The General Committee shall appoint such sub-Committees as it may deem necessary to manage specific aspects of the Clubs affairs. Records of the minutes of such sub-committees shall be available to the General Committee. The General Committee may invite representatives of a sub-committee to attend a meeting of the General committee to answer questions in relation to the operation of that sub-committee

(d) Matters arising at any meeting of the General Committee shall be decided by a majority of votes of those present and voting. The Chairperson shall be entitled to a casting vote in the event of equality.

In the case of elections to Membership, a two-third majority of those present and voting shall be required.

(e) The outgoing General Committee shall elect the Chairperson of Rugby, the Chairperson of Finance, the Chairperson of Grounds, the Leinster Branch Representative, the 2 representatives on the North-East Area committee, the Youth's Coordinator, the Mini's Coordinator and the Coaches for all adult teams for the following season.

(f) The incoming General Committee shall fill any position which the outgoing General Committee had not filled and any positions outstanding following the Annual General Meeting.

### **23. SUB- COMMITTEES:**

The Chairpersons of all Sub Committees shall serve for a continuous period of 3 years, but this can be extended by the General Committee for a further, final, period of a maximum of 3 years

(a) There shall be a Finance Committee composed of the Chairperson of that Committee and such Members as are approved by the General Committee.

(b) There shall be a Rugby Committee composed of the Chairperson of that Committee, the Youth Co-Ordinator, the Minis' Co-ordinator, the Club Welfare Officer and such Members as are approved by the General Committee.

(c) There shall be a Grounds Committee composed of the Chairperson of that Committee, and such Members as are approved by the General Committee.

(d) There shall be a Youth Committee composed of the following: The Youth Co-Ordinator and such Members as are approved by the General Committee.

(e) There shall be a Minis Committee composed of the following: The Minis' Co-Ordinator and such Members as are approved by the General Committee.

(f) There shall be a Disciplinary Committee which shall be chaired by the Chairman of the club and include the Club Disciplinary Officer, the Honorary Secretary and the Chairperson of Rugby

(g) There shall be an Administrative Committee chaired by the Honorary Secretary of the club and such Members as are approved by the General Committee

All Sub-Committees shall include at least one member of the General Committee. The Finance and Rugby Committees shall have the power to establish subcommittees subject to the approval of the General Committee.



## **24. SELECTION COMMITTEES:**

Before the commencement of each season the Chairperson of Rugby, in consultation with the Rugby Committee, shall decide if there are to be Selection Committees for the coming season for one or all of the Adult teams representing the club and the decision of the Chairman of Rugby in this regard shall be binding on the General Committee. If there are to be Selection Committees, each Selection Committee shall consist of a Chairperson of selectors, the Captain and Coach of each adult team or their delegates and such other Members as are approved by the General Committee.

In the event of the resignation of a Chairperson of Selectors the General Committee shall appoint the successor.

## **25. TRUSTEES:**

(a) The Trustees of the Club shall be up to five and no less than three Members of the Club of at least ten years standing (in this Constitution called "The Trustees")

(b) The Trustees shall be elected by a two-thirds majority of the Members of the Club at a General Meeting. No Member shall be elected a Club Trustee without his or her consent in writing having previously been obtained.

(c) Any Trustee may be removed from office by a resolution passed by a two-thirds majority of the Members present and voting thereon at an Annual or Extraordinary General Meeting, provided that notice of a resolution to that effect shall be given in the notice convening that meeting. Unless so removed every Trustee shall hold office until death or resignation or ceases to be a Member of the club.

(d) In case of vacancy in the office of Trustee and pending the filling of it at a General Meeting the surviving trustee or trustees shall have power to act notwithstanding the vacancy.

(e) All the funds and property of the Club shall be vested in the Trustees who shall hold these on behalf of the Club, but the General Committee shall administer cash and bank balances.

(f) The Trustees shall have power to dispose of, mortgage and otherwise deal with the club property solely in accordance with the resolution to that effect passed by a resolution passed at either an Annual General meeting or an Extraordinary General meeting

(g) The Trustees may when authorized so to do by the General Committee guarantee on behalf of the Club the repayment of monies including interest advanced to the Club

(h) No personal liability whatsoever shall attach to any trustee except to the extent of such funds of the Club as may actually be received by him or her or be in his or her control and the trustees shall be indemnified in full by the Club in respect of any expenses or costs incurred by them or any of them arising out of the discharge of their duties.

(i) Any guarantee given by the Trustees shall be binding on the Club and a copy of the resolution authorizing the giving of the guarantees duly signed by the Chairperson of the General Committee meeting at which the resolution was adopted shall be sent to the trustees and to the financial institution concerned.

(j) The Trustees of the Club from time to time are authorized to collect, sue and recover all subscriptions and any other sums of money due under the rules from time to time on behalf of the Club and to bring all actions or claims and institute and defend all proceedings that shall be deemed necessary for the purpose of enforcing or defending any claim or right of the club, provided that claims shall be made and proceedings taken or defended only on the direction of the General Committee.

(k) Any two Trustees may sign on behalf of the Club except where otherwise directed by law.

(l) Decisions of the Trustees may be by majority vote, but no decision may be taken unless all trustees are present and voting.

(m) Each or all of the Trustees shall be entitled to access to all minutes or financial records of the Club whenever they may wish and in addition shall have the power to request and attend a special General Committee Meeting.

## **26. BORROWINGS:**

The General Committee shall have the power to borrow up to a maximum of €50,000 for the purposes of the Club by way of overdraft, term loan, loan account, or otherwise from the Club's bankers, benefactors or other regulated institution, with interest in the category of accommodation granted, such amount of money at one time, from time to time as it may deem proper and to give security for such borrowing and the interest thereby by the issue of exchange, promissory notes or other obligations or securities of the Club, or by mortgage or charge upon all or any part of the property of the Club and thereupon, the Trustees shall, at the discretion of the General Committee, make all such dispositions of the Club's property or any part thereof, and enter into such agreements in relation thereto as it may deem proper for giving such security. Any sum in excess of €50,000 shall require the approval of a majority of Members present and voting at a General Meeting.

In exceptional circumstances and in situations approved by either an Annual General meeting or an Extraordinary General meeting, the club may accept funding from a benefactor in excess of the €50,000 stipulated above.

The Club may borrow funding from the I.R.F.U., on normal terms and conditions.

## **27. YOUTH SECTION & MINIS SECTION:**

(i) In accordance with its objectives, the Club shall make provision for a Youth Section. Members of this section shall be designated Youth Members and will be restricted to persons in the relevant age group as specified in IRFU /Leinster Branch Regulations for Age Grade Rugby

(a) The Youth Co-Coordinator shall be appointed by the outgoing General Committee for the following season.

(ii) In accordance with the objectives of the Club, the Club shall make provision for a Minis Section. Members of this section shall be designated Minis Members and shall be restricted to persons in the relevant age group as specified in IRFU /Leinster Branch Regulations for Age Grade Rugby.

(a) The Minis Co-Coordinator shall be appointed by the outgoing General Committee for the following season.

(b) Youths and Minis Members shall be admitted on payment of the appropriate annual subscription.

The Club shall appoint a Club Welfare Officer. The Club Welfare Officer shall be the Club's designated person in all health, safety and welfare matters concerning Youth and Mini's members.

## **28. ALTERATION OF CONSTITUTION.**

(a) The General Committee may alter or add to these rules for the purpose of complying with the Registration of Clubs (Ireland) Act 1904, or any Act which may be passed amending same, but (except for the purpose aforesaid) no rule of the Club shall be repealed or altered, or new Rules made, except at an Annual or Extraordinary General Meeting, at which not fewer than twenty five Members [as defined in Rule 6] must be present, and written notice of the proposed change must be received by the Honorary Secretary with the names of the proposer and seconder attached, at least ten days previous to the meeting at which it is to be considered. Details of the

proposed change will be displayed on the Club notice board or notified to members by electronic mail by the Honorary Secretary not less than seven days prior to the meeting.

(b) A review of the Constitution of the Club must be carried out within a period of 3 – 5 years unless required earlier.

**(c) Revenue's Additions, alterations or amendments**

No addition, alteration or amendment shall be made to the provisions of the main object clause, the income and property clause, the winding up clause, the keeping of accounts clause or this clause of the Constitution for the time being in force unless the same shall have been previously approved in writing by the Revenue Commissioners.

**29. DISSOLUTION OF THE CLUB.**

If at any General Meeting a resolution for the dissolution of the Club shall be passed by a majority of the Members [as defined in Rule 6] present and such a resolution shall, at an Extraordinary General Meeting held not less than one month thereafter at which not less than two-thirds of the Honorary Life, Life, Playing and Ordinary paid-up Members shall be present, be confirmed by a resolution passed by a majority of two-thirds of the Members voting thereon, the following paragraph shall have effect.

**Winding Up**

If upon the winding up or dissolution of the Club there remains, after satisfaction of all debts and liabilities, any property whatsoever, it shall not be paid to or distributed among the members of the Club. Instead, such property shall be given or transferred to some other institution or institutions having main objects similar to the main objects of the Club. The institution or institutions to which the property is to be given or transferred shall prohibit the distribution of their income and property among their members to an extent at least as great as is imposed on the Club under or by virtue of the Income and Property clause hereof. Members of the Club shall select the relevant institution or institutions at or before the time of dissolution, and if and so far as effect cannot be given to such provisions, then the property shall be given or transferred to some charitable object. Final accounts will be prepared and submitted that will include a section that identifies and values any assets transferred along with the details of the recipients and the terms of the transfer.

Legally binding undertakings and commitments shall be signed by the Body to whom the transfer is being made to the effect that they shall use the transferred property for the purpose formally agreed with the club.

**30. SALE OF EXCISABLE LIQUORS:**

30.1 The affairs of the Club shall be carried on strictly in accordance with the provisions of the Intoxicating Liquor Acts and the Registration of Clubs Act and any amendments or legislation relative thereto and the provisions of these rules shall be deemed to be amended to extend to secure compliance with any amendments to the Intoxicating Liquor Acts or the Registration of Clubs Act.

30.2 No Member of the General Committee and no manager or servant employed in the Club shall have any personal interest in the sale of excisable liquor in the Clubhouse or in the profits arising from the sale thereof.

30.3 A visitor shall not be supplied with excisable liquor in the Clubhouse unless on the invitation and in the company of a Member and the Member shall with the admission of such visitor to the clubhouse or immediately on his/her being supplied with such liquor enter his/her name and the name and address of the visitor in the visitors book which shall be kept for that purpose and which shall show the date of each visit. Any provisions

which are contained within these rules which are not in conformity with any statutory provisions contained within the Registration of Clubs Act 1904-2000 shall be deemed null and void

30.4 The Club shall at all times, be bound by the current Registration of Clubs Act. The Act of 1927 is amended by the substitution of the following for section 56 (as substituted by section 26 of the Act of 1988 and amended by section 5 of the Act of 1995):

“56-(1) in order that a club may be eligible to be registered under the Registration of Clubs Acts 1904 to 1999 the rules of the club shall (in addition to the matters mentioned in section of the Registration of Clubs (Ireland) Act 1904) provide that subject to the exceptions specified in the sub-sections (2) and (3) of this section no excisable liquor shall be supplied for consumption on the club premises to any person (other than a Member of the club lodging in the club premises) or be consumed on those premises by any person (other than such a member)-

- a. on any weekday before the hour of half past 10 o'clock in the morning or;
- b. on any Monday, Tuesday, Wednesday or Thursday after the hour of half past 11 o'clock in the evening or;
- c. on any Friday or Saturday after the hour of half past 12 o'clock in the morning on the following day or;
- d. on any Sunday (except St. Patrick's Day which falls on a Sunday) before the hour of half past 12 o'clock in the afternoon or after the hour of 11 o'clock in the evening or;
- e. on St. Patrick's Day before the hour of half past 12 o'clock in the afternoon or after the hour of half past 12 o'clock in the morning on the following day or; on Christmas Eve before the hour of half past 10 o'clock in the morning or after the hour of half past 11 o'clock in the evening or;
- f. at any time on Christmas Day or;
- g. on any other day outside the hours specified in respect of that day in section 2 (1) (b) (as substituted by section 3 of the Intoxicating Liquor Act 2000) of this Act and as further amended by section 10 of the Intoxicating Liquor Act 2003.

30.5 Nothing in the registration of Clubs Act 1904 to 1999 or contained by virtue only of the operation of subsection (1) of this section, in the rules of a club registered under those Acts shall operate to prohibit the supplying for consumption on the Club premises of excisable liquor on these premises by any person;

- (a) on Christmas Day between 12:00 midday and 10:00 pm or
- (b) on any other day for one hour after the expiration of any period in respect of that day during which it is lawful for the club, by virtue of sub-section (1) (b) to supply any excisable liquor for consumption on the club premises, if in each case the excisable liquor is;
  - (1) Ordered by or on behalf of that person at the same time as a substantial meal is so ordered and
  - (2) Consumed by that person at the same time as and with the meal
  - (3) Supplied and consumed in the portion of the club premises usually set aside for the supply of meals
  - (4) Paid for at the same time as the meal is paid for.

30.6 No excisable liquor shall be sold or supplied to any person under the age of eighteen years.

30.7 No persons under the age of 18 years will be allowed into the licensed area of the Club after 9:00 p.m. However, a child who is accompanied by his/her parent or guardian may be allowed in to the licensed area between the hours of 10:00a.m. (12:30p.m. on Sunday) and 9:00p.m.

30.8 A child who is aged at least 15 years but under the age of 18 years and who is accompanied by his/her parent or guardian may be allowed into the licensed area of the Club on the occasion of a private function at which a substantial meal is served to persons attending the function.

30.9 No excisable liquor shall be sold for consumption outside the premises of the Club except to members of the Club, between the hours of 8 o'clock in the morning and 10 o'clock at night.309.10 The General Committee may alter or add to such Rule or Rules dealing with the supply or consumption of excisable liquor for the purpose of complying with the Licensing Laws for the time being in force, or for the purpose of satisfying the requirements of the Members in accordance with such laws.

30.11 In addition to the foregoing Rules and Clauses thereof the Clauses and Regulations embodied in the Registration of Clubs Acts 1904-1999 and the Acts extending and amending the same shall be deemed Rules of the Club.

30.12 No rule of the Club with the exception of the Rules relating to the supply of intoxicating liquor on the Club premises shall be altered, rescinded or added to without the consent of the majority of Members present and entitled to vote at any General Meeting of the Club.

### **31. GENERAL:**

The General Committee shall be the sole authority for the interpretation of the Rules and any Bye Law or regulation made hereunder and its decision shall be final and binding on the Members subject to appeal to a General Meeting.