



Constitution Rules

of

Clowne Road Runners

1. Interpretation

1.1 Unless the context requires otherwise, the following terms in these Rules shall have the following meaning respectively:

AGM	has the meaning given in rule 12.1;
Committee	means the management committee of the Club from time to time;
Chair	means the person from time to time appointed as chair of the Club in accordance with these Rules;
Club	means the club intended to be regulated by these Rules;
EGM	has the meaning given in rule 12.2;
England Athletics	means England Athletics Limited (company number: 05583713) (or its successor body);
General Meeting	means a general meeting of the Members (being either an AGM or an EGM);
Member	means a member of the Club (and a member shall be legally bound by these Rules in accordance with rule 10);
Objects	has the meaning given in rule 3;
Officers	means the members of the Committee;
Secretary	means the person from time to time appointed as secretary of the Club in accordance with these Rules;
Treasurer	means the person from time to time appointed as treasurer of the Club in accordance with these Rules;
UKA	means UK Athletics Limited (company number 03686940) (or its successor body);
Writing and written	includes email.



2. Name and Office

- 2.1 The Club shall be called Clowne Road Runners.
- 2.2 The club colours shall be Red with White, with club logo as defined. This shall be the only registered vest with UKA.
- 2.3 The principal office of the Club shall be situated in England.

3. Objects

The objects of the Club (Objects) are for the public benefit generally, but with particular reference to the inhabitants of Clowne and its surrounding areas:

- 3.1 To promote community participation in healthy recreation by providing (a) facilities for running capable of improving fitness and health and (b) coaching, competition and other services to support these activities;
- 3.2 To provide and assist in the provision of facilities for sport, recreation and other leisure time occupation of such persons who have need for such facilities by reason of their youth, age, infirmity or disability, poverty or social and economic circumstances or for the public at large in the interests of social welfare and with the object of improving their conditions of life.

4. Ethos

- 4.1 The Club is committed to ensuring that equity is incorporated across all aspects of its operations, activities and development. In doing so, the Club acknowledges and adopts the following Sport England definition of sports equity:

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

- 4.2 The Club respects the rights, dignity and worth of every person and shall treat everyone equally within the context of their sport, regardless of age, disability, gender, gender reassignment, race (including ethnicity and nationality), religious belief, sex, sexual orientation, pregnancy, maternity or social/economic status.
- 4.3 The Club is committed to everyone having the right to enjoy their sport in an environment free from threat of intimidation, harassment and abuse.
- 4.4 All Members have a responsibility to oppose discriminatory behaviour and promote equality of opportunity.



- 4.5 The Club will deal with any incidence of discriminatory behaviour seriously according to the Club's disciplinary procedures.

5. **Exercise of Powers**

In furtherance of the Objects but not otherwise the Club may exercise the following powers:

- 5.1 to carry on a sports club;
- 5.2 to provide sports coaching, training and equipment;
- 5.3 to participate in and organise leagues, competitions, tournaments and related activities;
- 5.4 to provide information, advice and guidance in running, coach development and other related activities;
- 5.5 to publish or distribute information including by means of reports, websites and any other media;
- 5.6 to draw, make, accept, endorse, discount, execute and issue promissory notes, bills, cheques and other instruments and to open and operate bank accounts in the name of the Club;
- 5.7 to accept or disclaim gifts of money;
- 5.8 to raise funds and to invite and receive contributions;
- 5.9 to purchase, take on, hire, lease, acquire, improve, equipment for use;
- 5.10 to insure the property of the Club against any foreseeable risk and to take out other insurance policies to protect the Club and the Officers when required including the provision of indemnity insurance to cover the liability of the Officers and other staff and volunteers;
- 5.11 to set aside income for special purposes or as a reserve against future expenditure but only in accordance with a policy in Writing on reserves determined by the Committee; and
- 5.12 to do all such other lawful things as may further or are conducive to the Objects or any of them.

6. **Club Finances and Property**

- 6.1 A bank account shall be opened and maintained in the name of the Club (Club Account). Designated account signatories shall be the Chair, the Secretary, the Treasurer and any other Committee member necessary. No sum shall be expended from the Club Account except by cheque signed by two of the designated signatories or by electronic transfer approved by at least one of the



designated signatories subject to a maximum amount fixed by the Committee. All monies payable to the Club shall be received by the Treasurer and deposited in the Club Account as soon as is reasonably practicable. The Club Account shall be managed with the reasonable instructions of the Committee (acting collectively) from time to time.

- 6.2 The Club's financial year shall end on 31st December each year or such other date as the Committee may determine from time to time provided that no financial year shall be shortened to less than nine months or extended to more than fifteen months.

7. **Affiliation**

Subject to these Rules and the general law, the Club shall (as the case may be) become a member of or affiliate to England Athletics and any constituent body designated to it by England Athletics and the Club shall comply with and uphold the rules and regulations of England Athletics and of any such constituent body for the time being in force.

8. **Club Membership**

- 8.1 The Members from time to time shall be those persons listed in the Club's register of members which shall be maintained by the Membership Secretary.
- 8.2 The Committee may make bye laws under rule 28 below establishing classes of membership with different rights and obligations and shall record such rights and obligations in the Club's register of members.

9. **Admission to Membership**

- 9.1 The membership shall be open to all persons over the age of 15 who are defined as amateurs by the UKA, application for membership shall be by official application form only. The Club will also run a Junior Section for children and young people between the ages of 7 and 17. Members of the Junior Section shall be governed by the Club Constitution.
- 9.2 Membership of the Club is open to all without discrimination (in accordance to section 9.1) and may only be refused where admission to membership would be contrary to the best interests of sport or the good conduct and interests of the Club. No person shall be denied membership of the Club on the grounds of race (including ethnicity and nationality), age, disability, gender, gender reassignment, sex, occupation, sexual orientation, religious beliefs, political or other beliefs, pregnancy (save that the club reserves the right to consider the health and safety of the pregnant woman in deciding whether to admit her as a member) or maternity. A person may appeal against any denial of membership in accordance with rule 29 below.



- 9.3 The Committee may from time to time fix the levels of admission fees and annual subscriptions to be paid by different categories of Members provided that the Committee shall use its best endeavours to ensure that any such fees or subscriptions do not preclude open membership of the Club.
- 9.4 The 'Membership register' shall be maintained, and shared with other management committee members, by the Membership Secretary as he/she feels appropriate and in line with all data protection procedures.
- 9.5 Club subscriptions shall be payable to the Membership Secretary from January of each calendar year, to be completed by April.
- 9.6 Membership is not transferable to anyone else.

10. **Conditions of Membership**

- 10.1 These Rules, including any bye laws made under rule 28 below, shall form a binding agreement between each Member and Members shall comply with these Rules and bye laws.
- 10.2 The Members shall pay any admission fees and annual subscriptions set by the Committee under rule 9.3 above.
- 10.3 Any member voted 'Life membership' shall have all membership fees paid by the club, whether active or not.
- 10.4 Subject to these Rules and the general law, the Members shall so exercise their rights, powers and duties and shall where appropriate use their best endeavours to ensure that others conduct themselves so that the business and affairs of the Club are carried out in furtherance of the Objects and in accordance with the rules and regulations of England Athletics and UKA for the time being in force.

11. **Cessation of Membership**

- 11.1 Membership of the Club shall terminate if:
- 11.1.1 the Member dies;
- 11.1.2 the Member, being an individual, is convicted of a criminal offence which involves dishonesty or any other offence, relating to safeguarding, drugs and any crime involving violence (including any convictions relating to children) at the committee's discretion.
- 11.1.3 the Member resigns by notice in writing to the Club by giving at least seven days' notice in writing to the Club provided that upon such resignation the number of Members is not less than one.



- 11.1.4 the Member is in arrears to the Club and his or her subscriptions or any other payments are at least three months overdue;
- 11.1.5 the Member is removed from membership by a resolution of the Committee as a result of application of the Club's (or England Athletics) disciplinary policy.
- 11.2 The Committee may exclude the Member from the Club until the meeting has considered this matter (save that he or she shall be entitled to attend the meeting in question for the purpose of making representations to the meeting). A person may appeal against a decision to remove him or her from membership in accordance with rule 29 below.
- 11.3 Any person ceasing to be a Member forfeits all rights in relation to and claims upon the Club, its property and its funds and has no right to the return of any part of the subscription fee.
- 11.4 In the event of a Member's resignation or expulsion, his or her name shall be removed from the Club's register of members.

12. **Meetings**

- 12.1 The Committee shall call an Annual General Meeting (AGM) in March of each year or deferred to another month as business dictates and no more than fifteen months shall pass between one AGM and the next following one. The business of an AGM shall include:
 - 12.1.1 the receipt of a report of the activities of the Club over the previous year;
 - 12.1.2 the receipt of a report of the Club's finances over the previous year;
 - 12.1.3 the election and retirement of Officers.
- 12.2 An EGM may be called at any time by the Committee. Business at an EGM may be any business that may be transacted at an AGM.
- 12.3 No constitution rule can be changed other than at the AGM, or an EGM called for such purpose.

13. **Notice of Meetings**

- 13.1 The Secretary shall send to each Member notice at least 30 days in advance of the AGM, during which the club management committee shall be considered.
- 13.2 The Secretary will endeavour to give each Member 30 days' notice in advance of the EGM, unless business dictates.
- 13.3 The AGM & EGM notice shall specify the date, time and place of the meeting and the general nature of the business to be transacted.



- 13.4 General meetings will be conducted on the first Friday in each month, unless business dictates.

14. **Proceedings at General Meetings**

- 14.1 The club shall meet monthly to discuss on going issues and matters arising, during which reports from the club's management shall be heard by all present, any matters arising shall be democratically voted on by those present, however, the Chairperson of the meeting shall have final say as to what is brought to the table. The presence of 10 voting members shall form a quorum to permit a vote to be valid.
- 14.2 If a quorum is not present within half an hour from the time appointed for the meeting or if during a meeting a quorum ceases to be present, the meeting will continue excluding any matters that require voting.
- 14.3 The Chair, or in his or her absence any other Officer, shall preside as the chair of the meeting. Each Member present shall have one vote but in the event of an equality of votes the chair of the meeting shall have a casting vote.
- 14.4 The Minutes Secretary, or in his or her absence any other Officer, shall enter the minutes into the Club's minute book.

15. **Powers of the Committee**

- 15.1 The Committee shall be responsible for the management of all the affairs of the Club and may exercise all the powers of the Club.
- 15.2 No alteration of these Rules and no such direction by the Members shall invalidate any prior act of the Committee which would have been valid if that alteration had not been made or that direction had not been given.
- 15.3 The Committee shall have the power to decide all questions and disputes arising in respect of any issue concerning the Rules.
- 15.4 Management committee can assemble 'sub-committees' to support particular work within the club, sub-committee members shall not count as a Committee vote.
- 15.5 The President role is honorary and is not an elected position but is appointed by majority vote of the Committee.
- 15.6 Subject to these Rules and the general law, the Committee shall so exercise its rights, powers and duties and shall where appropriate use its best endeavours to ensure that others conduct themselves so that the business and affairs of the Club are carried out in furtherance of the Objects and in accordance with the rules and regulations of England Athletics and UKA for the time being in force.



16. **The Committee**

16.1 The Committee shall consist a minimum of three Officers, including the following:

16.1.1 Club Chair;

16.1.2 Club Treasurer;

16.1.3 Club Secretary;

Other elected Committee as membership requires, no maximum limit, but, suitable for size of membership.

16.2 Officers shall be elected by the Members at an AGM. Nominations for election of Members as Officers shall be made:

16.2.1 by the Committee; or

16.2.2 in Writing (email or post) by the proposer and seconder, both of whom must be existing Members, to the Secretary not less than 14 days before the meeting.

16.3 Each Officer shall hold office from the date of election until the conclusion of the next AGM. A retiring Officer may be re-elected at the AGM.

16.4 Any vacancy on the Committee which arises between one AGM and the next may be filled by a Member or existing Officer proposed and seconded by a Member or Officer in accordance to rule 16.2.2.

16.5 An Officer may not appoint an alternate or substitute to act on his or her behalf at any Committee meeting.

16.6 At least three members of the clubs committee should be unrelated or not co habiting.

17. **Calling a Committee Meeting**

17.1 The Committee shall hold not less than 4 meetings each year.

17.2 A meeting of the Committee shall be called on not less than 7 days' notice to all Officers unless the Chair determines that urgent circumstances necessitate shorter notice.

17.3 Notice of a Committee meeting shall be given to each Officer save that it shall not be necessary to give notice of a meeting to an Officer who is absent from the United Kingdom.



18. **Proceedings of a Committee Meeting**

- 18.1 Subject to the provisions of these Rules, the Committee may regulate its proceedings as it thinks fit.
- 18.2 Meetings of the Committee shall be chaired by the Chair or in their absence another Officer. The chair of the meeting shall (subject to rule 19 below) have a casting vote in the event of a tie.
- 18.3 The quorum for the transaction of business of the Committee shall be 3 Officers not including the Chair.
- 18.4 Decisions of the Committee shall be made by a simple majority of those Officers attending the Committee meeting, with Chair having the casting vote should a tie occur.
- 18.5 Decisions of the Committee of meetings shall be entered into the Club's minute book.

19. **Conflicts of Interest**

- 19.1 Each Officer shall declare the nature and extent of any direct or indirect interest in a transaction or arrangement with the Club or a third party which conflicts or may possibly conflict with his or her duties to the Club.
- 19.2 If the non-conflicted Officers deem there to be a material conflict, the conflicted Officer should withdraw from that part of the meeting and shall not vote.
- 19.3 If there is deemed not to be a material conflict by the non-conflicted Officers, the Officer that declared the conflict shall be allowed to re-join the meeting, take part and vote as applicable.

20. **Disqualification from Office**

- 20.1 A person shall cease to hold office as an Officer if:
 - 20.1.1 he or she is subject to a decision of England Athletics or UKA that such person be suspended or disqualified from holding office or from taking part in any activity relating to the administration or management of a club;
 - 20.1.2 the Committee reasonably believes that he or she has become incapable by reason of illness or injury of managing and administering his or her own affairs and it decides to remove him or her from office;
 - 20.1.3 he or she resigns from his or her office by notice to the Club.



- 20.1.4 he or she is absent without the permission of the Committee from all its meetings held within a period of 9 months without good reason and the Committee decide that his or her office be vacated;
- 20.1.5 a bankruptcy order or an order is made against him or her in individual insolvency proceedings in a jurisdiction other than England and Wales which has an effect similar to that of bankruptcy;
- 20.1.6 he or she is removed from office by the Committee on the grounds that they are in material or persistent breach of the Club's code of conduct as amended from time to time. A decision to remove an Officer from office under this rule 20.1.6.2 may only be passed if:
- 20.1.6.1 the Officer has been given at least twenty-one clear days' notice in Writing of the Committee meeting at which the decision will be made and the reasons why it is to be proposed; and
 - 20.1.6.2 the Officer or, at the option of the Officer, the Officer's representative (who need not be an Officer) has been allowed to make representations to the meeting; or
- 20.1.7 he or she ceases to be a Member for any reason whatsoever.
- 20.2 The provisions of rule 20.1 above shall also apply to sub-committees and any member of a sub-committee who is not an Officer.

21. **Club Events and Club Series**

- 21.1 The club 'races', currently Elmton Chase and Half Marathon, shall be Race Directed by an elected volunteer within the club, that person's decisions on the race shall be final and only overruled, in exceptional circumstances, by the Chairperson and Committee.
- 21.2 The club shall hold a 'Grand Prix' annually, over multi disciplines, the content of which shall be decided by a 'sub-committee' assembled for that purpose, the 'sub-committee's' decision will be final. Included within the Grand Prix shall be 3 out of the 4 of the interclub cross-country series (Retford, Handsworth, Killamarsh and Worksop) OR 2 out of the 4 plus a cross country championship, unless the 'sub-committee' dictates otherwise. The Grand Prix shall be decided and published to the membership, wherever possible, by the end of December of the previous year.
- 21.3 Club colours must be worn when representing the club in team events, as sanctioned by the UKA and when competing in the club Grand Prix, otherwise the member will not be recognised for that event.



22. **Irregularities**

The proceedings at any meeting or on the taking of any poll or the passing of a written resolution or the making of any decision shall not be invalidated by reason of any accidental informality or irregularity (including any accidental omission to give or any non-receipt of notice) or any want of qualification in any of the persons present or voting or by reason of any business being considered which is not specified in the notice.

23. **Minutes**

The Committee shall cause minutes to be made in books kept for the purpose:

- 23.1 of all appointments of Officers made by the Members or the Committee;
- 23.2 of all resolutions of the Members and of the Committee (including decisions of the Committee made outside a meeting); and
- 23.3 of all proceedings and reports of meetings of the Club and of the Committee, and of sub-committees, including the names of those present at each such meeting.

24. **Communications by the Club**

Subject to these Rules, any document or sent or supplied by the Club under these Rules may be sent or supplied:

- 24.1 in electronic form from the Secretary for the Clubs official form of communication (email).
- 24.2 by making it available on a website or internet forum.

25. **Social Media**

The Club recognises the benefits of social media sites such as Facebook and Twitter, but club members using these sites should act responsibly and recognise that comments posted on such sites reflect on the Club's public image. The Committee should consider appropriate action when it is felt that any member has not acted responsibly. Any content, where it is deemed posted on behalf of the club, of a negative nature, but not personal opinion, shall be directed via the Chairperson or Vice Chairperson for sanctioning. Once approved this communication shall then be sent out directly by either the Chairperson, Vice Chairperson or Club Secretary.



26. **Personal Risk**

- 26.1 Members acknowledge and accept that playing or participating in sport of any kind can be dangerous and may result in injury and damage to property. Members shall take personal responsibility for their own actions and play or participate in the Club's sporting activities at their own risk.
- 26.2 Subject to rule 26.3 below, the liability of the Club and its Officers to any Member is limited to the net assets of the Club.
- 26.3 Nothing in these Rules shall limit or exclude liability:
- 26.3.1 for death or personal injury caused by negligence;
 - 26.3.2 for any loss or damage caused by criminal or fraudulent conduct; or
 - 26.3.3 for any other liability which cannot lawfully be limited or excluded;

27. **Indemnity**

Without prejudice to any other indemnity to which an Officer may otherwise be entitled, every Officer of the Club shall be indemnified out of the assets of the Club against any liability incurred by him or her in the proper discharge of his or her duties to the fullest extent permitted by law.

28. **Bye Laws**

- 28.1 The Committee may from time to time make such bye laws as they may deem necessary or expedient or convenient for the proper conduct and management of the Club and for the purposes of prescribing classes of and conditions of membership and in particular the Committee may by such bye laws regulate:
- 28.1.1 the establishment of different categories of membership of the Club;
 - 28.1.2 the admission and classification of Members and the rights and privileges of such Members and the conditions of membership and the terms on which Members may resign or have their membership terminated and the entrance fees, subscriptions and other fees or payments to be made by Members;
 - 28.1.3 the creation of regulations, standing orders and bye laws for the better administration of the Club and to govern the functioning of sub-committees to assist the Committee in the better administration of the Club;
 - 28.1.4 the adoption or alteration of such other regulations or policies as the Committee thinks fit;



- 28.1.5 the conduct of Members in relation to one another and to the Club's Officers, staff, volunteers or beneficiaries including disciplinary procedures;
- 28.1.6 the terms on which Members and guests may be permitted to take part in the Club's sporting activities;
- 28.1.7 any licensable or other regulated activities of the Club.
- 28.1.8 the procedure at General Meetings and meetings of the Committee and sub-committees insofar as such procedures are not regulated by these Rules;
- 28.1.9 any procedures to assist the resolution of disputes within the Club;
- 28.1.10 generally, all such matters as are commonly the subject matter of club rules;

provided that nothing in such bye laws shall prejudice the Club's affiliation to England Athletics.

- 28.2 The Club in General Meeting shall have power to alter, add to or repeal the bye laws and the Committee shall adopt such means as they think sufficient to bring to the notice of the Members all such bye laws.

29. **Complaints and Disputes**

- 29.1 All concerns, allegations or reports of malpractice or abuse relating to the welfare of children or vulnerable adults will be recorded and responded to swiftly and appropriately in accordance with the Club's and UKA's/EA's safeguarding policy and procedures. The Welfare Officers shall be the lead Officer for all Members in the event of any safeguarding concerns.
- 29.2 Any complaints of misconduct (improper or unprofessional conduct) regarding the behaviour of Members or Officers shall be dealt with by the Club in accordance with its discipline and appeals process (see section 4.5) and must be presented in writing to the Secretary (and where the matter relates to the Secretary, the complaint must be submitted to the Welfare Officer). Unless exceptional circumstances apply, the Secretary will hear complaints within fourteen days of receiving a complaint. If the complaint is sufficiently evidenced, the Secretary will appoint the Clubs Welfare Officers (who have no direct or indirect interest/involvement in the matter) to sit on a disciplinary panel. Subject to rule 29.3. below, the disciplinary panel shall present findings to the Club Chair where a collective decision by the Clubs Chair and disciplinary panel shall be final and conclusive.
- 29.3 Any appeals must be received by the Secretary within 7 (seven) days of receiving the written decision and, if appropriate, the appeals process will be followed.



- 29.4 Any complaints of serious misconduct (including, without limitation, theft, doping violations, fraud, physical violence, safeguarding policy breaches, serious breach of applicable health and safety, gambling and/or ticketing regulations or any act or omission of the Member or Officer which in the opinion of EA, acting reasonably, brings or is likely to bring the sport of athletics into disrepute) regarding the behaviour of Members or Officers shall be reported and dealt with by EA in accordance with its Disciplinary Procedures.
- 29.5 If a dispute arises between any Members or Officers of the Club about the validity or propriety of anything done by any Member or Officer under these Rules and the dispute cannot be resolved by agreement, the parties to the dispute must first try in good faith to settle the dispute by mediation before resorting to litigation.

30. **Dissolution**

- 30.1 A resolution to dissolve the Club may only be proposed at an AGM or EGM and shall be carried by the majority of at least three-quarters of the Members present.
- 30.2 The dissolution shall take effect from the date of the resolution and the Committee shall be responsible for the winding up of the assets and liabilities of the Club.
- 30.3 Any surplus assets remaining after the discharge of the debts and liabilities of the Club shall be applied or transferred to another club or England Athletics for use by them related to community sports.

31. **Declaration**

The Club duly adopted these Rules as its governing document on 14th March 2023.

Signed *S Hattersley*
Chair
Steven Hattersley

Signed *A Foster*
Secretary
Andrew Foster