

CUMANN LÚTHCHLEAS GAEL
GAELIC ATHLETIC ASSOCIATION

Fuerty GAA Club Constitution & Rules

1. DEFINITIONS

In these Rules: -

“The G.A.A.” means the National Governing Organisation for the preservation and promotion of Gaelic Games and pastimes, known as the Gaelic Athletic Association.

“The Club” means the Club as set out in Rule 2 hereof.

“The Official Guide” means the Official Guide of the G.A.A.

“Executive Committee” means Officers and ordinary Committee Members together.

“Secretary” means the Secretary for the time being, or any person appointed to perform the duties of the Secretary of the Club.

“Real Property” means the property of the Club of an immovable nature, comprising any Playing Pitches, Grounds or Buildings, whether of Leasehold or Freehold tenure, with all Fixtures or Fittings attached thereto and used therewith.

“Personal Property” means the property of the Club of a movable nature, comprising all Playing or Sporting equipment of the Club, as well as all Stock in Trade and Money or other Assets of the Club not already classified as fixtures or fittings on “Real Property”, as heretofore defined.

Words importing the singular number only, include the plural number and vice versa, and words importing the masculine gender only, also include the feminine and vice versa.

NAME

2. The official name of the Club shall be 'Cumann Lúthchleas Gaeil Fiodharta - Fuerty GAA.Club).

OBJECTS

3.1 The Objects of the Club shall be the promotion of the aims of the G.A.A., as outlined in the Official Guide.

3.2 The Membership, Income and Property of the Club shall be dedicated to and applied solely towards the promotion of these objects.

COLOURS

4.1 The Club Colours shall be black and amber.

4.2 The club's playing pitch shall be called Mulhern Park.

MEMBERSHIP:

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Classes of Membership:

5.1 Full Membership of the club shall be for a period of one year and shall be open to persons of 18 years and over. All full members shall be registered with Croke Park.

5.2 Youth Membership shall be open to all persons under 18 years of age. They shall not be entitled to vote or engage in management of the club.

5.3 Honorary Membership shall be open to persons who, in the opinion of the Executive Committee, have rendered exceptional service to the Club or to the games/activities of Cumann Lúthchleas Gael. They may be elected for life or for a defined period. They shall have all the privileges of Full Members except in the management of the club. They shall not be obliged to pay membership fee.

5.4 Social Membership shall be open to persons actively involved in additional activities promoted by the club. They shall not be entitled to vote or engage in the management of the club. Full Members (including Honorary Members) and Youth Members of the Club will also become Members of the G.A.A..

5.5 An Application for Youth Membership must be in the Prescribed Form signed by the Applicant and one of his parents or Guardians, as well as being proposed by one Full Member and seconded by another Full Member, who are not suspended or disqualified under this Constitution and Rules or the Official Guide.

5.6 If and when the Application for Membership has been accepted by the Executive Committee, the new Member's particulars shall be submitted by the Club Registrar to the Central Council by the process of electronic registration for registration and allocation of a personal membership number.

5.7 Once granted, Full Membership of the Club and the G.A.A. shall continue for life, unless the member has been expelled or his resignation in writing has been accepted, in accordance with this Constitution and Rules or the Official Guide.

5.8 The rights of any member of the Club shall be conditional upon the member complying with the provisions of this Constitution and Rules and the Official Guide, including payment of any annual membership fee and levies.

5.9 Such rights may be withheld, restricted or suspended in accordance with this Constitution and Rules and the Official Guide.

5.10 The Executive Committee shall have the power to investigate any matter, and to expel, suspend, warn, fine or disqualify Members from Club activities for breach of this Constitution and Rules or the Official Guide or for conduct considered to have discredited or harmed the Club or the G.A.A..

5.10.1 Such persons, if Full Members (including Honorary Members) or Youth Members, shall have the right to appeal to the Hearings Committee of the County Committee of the G.A.A., within seven days of being notified of such decision. Such persons, if Full Members (including Honorary Members) or Youth Members, shall have the right to appeal to the Hearings Committee of the County Committee of the G.A.A., within seven days of being notified of such decision.

5.10.2 Unless the offence is brought to the notice of the County Committee of the G.A.A. by the Club, and that body, having considered the merits of the case and having regard to the rights of the player or member, confirms the penalty imposed, the member continues to be a legal member of the Association and is suspended from Club activities only.

SUBSCRIPTIONS

6.1 The Annual Subscription to be paid by members of the Club shall be determined by the Executive Committee and ratified at the Annual General Meeting.

6.2 The determined Annual Subscription shall be payable on election and thereafter annually, in advance of the date and in the manner decided by the Executive Committee. The date set shall be a date prior to March 31st each year.

EXECUTIVE COMMITTEE

7.1 The business and affairs of the Club shall be under the management of an Executive Committee, and it shall be the controlling body of the Club.

7.2 The Executive Committee shall be comprised of the Chairperson, Vice Chairperson, Secretary, Treasurer, PRO, Registrar, Children's Officer, One Player's Representative and at least 7 other full members.

7.3 The Executive Committee shall be elected by the Full Members present, entitled to vote and voting at the Annual General Meeting.

Exception: The children's Officer shall be appointed at the Annual General Meeting on the recommendation of the outgoing Executive Committee.

7.4 Only Full members, whose Membership Fees are paid up to date in accordance with and who are not suspended or disqualified under this constitution or rules , shall be eligible for election to the executive Committee

7.5 The outgoing Executive Committee shall conduct the Annual General Meeting.

7.6 The Executive Committee shall hold office until the conclusion of the following Annual General Meeting.

7.7 The Executive Committee shall meet at least once a quarter and four members present shall constitute a quorum at a meeting of the Executive Committee.

7.8 The Chairperson, when present, shall preside over all meetings of the Executive Committee; in his absence, the Vice-Chairperson shall preside.

7.9 If both the Chairperson and the Vice-Chairperson are absent, the Committee shall elect a member present to preside at the Meeting.

7.10 The Secretary shall record the Minutes of each Meeting.

7.11 The Minutes shall specify the date of the Meeting, those present, and a brief account of the Meeting, and shall be sent to members before the next Meeting.

7.12 Such Minutes, if agreed as being accurate or having been appropriately amended, shall be signed by the Chairperson and Secretary, having been first proposed and adopted.

7.13 The Executive Committee shall have the sole right to appoint Sub-Committees, as required.

7.14 The Executive Committee shall define the duties of such Sub-Committees, and retain control in all matters and activities which it considers of importance to the general welfare of the Club, including the disposal of any funds in the hands of such Sub-Committees.

7.15 The Executive Committee shall have power to nominate the Chairperson of such Sub-Committees.

7.16 The Chairperson, Vice-Chairperson, Secretary and Treasurer of the Executive Committee shall be ex-officio members of all Sub-Committees.

7.17 Committee members who fail to attend three consecutive meetings of the Executive Committee shall cease to be a member of the Committee, unless a valid and acceptable reason has been tendered for the absence.

7.18 Should any Member of the Executive Committee resign, be deemed to have resigned, or his position otherwise lapse, the remaining members of the Executive Committee shall, at their discretion, have the power to fill the vacancy, by co-opting a replacement from the body of the Full Membership.

GENERAL MEETING

8.1 The club shall in each year hold a general meeting as its Annual General Meeting in that year, in addition to any other General Meeting in that year.

8.2 The Annual General Meeting shall be held before December 31st.

8.3 Notice of meeting shall be conveyed to members at least fourteen days beforehand.

8.4 The following business shall be transacted at the Annual General Meeting:

- (a) Minutes of previous Annual General Meeting.
- (b) Secretary's Report.
- (c) Financial Report.
- (d) Chairperson's Address
- (d) Election of officers and members of the Executive Committee.
- (f) Notices of Motion.
- (g) Other Business

8.5 Nomination Papers shall be posted on Club's website.

8.6 Completed Nomination Papers to be returned by members to designated Club Officer (s) at least three days before AGM.

8.7 Only those who are registered as Full Members for the current year shall be entitled to vote or take office.

8.8 A Special General Meeting may be called by the Executive Committee at any time, provided ten days clear notice shall be given to the members, specifying the purpose of such Special General Meeting.

8.9 The Executive Committee shall call a Special General Meeting for a date not more than twenty eight days from the receipt by the Executive Committee of a requisition, in writing, signed by twelve members of the Club, and ten clear days notice, in writing, shall be given to the Members.

8.10 Such Requisitions by members of the Club shall set out the purpose for which the Special General Meeting is required, and shall be lodged with the Secretary.

VOTING

9.1 Only Full Members, whose membership fees are paid up to date in accordance with Rule 6.2, and who are not suspended or disqualified under this Constitution and Rules or the Official Guide, shall be eligible to vote at a General Meeting.

9.2 A Chairperson of a General Meeting, Executive Committee meeting or any Sub-Committee meeting shall, in the event of a tie, whether on a show of hands or on a ballot, have a casting vote in addition to his vote as a member, other than for the election to any position, when the outcome in the event of a tie shall be decided by lot.

9.3 At any General Meeting a resolution put to the vote of the meeting shall be decided on the show of hands, unless, before or on the declaration of the result of the show of hands, a ballot is demanded by -

(a) The Chairperson

(b) At least five members present and entitled to vote.

9.4 Unless a ballot is so demanded, a declaration by the Chairperson that a resolution has on the show of hands been carried, or carried unanimously, or by a particular majority, or lost, shall be final, and an entry to that effect in the book containing the minutes of proceedings of the Club shall be conclusive evidence of the fact, without proof of the number or proportion of the votes in favour of or against such resolution.

9.5 If a ballot is so demanded, the same shall be taken in such manner as the Chairperson directs, and the result of the ballot shall be deemed to be the decision of the meeting at which the ballot was demanded.

9.6 A Secret Ballot shall be carried out to decide the result of any contest for any elective position.

ASSETS & TRUSTEES

10.1 The Club shall have power to acquire, hold and develop, sell, lease, mortgage charge, exchange or sell Real and Personal Property, and to borrow or raise money in promotion of the objects of the Club, subject to the overall authority of the Central Council of the G.A.A.

10.2 The Real Property shall not be leased, mortgaged, charged, exchanged, sold, conveyed, transferred or otherwise dealt with without the consent of the Central Council of the G.A.A., or as may be set out in any separate Declaration of Trust.

10.3 The Real Property, including the proceeds of sale thereof until otherwise directed by the Club, shall be vested in five full members of the G.A.A. as Trustees, who shall hold same in trust for the Club.

10.4 In the case of the appointment of the Club Trustees of the Real Property the Executive Committee shall select three persons, who shall then be appointed by the Chairperson for the time being as Trustees, and the Chairperson for the time being of the Provincial Council of the G.A.A. and the Chairperson for the time being of the County Committee of the G.A.A. shall each, as required, appoint one other Trustee.

10.5 The Trustees shall hold office until their retirement or death, unless replaced in accordance with Rule 46, Official Guide.

10.6 By way of acceptance of their appointment the Trustees of the Real Property shall sign a Declaration of Trust, as approved by Central Council of the G.A.A., and which shall contain the provisions for appointment, removal and replacement of Trustees as well as regulating the conduct of the Trustees in performing their duties and exercising their powers under the trust.

10.7 The Trustees of the Real Property, having first obtained the consent of the Central Council of the G.A.A. where necessary, shall exercise their powers and perform their duties as directed by the Club from time to time.

10.8 The Directive of the Club shall be given by a resolution of the full members of the Club, passed by a majority of the members present and voting at a duly convened General Meeting and when so passed shall be binding upon all members of the Club.

10.9 A Certificate signed by the Secretary shall, in favour of any person relying on same, be conclusive evidence that a Directive, complying in all respect with the provisions of this Rule, was duly given to the Trustees.

10.10 The Personal Property shall be vested in the Chairperson, Treasurer and Secretary who shall hold same in Trust for the Club.

10.11 The Trustees of the Personal Property shall invest and use such property in accordance with the Directives of the Executive Committee, of which an entry in the Minute book shall be conclusive evidence.

10.12 The Club shall indemnify and save harmless its Trustees in respect of any loss or expenses bona fide incurred by them in or about the execution of the Trust.

BOOKS AND ACCOUNTS

11.1 The Executive Committee shall open a Bank Account or Accounts with an approved Bank on behalf of the Club, and all cheques drawn on the said account shall be signed by the Treasurer and countersigned by one of either the Chairperson or Secretary or such other person as the Executive Committee may from time to time determine and authorise.

11.2 The Executive Committee shall cause proper Books of Account to be kept in respect of:-

(a) All sums of money received and expended by the Club, and the matters in respect of which such receipts and expenditures take place; and

(b) All Sales and Purchases of goods by the Club; and

(c) The Assets and Liabilities of the Club,

11.3 The Books of Account shall be kept at such place or places as the Executive Committee shall think fit, and shall at all reasonable times be open to the inspection of the members of the Executive Committee.

11.4 An independent suitably qualified Person or Persons shall be appointed as Accountant(s) or as Auditor(s) (if an Audit is deemed appropriate by the Executive Committee) to Report on the Financial Statements of the Club, for presentation at the Annual General Meeting.

11.5 The Books and Accounts of the Club shall be presented to such Accountant(s) or Auditor(s) by the Committee in sufficient time to enable the Report of such Accountant(s) or Auditor(s) to be available and considered at the Annual General Meeting of the Club.

11.6 The Financial Statements shall be approved by the Executive Committee, and signed by two of three Officers – Chairperson, Secretary, and Treasurer – on behalf of the Executive Committee.

11.7 The Executive Committee shall cause to be prepared and laid before the Annual General Meeting an Account of Income and Expenditure and a Balance Sheet made up to a date not more than six months before such meeting.

11.8 The Balance Sheet and Accounts of the Club shall be made available to the Revenue Commissioners, on request.

11.9 All Books of Account, including all documents, vouchers, statements and notes, as well as all minute books, notes of meetings, original and copy correspondence and all such documents are the property of the Club, and no person shall have any personal title to or interest in such documents to the exclusion of the Club.

INCOME AND PROPERTY

12.1 No portion of the Income and Property of the Club shall be paid or transferred directly or indirectly by way of profit, dividend, bonus or otherwise howsoever to the Members of the Club.

12.2 No Officer shall be appointed to any Office within the Club paid by salary or fees, or receive any remuneration or other benefit in money or money's worth from the Club in respect of such Office.

ADDITIONS TO AND AMENDMENTS OF RULES

13.1 Additions to and Amendments of this Constitution and Rules may be made at an Annual General Meeting or at a Special General Meeting called for that purpose, providing that the Resolution proposing same is carried by a vote of two-thirds of the members present and

voting, that same do not conflict with the Official Guide, and that prior approval has been given by the County Committee for the change.

13.2 Members wishing to propose Additions to or Amendments of this Constitution and Rules must send notice of the proposed Additions or Amendments in writing to the Secretary not later than twenty one days before the Annual General Meeting, or Special General Meeting.

COMPLIANCE WITH PROVISIONS OF OFFICIAL GUIDE

14. This Constitution and Rules shall be read in conjunction with and subject to the Official Guide.

INTERPRETATION OF CLUB CONSTITUTION AND RULES

15. The Executive Committee shall be the sole authority for the Interpretation of these Club Constitution and Rule and of any bye-laws and regulations made herein; and the decision of the Executive Committee upon any question of interpretation, or upon any matter affecting the Club and not provided for, shall be final and binding on the members, subject to appeal to the Management Committee of the County Committee in accordance with the provisions of Rule 5.11.2, 9 (G.A.A. Club Constitution and Rules) and shall not under any circumstances

GENERAL

16. A Notice may be given by the Club to any Member either personally or by sending it by post or electronically to him at his last known address.

16.1 Where a Notice is sent by post, service of this Notice shall be deemed to be effected by properly addressing, prepaying and posting a letter containing the Notice, and shall be deemed to have been effected at the time which the letter would be delivered in the ordinary course of post.

16.2 The failure to give notice of any meeting or the non-receipt of notice of a meeting by any person entitled to receive notice shall not invalidate the proceedings at that meeting.

16.3 This Constitution and Rules shall be taken as an amendment of and in substitution for any existing Constitution and Rules of Fuerty GAA G.A.A. Club on the 19th of February 2017..

