



## CONSTITUTION OF BALDOYLE UNITED FOOTBALL CLUB

### Article No. 1

Baldoyle United Football Club (herein afterwards referred to as 'the Club'), shall consist of a combination of amateur football players and approved members.

### Article No. 2

All Club coaches, Committee members, amateur players, (or one parent/guardian if player is under 18) shall be eligible for membership, subject to the approval of the Club Committee. Other responsible people are also eligible for membership subject to the approval of the Committee. A player (or their parent/guardian if under 18) shall not be a member if their annual subscription is unpaid.

The Committee shall consist of the Chair, Secretary, Treasurer, PRO, Head of Coaching, Child Welfare Officer and others as voted on at the AGM. The Committee may co-opt members on to the Committee between AGMs if agreed by a majority of those listed above.

### Article No. 3

No member shall receive payment for services rendered unless agreed by the Committee.

### Article No. 4

All games played by the Club shall be under the jurisdiction of the Football Association of Ireland, (unless otherwise decided by a majority at an A.G.M).

### Article No. 5

The primary objectives of the Club are as follows:-

1. To promote, foster and develop amateur football within the Club.
2. To attain the highest standard in amateur football and to maintain our position once attained.
3. To ensure all Club members enjoy their association with the Club.
4. To provide the best possible amenities for Club members
5. To continually strive to expand and to improve upon our Club performances, amenities and developments.
6. To provide a safe space for children and adults to play football.

### Article No. 6

All members are required to render every assistance towards achieving the various objectives as detailed in Article 5.

### Article No. 7

The Annual General Meeting of the Club must be held **on or before 30 October each year**. All reasonable steps must be made by the Committee to provide members with 10 days' notice of the meeting. 12 members of the Club membership in attendance at the A.G.M. will form a quorum. The



Committee shall have the power to convene a Special General Meeting at any time it deems it necessary, and shall give 5 days' notice, submitting an Agenda setting forth the business to be transacted at such a meeting.

The Secretary, in consultation with the Committee shall convene a Special Meeting upon receiving a requisition for such a meeting by more than 25% of the total Club membership at that time. 5 days' notice shall be given to all Club members in respect of such a meeting.

#### **Article No. 8**

The business of the A.G.M. shall include adopting the Financial Report, electing a Committee, consider any motions put forward, and to transact any other business that might arise.

#### **Article No. 9**

1. No Club member may sign registration forms for any other football club whilst being a member of Baldoyle United.
2. No Club member may play for any other club whilst retaining his Club membership.
3. The Club will not withhold any players transfer under any circumstances.

#### **Article No. 10**

The Club will not, under any circumstances field any unregistered or ineligible players.

#### **Article No. 11**

Official Club colours shall be green and white hoops, with white shorts( for boys), black shorts (for girls), and green (or predominantly green) socks. The second strip shall be red and white.

#### **Article No. 12**

No alteration shall be made to the Articles of the Constitution or to the Rules of the Club, except at the A.G.M. of the Club, or at a specially convened General Meeting. Proposed alterations must be forwarded in writing to the Secretary 10 days prior to the A.G.M. and must have two thirds majority of those attending to be carried.

#### **Article No. 13**

The Committee shall have the power to decide on all matters not provided for in the Constitution or Rules of the Club, but must submit the decision for ratification to the next A.G.M. for insertion into the Constitution or Rules as the case may be.

#### **Article No. 14**

All nominations for the Committee membership, must be in the hands of the Secretary not later than 2 days prior to the A.G.M. The Committee has the power to accept nominations from the floor if they so wish.

#### **Finance**

- Annual accounts shall be kept and made available to the Revenue Commissioners on request.
- The financial year of the club will run from 1 May to 30 April each year and it is the responsibility of the Committee, through the Treasurer, to prepare annual accounts of the club. The accounts shall be certified by an appropriate independent person elected annually at the Annual General Meeting.



- A bank account shall be maintained in the name of the club (the “Club Account”). All cheques drawn against the club’s funds shall be signed by the Treasurer and one of two other nominated office holders, nominated by the Committee.
- The income, property and assets of the club shall be applied only in furtherance of the objectives of the club.
- There shall be no acquisition or disposal of land or buildings without the prior approval of the members of the club given by way of Resolution at an AGM or SGM, called for that purpose at which approval shall be passed by simple majority and in the event of equality of votes, the Chairperson shall have a casting vote.
- The club shall not incur any single expenditure exceeding €100,000 (one hundred thousand euro), without the consent in writing of the Directors of the club.

### **Subscription**

- Annual subscription or membership fees shall be as approved by a simple majority of the Committee following consideration of a proposal which shall be made to the meeting by the Chair and Treasurer.
- Membership fees shall fall due on a date to be decided by the Committee.

### **The Committee**

- The management and administration of the club shall be vested in a Committee which will consist of no more than 11 members elected from the full, paid-up members of the club.
- The Committee shall hold office for a period of one year or until the following next Annual General Meeting (AGM) following its election.
- Decisions of the Committee shall be made by simple majority vote. Each member of the Committee shall have one vote other than the Chair who shall have a second or casting vote in the event of a tie.
- The Committee may appoint sub-committees to whom they may delegate functions including decision-making functions to help in the operation of the club.
- Each club member shall have the right to present complaints or representations for consideration by the Committee whose decision shall be final. Any such complaint or representation shall be sent in writing to the Secretary and shall be considered by the Committee at the next available meeting following its receipt by the Secretary.

### **Disciplinary Committee**

- The club shall appoint a Disciplinary Committee from time to time as necessary to investigate alleged breaches of club discipline.
- A Disciplinary Committee is authorised to determine whether a breach of the rules of the Club has taken place and to determine what sanction, if any, should be imposed in the event of its finding that such a breach has occurred.
  - A Disciplinary Committee of the Club shall be a three-person subcommittee of the Committee and shall include at least one Committee member.
  - No member of the Committee shall participate in any investigation concerning a matter where there are grounds for questioning their impartiality or which may involve a potential conflict of interest for them.
  - Disciplinary Committees shall follow and abide by procedures which shall be determined by the Committee from time to time.



## Data Protection Act

- Pursuant to the provisions of the Data Protection Act 1988-2003 members consent to the club obtaining, recording, holding and retaining their personal data (including sensitive personal data) solely for club purposes, either on its computers or its manual filing system, and consent to the use of all such data, including disclosure to third parties for the purpose and effective management of the club.
- The club shall adopt and publish a Data Protection Policy from time to time which policy shall specify the manner in which personal data of members is held and the purposes for which it may be used.

## Exclusion of Liability

- Subject to Articles 74 and 75 below, every member of the Management Committee, or former member of the Management Committee, every Director and every member and former member of a sub Committee appointed by the Management Committee (hereinafter collectively referred to as “the Officers”) shall be entitled to be indemnified, to the greatest extent permitted by law, by the members of the club against any and all losses, liability, expenses or legal claims which he or she may sustain or incur in or in performance of their duties as Officers of the club.
- Notwithstanding Article 73 above, the Officers shall not be entitled to be indemnified by the members of the club, against any losses, liability, expenses or legal claims which arise from any fraud or criminal conduct on the part of such Officer.
- If the indemnity provided in Article 73 above shall be adjudged by any court or regulatory authority or agency of competent jurisdiction to be void and unenforceable in relation to any matter then such indemnity shall nevertheless apply, and the members shall procure (by amendment of this Constitution or otherwise) that such indemnity shall apply, to the greatest extent permitted by relevant law with such modifications or provisos as may be necessary to ensure its validity.
- Notwithstanding paragraphs Articles 73 to 75 above the club shall maintain in force liability insurance for the members and officers of the Management Committee and general liability insurance from recognised insurers with policy limits appropriate to the scope and scale of its operations and shall furnish a copy of such policies to each member and Officer on request.
- To the greatest extent permitted by law, no Officer shall in any way be liable to the club or to any member for any loss, damage or misfortune, which may happen to or be incurred by the club or any member (howsoever caused) arising from the execution of the duties of his or her office, (whether negligently or otherwise) other than in circumstances where such Officer is guilty of fraud or criminal conduct.

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