

Newtonhill Netball Club CONSTITUTION



1. NAME

The name of the organisation shall be Newtonhill Netball Club (hereinafter referred to as “the Club”).

2. AREA

The area of responsibility of the Club shall be Newtonhill and environs (hereinafter referred to as “the Area”).

3. OBJECTS

1. The objects of the club shall be:-

- a. To promote the benefit of young people in the area by enabling them to participate in the sport of netball, thereby providing them with a high quality, enjoyable, challenging and rewarding programme of activity and personal development.
- b. To liaise with local and statutory authorities, voluntary organisations and local residents in a common effort to advance and promote the sport of netball, so that the conditions of life of the young people may be improved and their physical, mental and spiritual capacities developed.

2. In furtherance of the Objects but not otherwise the club may exercise the following powers:-

- a. To encourage the participation of adults and young people in the work of the Club.
- b. To keep under review the leisure time facilities available both for individuals and Clubs within the Area and to promote the development of existing and the creation of new facilities.
- c. To promote and support competitions, meetings, social events and other events as are considered desirable.
- d. To consider representation, from all interested parties, in respect of the work of the Club and to consider such action as maybe appropriate in respect thereof.
- e. To provide information as to the activities of the Club to any interested party or to the general public.
- f. To print and publish any newspapers, periodicals, books, leaflets or publications in the audio or visual media or to contribute to such as the Club may think desirable.
- g. To draw, make, accept, endorse, discount, execute and issue promissory notes, bills, cheques and other instruments, and to operate bank accounts in the name of the Club.
- h. To raise funds and to invite and receive contributions; provided that in raising funds the Club shall not undertake any substantial permanent trading activities and shall conform to any relevant statutory regulations.
- i. To co-operate with other charities, voluntary bodies and statutory authorities operating in furtherance of the Objects or similar purposes and to exchange information and advice with them.

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- j. To do anything further which the club may deem appropriate in pursuit of the foregoing Objects.

4. MEMBERSHIP

1. Membership of the Club shall be open to all individuals, in line with the Equality Act 2010. <https://www.legislation.gov.uk/ukpga/2010/15/data.pdf>
2. Admission to membership shall imply an agreement to abide by the terms of this Constitution and any other Rules which shall be made by the Club.
3. The Club retains to itself the right to refuse any application for membership or to terminate any membership, already granted, on any grounds which shall appear to be reasonable.
4. The Club shall have the right to divide membership into such categories, as to it, appear reasonable.
5. The whole rights, powers, privileges, duties and obligations of the Club shall be vested in its Management Committee.

5. MANAGEMENT COMMITTEE

1. The Management Committee shall consist of:-
 - a. Chair
 - b. Vice Chair
 - c. Secretary
 - d. Treasurer
 - e. Other individuals appointed by the Club at the Annual General Meeting from amongst its members.
2. The members of the Management Committee shall retire at the Annual General Meeting following their appointment, but will be eligible for re-election.
3. The Management Committee shall have the power to co-opt persons to fill casual vacancies on the Management Committee as they feel necessary.
4. The Management Committee shall have the power to invite whomsoever they wish to attend meetings of the Management Committee, as they deem necessary.

6. MEETINGS OF THE MANAGEMENT COMMITTEE

1. The Management Committee shall meet at such intervals as the Chair may determine having regard to the business to be transacted but not less than once per term.
2. The Management Committee shall have the power to appoint sub-committees, and Chair thereof, as it may deem necessary to discharge the obligations imposed on the Management Committee by this Constitution or such Rules that the Management Committee may make. The members of said sub-committees may be appointed from amongst the members of the Management Committee and/or may comprise such other persons that the Management Committee deem fit.

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3. The Management Committee may, by majority vote, remove from the Management Committee any elected member of that Committee who fails to attend three or more consecutive meetings or at least half the Management Committee meetings called within a period of nine months, but provided that such member has received from the Secretary of the Management Committee 14 days prior notice in writing that such a motion will be laid at a meeting of the Management Committee properly called.
4. The quorum for meetings of the Management Committee shall be three elected members, including one of the executive.
5. The Chair shall preside at all meetings of the Management Committee. In the absence of the Chair, the vice chair will preside at the meeting.

7. GENERAL MEETINGS

1. The Annual General Meeting of the Club shall be held in the month of June in each year, the quorum for which shall be three.
2. A Special General Meeting of the Club may be requisitioned by the Management Committee or by five members of the Club by written requisition deposited with the secretary. In the latter case the written requisition shall contain notice of the purpose for which the Special General Meeting is being requisitioned.
3. The said Special General Meeting shall be held within thirty days of a motion of the Management Committee that a Special General Meeting shall be held, or on receipt of a written requisition by the Secretary as aforesaid. Only the business referred to in the motion of the Management Committee or the written requisition, shall be considered at the Special General Meeting.
4. At least 14 days prior notice in writing shall be given by the Secretary for each General Meeting of the Club, to each of the members. The said notice shall contain the date time and place of the meeting and the business to be considered. Any motion which a member wishes to be considered at the Annual General Meeting of the Club shall have been submitted in writing to the Secretary at least 14 days prior to the meeting.
5. The Chair of the Management Committee shall chair any General Meeting of the Club and shall have, at any General Meeting as well as at any Management Committee Meeting a casting vote as well as a deliberative vote.
6. Voting at any General Meeting as well as at the Management Committee Meeting shall be by a show of hands, but at any General Meeting on a motion being passed by simple majority of those present and entitled to vote, a vote shall be conducted by way of poll.
7. The Secretary of the Management Committee shall ensure any written Minutes are kept of the deliberations of the Management Committee, and of any General Meeting.

8. FINANCE

1. Proper books of account shall be kept by the Treasurer of the Management Committee.
2. The Financial Year of the Club shall be 30th June in each year.
3. Monies received on behalf of the Club shall be paid into a Bank Account in the name of the Club at a Bank approved of by the Management Committee.

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4. All cheques drawn against the Club's account shall be signed by any two of the Chair, Treasurer and Secretary from the Management Committee.
5. The Treasurer shall report to each meeting of the Management Committee the financial position of the club in such manner as the Management Committee shall, from time to time, determine.
6. The Treasurer shall lay before the Annual General Meeting of the Club a statement of accounts, which shall have been independently checked by a third party skilled in the preparation of accounts, and shall answer questions thereon, if so required.

9. DISSOLUTION

1. The Club shall not be wound up except by Resolution carried by a majority of two thirds of those present and voting at a Special General Meeting of the Club called for that purpose.
2. The disposal of the funds standing at credit of the Club, in the event of it being wound up, shall be disposed of as is decided by a simple majority of those present and voting at a meeting of the Club called for the purpose, provided that no motion to dispose of the said funds other than to such other charitable organisation or organisations having objects similar to that of the Club or for a charitable purpose for the benefit of youth in the Area or part thereof shall be lawful.

10. CHANGES IN THE CONSTITUTION

1. No changes in the Constitution shall be lawful unless adopted at a General Meeting called, inter alia, for the consideration of such change. Any such change shall be adopted if passed by a simple majority of those present and voting.

11. POLICIES AND PROCEDURES

1. The club adopts the following Netball Scotland policies and documents:
 - a. Equality
 - b. Trans
 - c. Anti-doping
 - d. Communications
 - e. Wellbeing and Child Protection
 - f. Wellbeing and Adult Protection
 - g. Anti-bullying for Children and Young People
 - h. Whistleblowing
 - i. Anti-fraud, Anti-corruption and Anti-bribery
 - j. Netball Scotland's Complaints Process for Clubs Policy

<https://www.netballscotland.com/governance/policy-documents/>

2. The club adopts their own policies regarding:
 - a. Health, Safety and Risk Assessment

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b. Privacy Notice

12. DISCIPLINARY PROCEDURE, COMPLAINTS AND APPEALS

1. General

1.1 All complaints and appeals, except for doping, wellbeing or protection, or alleged criminal offences, shall be dealt with in accordance with Sections 2, 3 & 4 detailed below.

1.2. Complaints involving doping shall be referred to Netball Scotland Anti-Doping Officer.

1.3. Complaints involving, wellbeing or protection, or other criminal offences shall be referred to Netball Scotland within 48 hours, in accordance with Netball Scotland Wellbeing and Protection Policy.

2. Disciplinary Procedure

2.1 In the event that the behaviour of a player, member of the coaching team or Committee or a parent volunteer contravenes the Club's codes of conduct, the following action will be taken.

2.2 The Chairperson, or a deputising club official, will conduct an investigation into the alleged breach of the Club's codes of conduct as they see fit and all persons and parties shall cooperate fully with the same. Failure to co-operate may amount to misconduct.

2.3 The Investigating Club Official shall thereafter be entitled at any time to decide to:

- a) Apply a sanction to the person(s) being investigated
- b) Refer the matter to a Club Complaint panel
- c) Take no further action
- d) Pursue an alternative resolution, which may include Mediation, Arbitration or Conciliation.

2.4 The Club will keep a record of each stage of the disciplinary process.

3. Complaints

3.1 A complaint, which is a formal expression of dissatisfaction or allegation of unfair practice can be made by:

- a) Any member of the Club
- b) A parent or guardian on behalf of a Junior member
- c) A parent or guardian on behalf of a member classified as a Vulnerable Person, defined as a person who lacks sufficient capacity to present a complaint by themselves.
- d) Any Individual

3.2 A complaint must be made in accordance with the Netball Scotland's Complaints Process for Clubs Policy

4. Appeals

4.1 An appeal may be made against a decision taken by the Club in respect to the outcome of a submitted complaint or against decisions taken by the Club Complaints Committee.

4.2 An appeal must be made in accordance with the Complaints Process for Clubs Policy.

5. Suspensions and Fines

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The Executive Committee may take action (e.g. fine, suspend or cancel membership) against any Club Member proved guilty of conduct or breach of the Constitution, Bye-laws, Policies which is detrimental to the interests or aims of the Club or for acting in such a manner as to bring disrepute to the Club. Such action shall only be taken if the principles and procedures embodied in the Clubs Complaints Process has been applied.

This is an accurate and true copy of the Constitution of Newtonhill Netball Club as reviewed at the Annual General Meeting of such on 22nd June 2026.