



**CUMANN IOMANA, PEILE, CAMOGAOICHTA CUALA**

**CUALA HURLING, FOOTBALL & CAMOGIE CLUB**

# **CONSTITUTION**

**as amended**

**4<sup>th</sup> November 2008**

**[Changes from November 2005 in bold underline](#)**





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## **A: Name, Objects and Colours**

The Club shall be called Cumann Iomána, Peile agus Camogaiochta Cuala and in English as Cuala Hurling, Football and Camogie Club, hereinafter called "the Club".

The objects of the Club shall be the promotion of the aims of Cumann Luthchleas Gael as outlined in its Charter and General Rules and the membership and resources of the Club shall be utilised for and dedicated solely to those aims.

The colours of the Club shall be Red and White.

## **B: Membership**

1. All classes of members shall be elected by the Coiste and such classes shall consist of Full (Ordinary), Full (Retired), Full (Student), Full (Honorary), Full (Family), Full (Introductory), Temporary (Social), and Youth/Juvenile.

**Full (Ordinary) Membership** of the Club, which shall be for a period of not less than one year, shall be open to all persons of eighteen years of age and over who subscribe to and undertake to further the aims and objects of Cumann Luthchleas Gael; such Full Members shall be registered with the County Registrar.

**Full (Retired) Membership** of the club, which shall be for a period of not less than one year shall be open to all persons who have rendered exceptional service to the Club, or to the games and/or activities of Cumann Luthchleas Gael; such Full Members shall be registered with the County Registrar.

**Full (Student) Membership** shall be for a period of not less than one year and shall be open to all students of eighteen years of age and over in full time education who play with the Club, of further the aims and objects of the Club; such Full Members shall be registered with the County Registrar.

**Full (Family) Membership** shall be for a period of not less than one year and shall be open to all families residing at the same address and shall entitle a husband or wife, and their spouse, to full (ordinary) memberships *{as provided for in Rule B2(a)}* and entitle their child(ren) to student membership *{as provided for in Rule B2(c)}* or Juvenile membership *{as provided for in Rule B5}* as appropriate.

**Full (Introductory) Membership** of the club, which shall be for a period of not less than one year, shall be open to all persons of eighteen years of age and over who subscribe to and undertake to further the aims of Cumann Luthchleas Gael; such Full Members shall be registered with the County Registrar.



**Full (Honorary) Membership**, hereinafter referred to as Honorary Membership, shall be open to all persons who have rendered exceptional service to the Club, or to the games and/or activities of Cumann Liithchleas Gael. They may be elected for life or for any defined period but unless otherwise stated in the Minute made on the occasion of their election their membership shall terminate at the close of the current year but may be renewed by the Coiste from year to year. Honorary Members shall have all the privileges of full members but they shall not be obliged to pay subscription as provided for in Rule 14.

**Temporary (Social) Membership** shall be open to all persons actively involved in such additional activities as may be promoted by the Club, or are members of an associate club, or one which has similar aims and objectives to the Club. They may be admitted for periods not exceeding twelve months after being duly elected. They shall not be entitled to vote or engage in management or control of the Club.

Youth/ Juvenile Membership shall be open to all persons under eighteen years of age. They shall not be entitled to vote or engage in management or control of the Club.

**Application for Membership** - The person seeking admission as a member of any class other than Honorary shall complete and sign a prescribed application form which must be returned to the Club Secretary. The application for membership must be proposed and seconded by two paid-up Registered Full Members.

The name and address of such person proposed as a member of the Club, together with the names of those proposing him/her, shall be displayed in a conspicuous place in the Club premises for at least two weeks before election.

The Coiste shall inform the applicant of its decision. A new member on election shall, on payment of the membership subscription, be given a membership card.

At the discretion of the Club Coiste the foregoing procedure (Club Rules B6-B8) need not apply in cases other than the election of Full Members. A special Sub-Committee appointed by An Coiste shall be responsible for controlling and deciding on categories of Membership. This special Sub-Committee shall have the power to grant Full (Ordinary) Membership of the Club at a reduced subscription in cases of exceptional circumstances. No reason shall be given by the Sub-Committee for the granting or refusal of an application for reduced subscription.

The Coiste shall have the power to expel or suspend from the Club activities any member of the Club whose actions are, in the opinion of the Coiste, prejudicial to the interests of the Club.

Such persons, if Registered Full Members, shall have the right of appeal to a Special General Meeting as provided in these Club Rules.

Unless the offence is brought to the notice of the County Committee by the Club and that Body, having considered the merits of the case and having regard to the rights of the player or member, imposes a suspension, the player or member continues to be a legal member of the Association and is merely suspended from the Club activities.



## **C: Subscriptions**

The Annual Subscription of members other than Honorary Members shall be decided by the Annual General Meeting or a Special General Meeting; subscriptions are payable in advance on January 1<sup>st</sup>.

Any member other than an Honorary Member whose annual subscription is not paid prior to March 1<sup>st</sup> in any calendar year shall cease to be a member on that date and shall not be eligible to participate in the games of any section of the Club or to partake in any of the privileges attached to members. The Coiste shall have the power to grant Temporary (Social) Membership, under such terms as it shall think fit, to any person whose membership shall have lapsed under this Rule.

## **D: Coiste (Executive Committee)**

1. The business and affairs of the Club shall be under the management of the Coiste and it shall be the controlling body of the Club.

2. The Coiste shall be elected annually by the Registered Full Members present, entitled to vote and voting at the Annual General Meeting and nominations to serve on the Coiste shall be any two such Registered Full Members.

3. The Coiste shall hold office for a period of one year or until the following Annual General Meeting whichever is sooner.

**4.1. All members of The Coiste must be over 18 years on the date of the Annual General Meeting at which they are elected**

**4.2. The Chairperson, Vice-Chairperson, Treasurer, Secretary and Registrar are Officers of the Club**

**4.3.1: The Coiste shall be comprised of FIVE Officers (as set out in 4.2), SEVEN Games Representatives (one each for Adult, Ladies Football, Camogie, Minors, Juvenile Girls, Juvenile Boys and Academy), ONE Players' Representative, and no more than TWO Other Members.**

**4.3.2: From among the Games and Players Representatives and Other Members, the Coiste shall appoint an Assistant Secretary, an Assistant Treasurer and a PRO.**

**4.4. Elections to fill the Coiste positions (set out in D4.3) shall be conducted by Secret Ballot. The Procedures for voting and counting of votes shall, subject to these Rules and Constitution, be determined by the outgoing Coiste and details shall be notified to members in writing not less than 21 days before the Annual General Meeting.**

5. The Coiste shall have the sole right to appoint sub-committees as required. It 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.

6. The Coiste shall have the power to nominate the Chairperson of such subcommittees. The Club Chairperson, Vice Chairperson, Secretary and Treasurer of the Coiste shall be ex-officio members of all sub-committees.

7. The Coiste may prepare bye-laws for the proper control and management of the Club which shall be submitted for ratification to an Annual or Special General Meeting of the Club. Alterations, deletions or additions to such bye-laws may be made only at the following Annual General Meeting or at a Special General Meeting called for the purpose.

8. The Coiste shall meet at least once each quarter and four shall constitute a quorum at a meeting of the Coiste.



9. The Coiste shall administer the business affairs of the Club and the property under its control in accordance with the aims and objectives specified in the Constitution and shall have all such administrative powers as may be necessary for properly carrying out the aims and objectives of the Club.

10. Each member shall have the right to be heard by the Coiste upon any complaint or representation sent by him/her in writing to the Secretary.

11. A Special Meeting of the Coiste may be called:

by the Secretary, or,

by the Secretary within three days of the receipt by him/her of a requisition, duly signed by four members of the Coiste. Such notice shall set out the purpose for which the special meeting is required.

12. The Chairperson shall preside over all meetings of the Coiste; in his/her absence, the Vice-Chairperson shall preside. If both the Chairperson and Vice-Chairperson are absent, the Coiste may elect a member present to preside at the meeting.

13. Any member of the Coiste, who shall have absented him/herself from three consecutive meetings without reasonable explanation, shall be deemed to have resigned from the Coiste.

14. Should any member of the Coiste resign, or his/her position otherwise lapse, the remaining members of the Coiste shall have the power to fill the vacancy by co-opting from the body of the Registered Full Membership. The service of any member on the Coiste chosen to fill a casual vacancy shall not be reckoned in calculating the seniority of such a member if subsequently elected to serve on the Coiste.

**15.1. In the event of there being -**

**a) insufficient written nominations to fill any of the positions specified in Rule D4.3. or**

**b) insufficient candidates elected from the list of written nominees, the Annual General Meeting shall have the option of accepting from those present additional nominations in favour of any Registered Full Member who has indicated his/her consent to be nominated.**

**15.2.1: If any position remains unfilled at the end of the Annual General Meeting, the incoming Coiste may fill the vacancy from amongst its members, or, from the Body of the Registered Full Membership.**

**15.2.2: In the event of the Coiste filling a vacancy from amongst its members (under Rule D15.2.1) any ensuing vacancy may be filled from amongst its members, or from the Body of the Registered Full Membership.**



## **E: Voting**

The Chairperson of the Coiste, of a General Meeting, of any Sub-Committee shall, in the event of a tie have a casting vote in addition to his/her vote as a member.

All Registered Full Members who are over the age of 18 on the 1<sup>st</sup> day of January preceding the Annual General Meeting and whose subscriptions, at the prescribed rate, are not in arrears shall be eligible to vote at a General Meeting and voting shall be by a show of hands or by secret ballot at the discretion of such Registered Full Members,

## **F: General Meetings**

Not less than five full days final notice of all General Meetings, Annual or Special, shall be given by the Secretary to all Registered Full Members of the Club.

The Annual General Meeting of the Club shall be held on or before 31<sup>st</sup> December as arranged by the Coiste.

In the case of the Annual General Meeting, all motions and nominations must be in the hands of the Secretary not less than 14 days before the date of the Annual General Meeting.

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

- Minutes of the previous A.G.M.
- Annual report submitted by the Secretary.
- Financial Statement submitted by the Treasurer
- Election of officers and members of the Coiste
- Notice of Motion
- General Business

A Special General Meeting of the Club shall be called by the Secretary within a fourteen day period if directed by the Coiste or demanded in writing by not less than twelve Registered Full Members who, in their requisition, shall state the object of such a meeting.

No other business shall be transacted at that Special Meeting.

A minimum fee €12.70 shall accompany the requisition by the members calling such a meeting; this fee shall be forfeited to the funds of the Club if the matter be considered frivolous by the majority of those present and voting.

Twelve Registered Full Members entitled to vote shall constitute a quorum at a General or Special Meeting of the Club.



A General Meeting shall elect from among those present sufficient Tellers, being at least 2 in number, to conduct elections in accordance with this Constitution and any procedures determined under Rule D4.4

The duties of the Tellers will be to

a) assist the Chairperson to count any votes cast by show-of-hands

b) distribute and collect ballot papers

c) validate and count ballots

d) inform the Chairman of the outcome and votes cast for/against/spoiled on Motions and Resolutions

e) inform the Chairman of the names of persons elected to the Coiste

f) securely dispose of ballot papers when, at the discretion of the Tellers, they are no longer required

## **G: Assets and Trustees**

The Coiste shall have the power to borrow or raise or secure the payment of monies in such a manner as it shall think fit, and to secure the repayment of any money borrowed, raised or owing by mortgage, charge or lien upon all or any of the property or assets of the Club (both present and future) and also be a similar mortgage, charge or lien to secure and guarantee the performance by the Club or any person, company or society of any obligations undertaken by the Club or any person, company or society as the case may be.

The Club shall have the power to acquire and hold and to sell, lease, mortgage or charge real and personal property. Real property shall not be transferred, sold, leased, conveyed, mortgaged or otherwise charged or dealt with without the Central Council as set out in the Declaration of Trust.

The real property shall be vested in five members of Cumann Luthchleas Gael as Trustees who shall hold same in accordance with the Charter, Constitution and Rules thereof and subject to covenants and conditions contained in the approved Declaration of Trust and who shall sell, lease, mortgage or charge of the said property when directed to do so and with the consent of the Central Council. The Coiste shall select the three Club Trustees who shall then be appointed by the Chairperson of the Club and the remaining Trustees shall be appointed by the President of the Provincial Council and the Chairperson of the County Committee where appropriate.

Any or the said Trustees may resign from office by giving at least two calendar months notice in writing to the Secretary or Chairperson of the Club, such notice to be transmitted by registered prepaid post.

At any time, by a two-third majority of the Coiste, any or all of the said Trustees shall be removed from office.

When a Club Trustee resigns, dies, becomes unfit, is removed from office or ceases his/her connection with the Club, such a vacancy or vacancies so arising shall be filled by a simple majority of the Coiste and the appropriate legal documents evidencing the filling of such vacancies shall be completed as soon as possible thereafter.

The personal property of the Club shall be vested in the Chairperson, Treasurer and Secretary for the time being of the Club who shall hold same in trust for the Club. The said Trustees shall invest the funds of the Club in accordance with the directions of the Coiste of which an entry in the Minute Book of the Club shall be conclusive evidence.



## **H: Finance**

1. The Coiste shall provide, and the Treasurer shall maintain such books as may be necessary to show accurately the financial affairs of the Club, including all receipts and disbursements.

The funds of the Club shall be banked in the name of Cumann Iomana, Peile agus Camogaiochta Cuala or such appropriate name(s) as the Coiste may from time to time agree. The Treasurer shall pay all monies of the Club into accounts as seen below. Cheques shall be signed by the Treasurer of the Club and one Nominee. The Coiste may delegate responsibilities imposed by this Rule, to a sub-committee(s), subject to the provisions of Rule 20. Any balance in excess of €634.87 standing to the credit of the Club, may, at the discretion of the Coiste, be transferred to a deposit account at the Club's bank, or be invested in any investment approved by the Coiste, on behalf of the Club.

The Auditors (who shall not be members of the Club Coiste) shall be elected at each Annual General Meeting to audit the accounts of the Club once a year and at such times as may be required by the Coiste or by the Trustees.

## **I: Compliance with Provisions of Official Guide.**

1. This Club Constitution and Rules shall be read in conjunction with the general rules of Cumann Luthchleas Gael contained in the Official Guide as amended from time to time.

## **J: Alterations of Rules**

Alterations and additions to these Club Rules may be made at any Annual General Meeting or at a Special General Meeting called for the purpose, providing that the resolutions proposing same are carried out by a vote of two-thirds of the members present and voting and that same do not conflict with the rules of Cumann Luthchleas Gael. Members wishing to propose alterations or additions to these Club Rules must send notice of the proposed alterations or additions in writing to the Secretary not later than fourteen days before the Annual General Meeting as provided for in the Rules.



## **K: Supply of Excisable Liquors - Registration of Clubs Acts, 1904-2003**

1.No member of the Coiste and no manager or servant employed by the Club shall have any personal interest in the sale of excisable liquors therein or in the profits arising from such a sale.

No visitor shall be supplied with excisable liquor in the Club premises unless on invitation and in the company of Full Members and any Full Member shall, upon the admission of a visitor to the Club premises, or upon his/her being supplied liquor, enter his/her own name and the name and address of the visitor in a book which shall be kept for the purpose and which will show the date of each visit.

No excisable liquors shall be sold for consumption outside the premises of the Club between the hours of eight o'clock in the morning and ten o'clock at night.

The supply of wines and spirits, beers and intoxicating liquors to the Club members shall be controlled by the Coiste on behalf of the Members.

Save as otherwise provided herein, 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 the Club premises (other than a member of the Club lodging in the Club premises) in the following terms: -

2. At any time on Christmas Day or Good Friday.

3. On any other day, as specified hereunder, outside the times so specified of it-  
Saint Patrick's Day between 12.30 p.m. and 12.30 a.m. on the following day;  
the 23<sup>rd</sup> December: if it falls on a Sunday between 10.30 a.m. and 11.30 p.m.;

Christmas Eve and the eve of Good Friday: between 10.30 a.m. and 11.30 p.m.;

The eve of any public holiday (a "public holiday" as defined by The Organisation of Working Time Act, 1997) (other than Christmas Eve):

i) if the eve falls on a weekday, between 10.30 a.m. and 12.30 a.m. on the following day, or

ii) if it falls on a Sunday, between 12.30 p.m. and 12.30 a.m. on the following day;  
any other Sunday (except a Saint Patrick's Day which falls on a Sunday) between 12.30 p.m. and 11.00 p.m.  
any other Monday, Tuesday, Wednesday or Thursday between 10.30 a.m. and 11.30p.m.; and  
any other Friday or Saturday between 10.30 a.m. and 12.30 p.m. on the following day

h) The hours specified in Clause (b) above in respect of any day specified therein are in addition to the period between midnight and 12.30 a.m. on that day where that period is included in the hours so specified in respect of the eve of that day.

i) Nothing shall operate to prohibit the supplying for consumption on the club premises of excisable liquor to any person or the consumption of excisable liquor on those premises by any person-

4. On Christmas Day between 12.00 midday and 10.00 p.m.; or

5. 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 Section 56(1) (b) of the Intoxicating Liquor Act, 1927 as amended by Section 7 of the Intoxicating Liquor



Act, 2000, to supply any excisable liquor for consumption on the club premises if in each case the excisable liquor is - ordered by or on behalf of that person at the same time as a substantial meal is so ordered, and consumed by that person during the meal or after the meal has ended.

No person shall be allowed to become Honorary Members of the Club or be relieved of the payment of the regular subscription save as excepted in accordance with Rule 6 of the Club Constitution and subject to the conditions and regulations prescribed in the rules.

No excisable liquors shall be sold to any person under eighteen years of age.

In addition to the Rules, the Clauses and Regulations embodied in the Registration of Clubs Acts 1904 - 2003 and the Licensing Acts amending and extending the same shall be deemed to be Rules of the Club.

### **L: Interpretation of Club Rules**

1. The Coiste shall be the sole authority for the interpretation of these Club Rules (with the exception of Rule BIO) and of any bye-laws and regulations made thereunder; and the decision of the Coiste upon any question of interpretation or upon any matter affecting the Club and not provided for by these Club Rules or by the bye-laws and regulations made thereunder shall be final and binding on the members subject to appeal to a General Meeting, and shall not under any circumstances be subject to appeal to any Court of Law.



## **M: Bye-Laws**

01. The Coiste shall allocate, at its first meeting after the Annual General Meeting, each year, the following responsibilities to a member of the Coiste:

Oif. Ghaelige

Youth Development Officer

02. The Chairperson of a Sub-Committee shall attend such meetings of the Coiste as the Coiste may decide from time to time.

03. A delegate to any Board, or Sub-Committee of the County Committee shall attend such meetings of the Coiste as the Coiste may decide from time to time.

04. The Coiste shall have the power to appoint delegates to the County Convention County Committee, or any Board, Sub-Board, Committee or Sub-Committee thereof.

05. Any nomination for a club member to stand for any election to any office or position on the County Committee, Subsidiary Boards, or Sub-Committees shall be sanctioned in advance by the Coiste, on foot of a nomination from the relevant sub-committee within the Club, or upon the Coiste's own direction.

06. The Coiste is empowered to formulate and submit motions, recommendations or amendments to rule, to a County Annual, or Special, Convention.

07. All players on Club teams shall take to the field wearing identical jerseys, shorts/skirts and socks in the official club colours (or alternate colours).

08. Each player's Injury Insurance premiums shall be paid from central funds provided that the said player has paid his/her membership fee by the due date.

09. In accordance with Rule C (1) of the club, Annual Subscriptions for the year 2010 were approved by the AGM 2009 as follows:

- Full (Ordinary) Membership                    € 80.00
- Full (Retired) Membership                    € 10.00
- Full (Student) Membership                    € 40.00
- Full (Family) Membership                    €160.00
- Full (Introductory) Membership            € 50.00
- Temporary (Social) Membership            € 40.00
- Juvenile Membership                        € 40.00

10. That any Juvenile member joining between 1<sup>st</sup> of August and 31<sup>st</sup> August is deemed to be a member from the date if joining until 31<sup>st</sup> December of the following year.

11. That introductory membership be available to a first time applicant joining on or after 1<sup>st</sup> of August. This membership is valid until 31<sup>st</sup> December of the following year and for a maximum period of seventeen months.



**Certified as being a true copy of the Rules of the Club Including such amendments as required so as to comply With statutory amendments contained in the Intoxicating Liquor Act, 2003 having been passed at Special General Meeting of the Club on the 4<sup>th</sup> November 2008.**

**Dated this 4<sup>th</sup> day of November 2008**

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**RUNAI**