

BEER CLUB LEGAL NAME BEER SOCIAL CLUB

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RULES AND REGULATIONS 2010

REVISED AND APPROVED UNDER THE LICENSING AUTHORITY AND LICENSING ACT
2003/2005 INCORPORATING NEW MANDATORY LICENSING CONDITIONS TO BE IMPLEMENTED
ON 1ST APRIL 2010 AND THE POLICE AND CRIME ACT 2009

TITLE

1. The name of the Club shall be known as Beer Club

OBJECTS OF THE CLUB

2. The objects of the Club shall be: -
 - (a) The association in a Private Members Club of Men, Women, Families and Holiday makers (concessions).
 - (b) The maintenance of Club premises at Beer for the use of the members of the Club.

ELECTION

3. Election of members shall be by the General Committee, and no other person shall be admitted to membership of the Club until duly elected as follows.
4.
 - (a) Persons over 16 years of age are eligible for membership but cannot purchase or consume alcohol.
 - (b) Every candidate for admission as a member shall be proposed by entering on the proposal form his name in full, residence, profession or rank, occupation or other description, in his own handwriting. At the same time or subsequently but before the candidate comes up for elections he shall pay his subscription and there shall be entered on the proposal form the name of the Membership Secretary in his/her own handwriting.
 - (c) The particulars of candidates to be filed securely (data protection Act 1998) Names of Members and proposed Members to be kept behind the Bar (for reference purposes).
 - (d) Immediately upon the election of a member notice thereof shall be given to him and he shall be entitled to all benefits and privileges of membership and be bound by these rules.

CLASSES OF MEMBERSHIP

5. **Classes of membership: i.e. Full, Senior Citizen, Guest, Honorary and Life.**

SUBSCRIPTIONS

6. The minimum subscription shall be as determined from time to time by the Committee and at the AGM/EGM and shown notice affixed to the Club Notice Board. Persons may be admitted as Guest members for any period not exceeding one month on payment of the Guest/Visitor Holiday Makers members fee for the time being in force and when the guest name has been entered in the Guest book.
7. All annual subscriptions except the first subscription of a new member shall be payable on the 1st April each year. If any member shall fail to pay his/her annual subscription on or before the 30th April next after it has become due he will be notified either via e-mail or snail mail or in person and if payment be not made within 14 days thereof his/her name be struck from the Register of Members but if at any time he/she shall give to the committee satisfactory explanation he/she may be in the discretion of the Committee upon payment of the arrears be re-admitted to membership.

RESIGNATIONS

8. Any member can resign his membership by giving to the Secretary notice in writing to that effect. Every such notice shall unless otherwise expressed be deemed to take effect as from the Monday next following the receipt thereof.

EXPULSIONS

9. (a) It shall be the duty of the Committee if at any time they shall be of the opinion and in the interests of the Club to require any member to withdraw from the Club within a time specified or forthwith and in default of such withdrawal to expel him/her from the Club. Provided that any member so withdrawn or expelled shall have a right to appeal at a Special General Meeting, which shall be summoned by the committee on his/her written request made within seven days after the decision of the Committee has been made known to him/her.

Such a meeting shall decide by a majority vote of 75 per cent of the members present. The member thus expelled shall have no remedy against the committee.

(b) Any member shall on ceasing to be a member of the Club forfeit all right to and claim upon the Club and its property and funds. It is mandatory that every member on joining the Club undertakes to comply with the Club rules.

MANAGEMENT OF THE CLUB

10. The management of the Club (except as otherwise provided by these rules) shall be vested in a committee of no less than 10 members who shall be elected at the Annual General Meeting.

COMMITTEE

11. (a) The Committee shall consist of:

President, Chair, Vice-Chair, Secretary, Treasurer and a minimum of five other members. The President, Secretary and Treasurer shall be ex-officio members of the committee.

- (b) All Committee members shall go out of office every year, but shall be eligible for re-election.
- (c) All candidates for election to the Committee shall be proposed by one member and seconded by another member, with the consent of the candidate; said proposals to be in writing and submitted to the Secretary before the A.G.M. commences. All such proposals are to be displayed in the Clubhouse.

SUB-COMMITTEE

12. The Committee shall appoint from their number a:

Sub-bar Committee of not less than three members and such Sub-Committees as they from time to time consider necessary for the proper conduct of the Club. **The General Committee shall ratify all decisions by Sub-Committees.**

CASUAL VACANCY

13. The Committee shall have the power to appoint a member to fill any casual vacancy on the Committee until the next Annual General Meeting. Any member so appointed shall retire at the next Annual General Meeting but he/she shall be eligible for re-election as member of the Committee at such meeting.

QUORUMS

14. Of the General Committee five, and other Sub-Committees, two members shall form a quorum

BYELAWS

15. The Committee may from time to time make, repeal and amend all such byelaws and regulations (not inconsistent with these rules), as they shall think fit or expedient for the internal management and well being of the Club.
16. Any Committee may vest in the Secretary of the Club such powers as they see fit.

DUTIES

17. (a) **The Committee shall exercise the powers given to it under these rules.**
- (b) **The Committee shall apply the funds, and manage the affairs of the Club in accordance with the rules and objectives of the Club.**
- (c) **The Committee shall have the power to negotiate the purchase of or disposal of any Freehold or Leasehold land, but the final decision to proceed with any such event shall be given by a single majority vote cast at an E.G.M. called to discuss each and every event.**

- (d) **The Committee also has the power to co-opt members to assist them in their work.**
- (e) **A minimum of one Committee meeting to be held every month.**
- (f) **The Committee shall have the power to engage suitable staff as it may feel necessary to ensure the sufficient management of the Club.**
- (g) **The Committee shall make such recommendation regarding the payment of Honoraria as may be necessary.**

GENERAL MEETINGS

- 18. (a) The Committee may at any time and for any purpose call a General Meeting and they shall do so forthwith upon the requisition in writing of any thirty members or not more than one-fifth of the total number of members whichever shall be less stating the purpose for which the meeting is required. Such a meeting to be known as the Annual General Meeting shall be called during August/September each year. Fourteen days notice of any General Meeting shall be given by notice on the Club Notice Board.
- (b) The quorum shall be thirty members or one-fifth of Club Full Members. Whichever is the least?
- (c) Notice of A.G.M. shall be posted on the Club Notice Board together with any proposals for attention to Club Rules, twenty-one days before the A.G.M.
- (d) Notice of proposed alteration to Club Rules must be given in writing to the Secretary at least twenty-eight days prior to said A.G.M.
- (e) Amendments to proposed alteration to Club Rules must be given in writing to the Secretary at least fourteen days prior to A.G.M. and posted on the Club Notice Board seven days before the A.G.M.
- (f) Every question unless expressly provided for by these rules shall be decided by a single majority vote, the chair having the casting vote in the event of a tie. Voting shall be by discreet ballot should any member so desire it.

EXTRAORDINARY CLUB MEETING

- 19. (a) An E.G.M. may be summoned by the Committee at any time, providing a notice calling such a meeting be posted on the Club Notice Board at least fourteen days prior to the said meeting.
- (b) The Secretary shall summon an E.G.M. if required to do so by written request signed by no more than thirty or one-fifth of the Full Membership whichever is the least. Upon such request, the Secretary shall cause such a meeting to be summoned within twenty-one days with notice of such meeting posted on the Club Notice Board at least fourteen days prior to said meeting.
- (c) Only the business specified in the notice of the meeting is to be discussed.

CLUB FUNDS

20. (a) The funds of the Club shall be kept by the Treasurer under the supervision of and in such place and manner as shall be determined by the Committee.
- (b) All accounts in the name of '**Beer Social Club**' to have as signatories: **Chair, Secretary, Treasurer** with any two signatories required to withdraw any Club monies.

CLUB ACCOUNTS

21. (a) The financial year shall be for twelve months from April 1st to March 31st.
- (b) The Treasurer shall cause to be kept such accurate and proper books of accounts as will enable him/her at every A.G.M., or at such times as may be required by the Committee upon reasonable notice to present to the Club a full and accurate report and statement concerning the finance of the Club.
- (c) The Committee shall cause to be prepared and audited each year a statement of receipts and expenditure together with balance sheets made up to '**date**' which shall be submitted to members at the A.G.M.
- (d) The Treasurer shall produce an annual budget for the year in conjunction with the Sub-finance Committee.

CLUB OPENING

23. The Clubhouse will be open for members and their guests between 10.30am and midnight daily or at such times between these hours as the Committee shall think fit under the power contained in rule 24.

PERMITTED HOURS

24. (a) The supply of intoxicating liquor on the Club premises shall be permitted during the Clubs opening hours and in accordance with the Licensing laws.
 - (b) The Committee shall make such regulations as may be necessary governing the control and use of the bars, providing that such regulations covering the sale and/or consumption of intoxicating liquor covering licensed club premises in the Licensing Division of Exeter and East Devon as may be laid down from time to time by the Licensing Justices for that Division.
 - (c) The bars shall be open on the days and times arranged by the Committee which shall be within the hours as set out in rule 23.
25. The Supply to the Club of intoxicating liquors shall be under the sole control of the Committee who shall arrange the purchase thereof to members at such prices as shall as far possible prevent any loss of profit accruing to the Club. Any profit or loss made in one year may be carried forward to the following year.
 - (a) The Bar Committee will ensure that no person or persons other than those employed or have volunteered and have received risk

assessment induction for the purpose, shall be permitted to dispense drinks or food from the bars.

- (b) No intoxicating liquors or other articles for the sale of which a License is necessary shall be supplied except to members of the Club over the age of 18 years. Non-members may be admitted to the Club as Guests signed in by a bone-fide member and intoxicating liquor may be sold to them and consumed by them:
 - (i) when attending such special occasions as are permitted by the Committee (not more than twelve a year) under a Temporary Events Licence.
 - (ii) Players, officials or bona fide supporters of a visiting team take part in any organised event played in the Club and shall be for the day only on which the match is being played.

VISITORS

- 26. Every member shall be allowed to introduce visitors subject to such regulations or bylaws as shall be made from time to time by the Committee and every visitor shall be considered the guest of and shall be accompanied by the member introducing him/her and the appropriate fee paid.

Provided no person shall be introduced as a visitor of the Club who shall be considered by the Secretary objectionable or prejudicial to the interests of the Club, provided that no member shall without the consent of the Secretary introduce more than two guests at any one time. The same visitor shall not be admitted on more than two occasions in twenty-eight days without applying for relevant membership of the club and paying the agreed subscription rate.

TRUSTEES

- 27. (a) There shall be not less than two and not more than five in number, appointed from time to time, as necessary, by members in a General Meeting. Candidates for Trusteeship shall be proposed and seconded in a like manner as laid down in rule 11 (d), thereof, for Committee elections.

A Trustee shall hold office for life or until his/ her resignation in writing to the Secretary, or until a resolution removing him/ her from office shall have been passed by a majority of those present and voting at a General Meeting.

- (b) All property of the Club, whatsoever nature, shall be vested in the Trustees for the time being, to be held in trust in their names for the use and the benefit of the Club as a whole. On the death, resignation or removal from office of a Trustee, the Committee shall take such steps to secure the appointment of a new Trustee in his/ her place and shall as soon as possible thereafter take all lawful and practical steps to procure the vesting of all Club property into the names of the Trustees and constituted after the said appointment.
- (c) The Trustees shall at all times and in all respects, act in regard to the property of the Club held by them in accordance with the directions of the Committee, and shall have power to sell, pledge, lease, mortgage or otherwise alienate any Club property in compliance with the direction of the Committee.

- (d) A certificate purporting to be signed by the Secretary for the time being of Beer (Social) Club shall be conclusive evidence in favour of a Purchaser, Mortgagee, Chargee or Lessee for value that a direction complying in all respects with the above provisions of this rule was duly given to the trustees of Beer (Social) Club.
- (e) The Trustees shall on the direction of the Committee represent the Club in any litigation.
- (f) The Trustees shall be entitled to an indemnity out of the property of the Club in respect of any action taken by them on the direction of the Committee.

DISSOLUTION

- 28. In the event of dissolution, all assets shall be realised and after payment of all outstanding debts and costs shall be equally divided amongst Full Members at the time of dissolution.

Dated: 5 August 2010
Agreed at Beer AGM
Beer Club
Legal Name: Beer Social Club