

YORK CITY BATHS CLUB
Constitution - Amendments Required By ASA NE
February 2017

Rule 4.2

Currently

4.2 The annual membership subscription will be payable as a joining fee, as a condition of membership. The annual membership subscription shall be due thereafter on the 1st day of March each year.

ASA NE Amendments

Delete **day** (for consistency with Rule 9.2.6).

Would Become

4.2 The annual membership subscription will be payable as a joining fee, as a condition of membership. The annual membership subscription shall be due thereafter on the 1st of March each year.

Rule 6.3

Currently

6.3 The Club shall comply with the relevant Judicial Regulations for handling Internal Club Disputes (the “Regulations”) as the same may be revised from time to time. (A copy of the current Regulations may be obtained from the ASA Department of Legal Affairs.)

ASA NE Amendments

Replace **Regulations** with **Rules** throughout.

Insert an additional sentence after “time to time”.

The Rules are set out in the ASA Judicial Laws and appear in the ASA Handbook.

Would Become

6.3 The Club shall comply with the relevant Judicial Rules for handling Internal Club Disputes (the “Rules”) as the same may be revised from time to time. The Rules are set out in the ASA Judicial Laws and appear in the ASA Handbook. (A copy of the current Rules may be obtained from the ASA Department of Legal Affairs.)

Rule 6.5

Currently

6.5 The Executive Officers of the Club (or any person to whom the Committee shall delegate this power) may temporarily suspend or exclude a member from particular training sessions and/or wider club activities when, in their opinion, such action is in the interests of the Club. Where such action is taken, the complaint will thereafter be dealt with in accordance with the appropriate Judicial Regulations (Rule 6.3 above).

ASA NE Amendments

Replace **complaint** with **incident or matter**.

Replace **Regulations** with **Rules**.

Would Become

6.5 The Executive Officers of the Club (or any person to whom the Committee shall delegate this power) may temporarily suspend or exclude a member from particular training sessions and/or wider club activities, when in their opinion, such action is in the interests of the Club. Where such action is taken the incident or matter will thereafter be dealt with in accordance with the appropriate Judicial Rules (Rule 6.3 above).

Rule 7.1

Currently

7.1 The Committee shall consist of a maximum of 18 (eighteen) voting members. This number is made up of: the Chairman, Secretary, Treasurer (together "the Executive Officers of the Club"), President, Vice Chairman and Welfare Officer, together with up to 12 (twelve) additional roles as required to manage specific activities of the club (as defined in Bylaw 23). Of these 12 additional roles there can be no more than 5 (five) elected general members. All Committee members must be paid up members (Rule 7.2) and 18 years of age or over, though the Committee may invite younger members to attend their meetings without the power to vote. The Welfare Officer is required to undertake appropriate training in accordance with the ASA Child Safeguarding courses and if possible to have an appropriate professional background.

ASA NE Amendments

The Welfare Officer should not be a Committee member. They are to be appointed by the Committee and will have a right to attend Committee meetings, but without the power to vote.

Amend rule 7.1 and add a new rule 7.2, which will require existing rules 7.2 to 7.11 (and all references to them - existing Rules 7.1, 7.11 and 8.1) to be renumbered accordingly.

Would Become

7.1 The Committee shall consist of a maximum of 17 (seventeen) voting members. This number is made up of: the Chairman, Secretary, Treasurer (together "the Executive Officers of the Club"), President and Vice Chairman, together with up to 12 (twelve) additional roles as required to manage specific activities of the club (as defined in Bylaw 23). Of these 12 additional roles there can be no more than 5 (five) elected general members. All Committee members must be paid up members (Rule 7.3) and 18 years of age or over, though the Committee may invite younger members to attend their meetings without the power to vote.

7.2 The Committee shall appoint a member of the Club as Welfare Officer who must not be less than 18 years of age, who should have an appropriate background, and who is required to undertake appropriate training in accordance with ASA Child Safeguarding courses. The Welfare Officer will have a right to attend Committee meetings without the power to vote.

Rule 8.1

Currently

8.1 Election of Executive Officers to the Committee is defined in Rule 7.2.

ASA NE Amendments

Delete this rule because, as noted by the rule itself, this is already covered in current Rule 7.2). The deletion will require existing rules 8.2 to 8.4 (and all references to them - existing Rule 1.3) to be renumbered accordingly.

Consequently, rename Section 8 "Vice Presidents, Honorary and Life Members".

Rule 9.2.6

Current

9.2.6 To agree the annual membership subscriptions (Rule 4.1) for the coming year, due on 1st March.

ASA NE Point to Consider

Rule 9.2.6 conflicts with Rule 9.1, which permits the AGM to be held in March, after the 1st.

Change Proposed By YCBC

Delete **or March** from Rule 9.1.

In reality, an AGM Held in March would cause all sorts of administrative problems.

Rule 9.3

Current

9.3 Nominations for election of members to any Committee position shall be made by the proposal and seconding of the member, in writing and duly signed, delivered to the Secretary not later than 21 (twenty one) days before the date of the AGM. Nominees shall be required to indicate in writing on the nomination form their willingness to stand for election. Notice of any resolution proposed to be moved at the AGM shall be given in writing to the Secretary not later than 21 (twenty one) days before the date of the AGM.

ASA NE Amendments

As it stands, it would appear that anyone can propose or second Committee members.

Insert an additional sentence after the first:

Proposers and seconders must be members of the Club and be aged 18 years or over.

Would Become

9.3 Nominations for election of members to any Committee position shall be made by the proposal and seconding of the member, in writing and duly signed, delivered to the Secretary not later than 21 (twenty one) days before the date of the AGM. Proposers and seconders must be members of the Club and be aged 18 years or over. Nominees shall be required to indicate in writing on the nomination form their willingness to stand for election. Notice of any resolution proposed to be moved at the AGM shall be given in writing to the Secretary not later than 21 (twenty one) days before the date of the AGM.

Rule 12.2

Current

12.2 Any member shall be entitled to put any proposal for consideration at a GM provided the proposal in writing shall have been handed to, or posted to, the Secretary so as to be received by them not later than 21 (twenty one) days in the case of the AGM or, in the case of an SGM, 14 (fourteen) days before the date of the meeting and thereafter the Secretary shall supply a copy of the proposal or resolution to all members in the manner provided in Rule 11.1.

ASA NE Point to Consider

Rule 11.1 requires the Secretary to send out information about a GM at least 14 days before the meeting, which conflicts with the SGM aspect of Rule 12.2 as it stands.

Change Proposed By YCBC

Bring the SGM requirements in line with the AGM requirements, i.e. require that proposals for any general meeting be received not later than 21 days before the date of the meeting.