

EVERTON A.F.C.

CONSTITUTION OF THE CLUB

1. The name of the Club shall be Everton Association Football Club. (here in after called “The Club”). The official colours of the Club shall be Royal Blue and White and the official Club kit shall be a Royal Blue shirt with Royal Blue socks and shorts. A team should only change strip in the event of a clash of colours with the opposition. Permission must be sought from the Committee where a set of gear is offered to a team within the Club where the colours differ from the Club colours.
2. **Objects:**

The objects of the Club are to promote and encourage the game of association football (soccer) and for that purpose to provide and maintain playing fields and facilities for the playing thereon and therein of all forms of association football and, subject to the provisions of this constitution, other sports or games.
3. **Rules:**

The rules of the Club will be defined by the Associations it is affiliated to, and in particular the National Governing Body, The Football Association of Ireland. Further rules particular to the Club shall be in line with the Code of Practice adopted by the Club.
4. **Membership:**
 - i) All persons male and female are eligible to join the Club. There shall be four classes of members namely:
 - a) A full member being a person over the age of 18 years.
 - b) A schoolboy member being a member under the age of 18 years.
 - c) **An Honorary Member** – Honorary membership of the Club may be conferred on any person who has rendered exceptional service to the Club and such honorary member may be thus appointed for life or such other period as the Committee shall decide. Honorary members shall not be obliged to pay a subscription as herein provided.
 - d) **An Associate Member** – Associate membership shall be open to persons who wish to become involved in additional activities as may from time to time be promoted by the Club and such associate members shall not be obliged to pay membership subscription as herein provided.
 - ii) Every person wishing to become a member of the Club shall apply for membership on the form provided by the Club which form shall include an agreement on the part of the Applicant for membership to conform to and observe all rules, standards and codes of practice or other regulations as may be prescribed by the Club from time to time.
 - iii) Every application for membership shall be accompanied by the annual Club subscription, which shall be fixed annually on or before the First Day of September in each year by the Club.

- iv) A person shall pay the relevant subscription on an annual basis. Failure by such member to pay the subscription within Four weeks of the same becoming due shall cease to be a member. That person's name shall be removed from the register of members without prejudice to the right of such person to reapply for membership in accordance with the provisions hereof.
- v) All full members of the Club shall be entitled to attend and vote at meetings of the Club as are hereinafter provided.
- A) Every application for membership shall be considered by the Committee herein after defined which shall have full discretion to refuse to admit any Applicant to membership of the Club. The Committee or as the case may be the Secretary of the Committee shall inform such Applicant in writing of the decision of the Committee on such application for membership. An Applicant who is refused membership of the Club may seek reasons for such refusal.
- B) A register of members shall be kept by the Secretary of the Committee.
- C) A person shall cease to be a member of the Club on the happening of any of the following events:
 - i) Upon giving written notice to the Secretary of resignation of membership. Such notice shall be effective immediately upon receipt by the Secretary of the Club of such written notice.
 - ii) Upon failure to pay the annual subscription within one month after the same has become due.
 - iii) Upon special resolution by a majority of a General Meeting, either an Ordinary General Meeting or Extraordinary General Meeting.
 - iv) A member whom it is sought to remove from membership shall be entitled to be heard and/or to be represented at such meeting and is entitled to call upon the chairman of such meeting to hold a secret ballot. The decision of the meeting shall be final in all respects.
- (D) Insurance against death or injury is compulsory for all playing members of the Club.

5. Structure:

- a) The Club shall be administered by the Committee who should be entitled to create Sub-Committees from time to time for such purpose or for such period as the Committee shall decide.
- b) The Committee shall consist of not more than 20 members. No person shall be a member of the Committee who is not a member of the Club. The Committee shall consist of a Chair person, Club Secretary, and Club Treasurer, each of whom shall be called Officers of the Club and other ordinary members up to the said maximum of twenty members.
- c) All Committees shall retire from office at every Annual General Meeting of the Club but shall be eligible for re-election at the said meeting or any other meeting of the Club.

- d) The Committee shall be filled by election at such General Meeting and where more than one eligible member is proposed as any particular Officer or where more than the required number of eligible members are proposed as other Committee members voting shall be by secret ballot. Where two or more candidates obtain an equal number of votes another secret ballot shall, if necessary, be taken in respect of such candidate.
- e) The Committee shall have power, from time to time, to appoint any eligible member as an Officer or other Committee member to fill a casual vacancy. The total number of Committee members shall not at any time exceed the said number of members and such additional member so appointed shall hold office until the next Annual General Meeting.
- f) A Committee member may retire from office upon giving one month's notice in writing to the Club of his intention to do so and such resignation shall take effect upon the expiration of such notice.
- g) The Club may by ordinary resolution at Annual General Meeting or Extraordinary General Meeting remove any Committee member before the expiration of his period of office.
- h) The Club shall keep a register containing the names and address of all Committee members which register shall be available for inspection by members of the Club.
- i) The Committee may meet together for the dispatch of business and may adjourn or otherwise regulate their meetings and proceedings as they shall think fit. In particular they may determine a quorum necessary for the transaction of business from time to time provided always that a minimum of five members of the Committee shall be present at each such meeting. If at any such meeting the Chairman is not present at the time appointed for holding such meeting the Committee members so present shall choose some one of their number to be Chairman of such meeting.
- j) If voting is required on any issue at any committee meeting the chairman directs the manner in which the vote shall be taken. This is either by show of hands or by secret ballot and the result of the vote shall be deemed valid for all purposes whatsoever. Votes at any committee meeting must be given personally and not by proxy.
- k) Sub committees formed pursuant to the provisions hereof may from time to time make rules and guidelines for the effective day to day management of the sub committee and /or teams and coaching sessions or other activities of the sub committee. Each sub committee shall present a report of its activities to the Committee annually or at such shorter interval as the Committee shall from time to time in its absolute discretion determine. Each sub committee shall also provide if required a report to the Annual General Meeting.
- l) The members of the Committee shall be entitled to be indemnified by Everton Football Club in respect of any claim for damages howsoever arising from the due performance of the Committee and each of the members thereof of their obligations as members of the Committee or of any sub committee of the Club.

- m) The General Committee shall appoint delegates to represent the Club at meetings of the Munster Senior League, the Cork Schoolboys League and any other bodies or associations which are affiliated to the Football Association of Ireland.
- n) The General Committee shall have the power to frame and adopt any bye-laws necessary for the working of the Club, provided that none of such bye-laws shall infringe on any particular rules therein contained. All such bye-laws shall remain in force until revoked by the General Committee or by the members of the Club in General Meeting.
- o) The General Committee shall have power to suspend any member for misconduct and such suspensions shall extend to any or all privileges as are enjoyed by Club Members as shall be specified by the General Committee and such suspensions shall remain in force for a period of time to be fixed by the General Committee when imposing such suspensions. The length of such suspensions may be reviewed by the General Committee at any time.

6. Trustees:

- a) Property of the Club shall be vested in five Trustees who shall be appointed at an ordinary or Extraordinary General meeting of the Club. The Trustees so appointed shall hold office until he or she resigns, ceases to be a member of the Club or be removed from office by resolution passed at a General Meeting or Extraordinary Meeting of the Club. The Trustees shall deal with the property of the Club as directed by resolution of the General Committee (of which an entry in the minute book shall be deemed sufficient evidence), they shall be indemnified against all liability and expense incurred by them by reason of their position as Trustees in so far as the assets of the Club may be deficient, by the members of the club, if not otherwise represented the Trustees shall have the right to nominate one of their numbers to the General Committee. Additional Trustees may be appointed from time to time by a resolution passed at a General Meeting or Extraordinary General Meeting of the Club.
- b) The Trustees, at the request of the Committee, shall have the power to acquire by purchase, exchange, lease or otherwise either for an estate in fee simple or for any lesser estate or other estate or interest whether immediate or revisionary any lands, tenements or hereditaments of any tenure and to sell, let, alienate, mortgage, lease or charge land, house property and any other property real or personal moveable or immovable either absolutely or unconditionally and to pay for any lands tenements, hereditaments or assets acquired by the club.

7. Officers:

The Secretary shall have the following duties:

- a) To attend general meetings of the Club and meeting of the Committee and sub-Committees.
- b) To convene such meetings
- c) To keep minutes and other records of the Club.
- d) To conduct correspondence on behalf of the Club

- e) To carry out such other duties as may be required by the Committee from time to time.
- f) A temporary substitute for the Secretary may be appointed by the Committee for such purpose or such time as may be necessary.

The Treasurer shall have the following duties:

- a) To set a budget for the following calendar year.
- b) To recommend an appropriate annual membership fee.
- c) To consider fund raising activities are required by the Club.
- d) To approve all Club expenditure and receipts or vouchers shall be submitted to the Treasurer before payment is made.
- e) To hold the Club cheque book and to countersign cheques.
- f) To deal with the Club's bankers from time to time.
- g) To produce a set of financial statements at each A.G.M.
- h) The Treasurer may appoint Club members to collect annual subscriptions from various members and/or groups of members.

8. Annual Meetings:

The Club shall hold an Annual General Meeting every twelve months and not more than fifteen months shall elapse between the date of one Annual General Meeting and that of the next. All general meetings other than Annual General Meetings shall be called Extraordinary General Meeting

The Committee may at any time convene an Extraordinary General Meeting either of its own motion or on written request by not less than 25 PERCENT of the voting members. Such a request for a meeting must state the objects of the meeting proposed to be called.

An Annual General Meeting shall be called by twenty-one days notice in writing inclusive of the day it is served or deemed to be served provided always that the accidental omission to give notice of a meeting to or non-receipt of notice of meeting by any member entitled to receive notice shall not invalidate the proceedings at that meeting.

Any notice convening an Extraordinary General Meeting shall state the agenda of the meeting and no other subject shall be discussed nor any other business transacted at such meeting.

Notice of Meetings shall be made by telephone calls, emails, ordinary post or by the giving of notice on their Club Notice Board or the Club website. A quorum at an A.G.M. shall be fifteen members.

If within half an hour from the time appointed for the meeting a quorum of voting members is not present the meeting shall stand adjourned to some date to be fixed by the Committee. In the case of a meeting convened on the requisition of voting members, if within half an hour from the time appointed for such meeting a quorum of voting members is not present the meeting shall stand dissolved.

The Chairman of the Committee shall reside as chairman of every general meeting of the Club or if he is not present within fifteen minutes after the time appointed for the holding of such meeting or is unwilling to act the members of the Committee present

shall elect one of their number to be Chairman of that meeting.

The Chairman may adjourn the meeting from time to time and from place to place and no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place.

At any General Meeting voting shall be by a show of hands, unless a poll is demanded by the Chairman or in writing by at least two voting members.

If a poll is demanded in the manner aforesaid the same shall be taken in such manner as the Chairman directs and the result of the poll shall be deemed valid for all purposes whatsoever.

Where there is an equality of votes, whether on a show of hands or on a secret ballot the Chairman of the meeting shall be entitled to a second or casting vote.

Each member of the Club shall have one vote only at meetings.

No objection shall be raised to the qualification of any voter except at the meeting or adjourned meeting at which the vote objected to is given or tendered and every vote not disallowed at such meeting shall be valid for all purposes. Any such objection shall be referred to the Chairman of the meeting and his decision shall be final and conclusive.

Votes must be given personally and not by proxy.

9. Amendment:

This constitution may be amended by vote of the members at General Meeting or by EGM called for that purpose and any amendment shall be deemed passed if approved by simple majority at such meeting.