

COMMERCIAL ROWING CLUB
RULES AS AT 29th September 2020

RULE I Name

That the Club be called “Commercial Rowing Club CLG” and that the colours be myrtle green, white and azure blue. The objects of the club shall be as follows:-

- (i) The furtherance of the sport of Rowing. (Rowing Ireland (RI) rules)
- (ii) The organising and playing of other outdoor and indoor games as maybe considered advisable by the Committee.
- (iii) The organising and carrying on of social functions which may be considered advisable by the Committee.

RULE II Members

That the Club shall consist of the following categories of Members:-

- Adult Members - Being over 18 years at the commencement of the Club year
- Associate Members - Being those who wish to enjoy the amenities of the Club without partaking of the Rowing facilities.
- Juvenile Members - Being under 18 years of age at the commencement of the Club year.

Members who have voting rights at any Annual General Meeting or Special General Meeting are Adult members of two years standing all fully subscribed or Adult members of one years standing who have previously been a Juvenile Members for one year.

The commencement of the Club year shall be the day following the Annual General Meeting.

RULE III Annual Subscription

That the annual subscription for all categories of members shall be determined annually by resolution at the Annual General Meeting. That the said subscription shall be payable in advance and shall be deemed a debt payable to the Club. That the Committee may at its sole discretion accept a lower subscription or a nominal subscription from a Candidate for

membership where they consider the Candidate's circumstances of financial hardship.

RULE IV Committee of Management

That the business and affairs of the Club shall be managed by a Committee consisting of the President, Captain, Secretary, Treasurer and eight ordinary members, six (including 1 officer) to form a quorum.

The Committee shall be elected annually at the Annual General Meeting by the general body of members who are eligible to vote, except the Captain who shall be elected at a Special General Meeting to be held before the last Regatta of the year.

In order to be eligible for election to this Committee, candidates will be members of, at least, one years standing.

All elections shall be by secret Ballot.

No member of the Committee and no Manager or Servant employed in the club shall have any personal interest in the sale of excisable liquors therein, or in the profits arising from such sale.

The Vice Presidents of the Club shall be Honorary Members of the Committee but shall have no voting rights at Committee Meetings.

RULE V Meeting of Club and Committee

The Annual General Meeting of the Club, of which not less than seven days' notice be given, be held not later than the 30th September in each year, for the purpose of:-

- (a) Considering the Hon. Secretary's Report for the proceeding Club year.
- (b) Considering the Hon. Treasurer's Report for the proceeding Financial year.
- (c) Considering the Captain's Report for the proceeding Club year.
- (d) Election of Committee and Hon. Vice-Presidents for the next ensuing Club year.
- (e) The transaction of any other business of a general nature that may arise.

No person shall be admitted (subject to Rule XVIII) to any meeting of the Club or Committee unless otherwise decided by the Committee.

The Committee shall assume office at the termination of the Annual General Meeting.

The Committee shall meet, at least, once every month but shall meet at shorter intervals as circumstances decide.

A general meeting of the Club may be summoned at any time by the direction of the Committee or upon a requisition to the Hon. Secretary, stating the object of such meeting and signed by twenty members. Such a general meeting shall be termed a Special General Meeting. The President shall take the Chair at all meetings at which he is present. In his absence the chairman shall be elected from the Committee members present.

In all circumstances, the Chairman shall have a casting vote as well as a deliberate one.

RULE VI Election of Members

That the Committee shall have power to elect members.

No candidate can be admitted whose subscription is not handed in on proposal. The names and addresses of persons proposed as members, together with the names of the proposer and seconder, shall be displayed on the Club Notice Board for, at least, seven days before election.

An interval of, at least, fourteen days shall elapse between nomination and election of new members.

If a candidate is, or was, a member of any other Rowing Club, he must satisfy the Committee that such Club will offer no objection to his proposed membership.

RULE VII Selection of Committee

That a Selection Committee, consisting of the Captain and two members who will be nominated by the Committee, appoint crews to compete at Regattas and Club Races.

No crew or member can represent the Club at either a Regatta or Aquatic Meeting without the permission of the Committee.

RULE VIII Directors

That the property of the Club shall be vested in the Directors, and they shall deal with such property as directed by resolution of the Committee (of which an entry in the Minutes Book shall be sufficient evidence), and in so far as the assets of the Club may be deficient, they shall be indemnified against liability and expense incurred by them by reason of their position as Directors: provided always that in the event of the cash assets of the Club becoming insufficient to meet the liabilities of the Club, the Committee shall forthwith convene a Special Meeting of the Club to consider its financial position.

Where such circumstances arise, the Directors are empowered to borrow on behalf of the Club.

RULE IX Damage to Boats or Property

That any damage occasioned to the Boats or Property of the Club, coming to the notice of any member shall, as soon as possible, be brought to the notice of the Captain or any member of the Committee together with details, if known, of how the damage was incurred, the name of the person or member in whose care the damaged property was.

The Committee shall consider the circumstance and shall, if they consider it desirable, interview the person or member responsible. If the Committee consider that a prima facie case of wilful damage or gross negligence is established, they may direct the Directors to sue the responsible person or member to recover damages.

RULE X Secretary

That the Secretary shall keep a record of the minutes and proceedings of all meetings of the Club, keep the necessary books, including the Register of Members and the Visitors Book, for the transaction of the Club's business and carry out the instruction of the Committee.

The member in charge of the Bar shall assist the Secretary in ensuring that the Visitors Book is properly kept.

Every member is obliged to notify the Secretary in writing of any change in such member's address.

RULE XI Treasurer

That it shall be the duty of the Treasurer to receive all subscriptions and payments to the Club, to give receipts for and keep accounts of same, and submit a statement at each monthly meeting.

No accounts to be paid until passed by the Committee.

Correct accounts and books shall be kept showing the financial affairs and receipts and disbursements of the Club.

RULE XII Captain

The captain is responsible for the rowing affairs of the Club. The Captain, in consultation with the Committee, must adhere to a rowing policy adopted by the Club members at the Annual General Meeting or at a Special General Meeting. This policy may be amended at each Annual General Meeting, but must be fully reviewed every five (5) years.

RULE XIII Visitors

That a visitor shall not be supplied with excisable liquor in the Club premises unless on the invitation and in the company of a member, and the member shall, on the admission of such a visitor to the Club premises or immediately upon his being supplied with such liquor, enter his own name and the name and address of the visitor in a book, which shall be kept for the purpose and which shall show the date of each visit.

RULE XIV Club Colours

That members wear the Club Colours when rowing in any boat the property of the Club other than pleasure boats.

RULE XV Prizes

That all prizes won outright by the Club crews shall be the property of the Club, except presentation prizes which shall be the property of the winner.

Prizes, perpetual or otherwise, which are in the charge of the Club shall be deemed to be the property of the Club against all persons except the owners thereof.

RULE XVI Sale of Intoxicating Liquor on Club Premises

(a) Prohibited Persons.

That no persons under eighteen years of age, whether he be a visitor or member, shall be supplied with excisable liquor for consumption on or off the Club premises.

(b) Prohibited Sales

That no excisable liquor shall be sold or supplied for consumption outside the premises of the Club, except to members of the Club between the hours of eight o'clock in the morning and ten o'clock at night.

(c) Prohibited Hours

That the sale of intoxicating liquor on the Club premises shall be subject to the Licensing Laws applicable to Clubs at any particular time.

The provisions of section 56 of the Intoxicating Liquor Act 1927 (inserted by section 6 of the Intoxicating Liquor Act 1960) as amended by Section 6 of the Intoxicating Liquor Act 1962 and section 26 of the Intoxicating Liquor Act 1988 form part of the Club Rules.

5/56 (1) In order that a Club may be eligible to be registered under the Registration of Clubs Acts 1904 to 1960, the rules of the Club shall (in addition to the matters mentioned in section 4 of the Registration of Clubs (Ireland) Act 1904 provide that, subject to the exceptions specified in sub-section (2) Of this section, 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 by any person (other than a member of the Club lodging in the Club premises).

(a) On any week-day, before the hour of half past ten o'clock in the morning or

(i) During a period of summertime, after the hour of half past eleven o'clock in the evening or

(ii) During a period which is not a period of summertime, after the hour of eleven o'clock in the evening.

- (b) On Saint Patrick's Day or any Sunday, before the hour of half past twelve o'clock in the afternoon or between the hours of two o'clock and four o'clock in the afternoon or after the hour of eleven o'clock in the evening, or
- (c) At any time on Christmas Day or Good Friday.
- (2) Nothing contained in the Registration of Clubs Acts 1904 to 1960, or contained by virtue only of the operation of sub-section (1) of this section, in the rules of a club registered under those acts 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 the club premises by any person:
 - (a) During a period of summertime, between the hours of half past eleven o'clock in the evening on any week-day and half past twelve o'clock in the morning on the following day, or
 - (b) During a period which is not a period of summertime, between the hours of eleven o'clock in the evening on any week-day and half past twelve o'clock in the morning on the following day or on any Sunday, between the hours of two o'clock and four o'clock in the afternoon.
 - (c) on Christmas Day, between the hours of one o'clock and three o'clock in the afternoon or the hours of seven o'clock and ten o'clock in the evening, if, in each case, the excisable liquor is:-
 - (i) ordered by that person at the same time as a substantial meal is ordered by him,
 - (ii) consumed at the same time as and with the meal,
 - (iii) supplied and consumed in the portion of the Club premises usually set apart for the supply of meals and
 - (iv) paid for at the same time as the meal is paid for.
- (3) The Dublin Metropolitan District shall be deemed to be a county borough for the purposes of this section.
- (4) In this section "period of summertime", "week-day" and "Sunday" have the meanings assigned to them by Section 1 of this act.

RULE XVII Discipline and Club Premises

That the Committee shall be responsible to the Directors for the proper repair of the club premises and property.

The Committee shall have power to suspend a member from the use of the club's facilities for any reason and for any length of time which a majority of the Committee consider to be in the best interests of the Club.

A member whose annual subscription is outstanding for more than seven days after commencement of the Club year may, at the sole discretion of the Committee, be suspended from use of the Club facilities until such subscription is paid or he may be expelled from the Club.

The Committee shall have power to suspend or expel any member whose conduct is prejudicial to the Club's interest or who is guilty of any criminal offence against the Club's property or any member who is guilty of gross negligence in respect of Club property or who, in the opinion of the Committee, is likely to adversely affect the Club's reputation.

The Committee may refuse, without offering any explanation, to renew a member's membership. Such refusal must be made within 7 days of the Committee taking office.

RULE XVIII Expulsion of a Member (Procedure)

Notice of the meeting at which the expulsion resolution shall be considered will be given to each Committee member and to the member who is the subject of the resolution. The notice shall give, at least, 7 days clear notice of the meeting and shall be deemed to have been received by each Committee member and by the member the subject of the resolution on the day following the posting thereof at their respective addresses as set forth in the Register of Members.

The notice of the meeting shall state that --- "A resolution will be put to the meeting for the expulsion of a member"---

It shall not state the name of the member concerned. If the member, the subject of the resolution, offers his resignation at any time prior to the termination of the meeting then the Committee shall accept such resignation and the minutes shall record such resignation but shall not refer to the expulsion proceedings.

The member, the subject of expulsion proceedings, shall have the right to appear before the Committee to hear the reasons grounding such expulsion resolution and shall be given the opportunity to address the Committee in his defence; to examine witnesses called to support the charge or to call such available witnesses as he wishes and may, subject to the sole discretion of the Chairman of the meeting, have access to the records of the Club or such portion thereof as the Chairman, in his absolute discretion, shall decide. Only Committee members shall be present when the vote on the resolution is taken. Such vote shall be by secret ballot. If the member, the subject of the expulsion resolution, disagrees with the decision of the Committee he may request the Committee to call a General Meeting at which an expulsion resolution will be put. Such meeting will be an appeal from the decision of the Committee.

RULE XIX Power to Dissolve

That if at any time good reason should arrive for dissolving the Club, a power to that effect to rest with the members at a Special General Meeting convened for the purpose, the motion to be carried by a two-thirds majority.

The property of the Club to be disposed of and the funds to be divided among the subscribing members at the date of the Special General Meeting, being subject in the first instance to the liabilities of the Club.

RULE XX Accounts

That the accounts of the Club shall be audited annually by a qualified auditor, whose certified accounts shall be published and available to each member at the Annual General Meeting.

RULE XXI Alteration of Rules

That in order to alter or add to any of the foregoing Rules, a month's notice of the proposed alterations or addition to be carried by a two-thirds majority at a General Meeting.

Interpretation

In those rules all reference to the male gender will be taken as including the female gender.

NEW INTOXICATING LIQUOR RULE TO BE INCORPORATED INTO CLUB RULES BEFORE ANNUAL LICENSING 30TH SEPTEMBER 04. NO ADJOURNMENTS ALLOWED.

A visitor shall not be supplied with excisable liquor in the Club premises unless on the invitation and in the company of a member and that member shall, upon the admission of such visitor to the Club premises, or immediately upon his/her being supplied with such liquor, enter his/her own name and address and the name and address of the visitor in a book which shall be kept for the purpose and which shall show the date of each visit.

No excisable liquor shall be sold or supplied by the Club to any persons under the age of 18 years.

No person under the age of 18 years will be allowed into the licensed area of the club after 9.00pm, however, a child who is accompanied by his/her parent or guardian may be allowed into the licensed area of a Club between the hours of 10.00am (12.30pm on a Sunday) and 9.00pm.

A child who is aged at least 15 years but under the age of 18 years and who is accompanied by his/her parent or guardian may be allowed into the licensed area of the Club on the occasion of a private function at which a substantial meal is served to persons attending the function.

No excisable liquor shall be sold for consumption outside the premises of the Club except to members of the Club, between the hours of 8 o'clock in the morning and 10 o'clock at night.

Subject to the exceptions mentioned in the sub-sections 2 and 3 of section 56 of the Intoxicating Liquor Act 1927 as amended by section 6 of the Intoxicating Liquor Act 1962, 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 by any person (other than a member of the Club lodging in the Club premises):-

On any weekday before the hour of half past 10 o'clock in the morning or:-

On any Monday, Tuesday, Wednesday or Thursday after the hour of half past 11 o'clock in the evening or:-

On any Friday or Saturday after the hour of half past 12 o'clock in the morning on the following day or:-

On any Sunday (except St. Patrick's Day which falls on a Sunday) before the hour of half past 12 o'clock in the afternoon or after the hour of 11 o'clock in the evening or:-

On St. Patrick's Day before the hour of half past 12 o'clock in the afternoon or after the hour of half past 12 o'clock in the morning on the following day or:-

On Christmas Eve and the Eve of Good Friday before the hour of half past 10 o'clock in the morning or after the hour of half past 11 o'clock in the evening or:-

At any time on Christmas Day or Good Friday.

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

Nothing contained in the Registration of Clubs Acts 1904 – 1999 or imposed only by virtue of the operation of Rule 21 of this constitution shall operate to prohibit the supplying for consumption on the Club premises of excisable liquor to any person for the consumption of excisable liquor on those premises by any person:-

On Christmas Day between 12 o'clock midday and 10 o'clock in the evening or:-

On any other day for one hour after the expiration of any period in respect of that day during which is lawful for the Club by virtue of Rule 21 of this constitution to supply any excisable liquor for consumption on the Club premises, if in each case the excisable liquor is:

Ordered by that person at the same time as a substantial meal is ordered by him.

Consumed at the same time as and with the meal.

Supplied and consumed in the portion of the Club premises usually set aside for the supply of meals.

Paid for at the same time as the meal is paid for.

The Management Committee may alter or add to such Rule or Rules dealing with the supply or consumption of excisable liquor for the purpose of complying with the Licensing Laws for the time being in force, or for the purpose of satisfying the requirements of the members in accordance with such laws.

In addition to the foregoing Rules and Clauses thereof the Clauses and Regulations embodied in the Registration of Clubs Acts 1904 – 1986 and the Acts extending and amending the same shall be deemed Rules of the Club.