



# **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

## **RULES**

### **1. TITLE and OBJECTS**

- 1.1 The name of the Club will be "The Royal Perth Golfing Society and County and City Club".
- 1.2 The Objects of the Club will be: -
  - (a) To promote interest in and the enjoyment of the game of golf and to provide social facilities for its members and
  - (b) To do all such other lawful things as are incidental or conducive to the attainment of the foregoing objects or any of them.

### **2. MANAGEMENT**

- 2.1 The business of the Club will be the responsibility and under the management of the Council of the Club who will hold meetings as required.

#### Membership of the Council

- 2.2 The Council will consist of a Captain, a Vice Captain, a Secretary (who, if an Ordinary Member or Life Member of the Club will be entitled to vote as a Councillor), a Treasurer and a Golf Secretary and not more than 6 other Councillors; declaring that the roles of Secretary and/or Treasurer and or Golf Secretary may be combined. The Captain, Vice Captain, Secretary, Treasurer and Golf Secretary are hereinafter referred to as "the Office Bearers". The Captain, or in his absence the Vice Captain, or in his absence, a Councillor nominated by the Meeting will be Chairman at all meetings, and will have a casting vote as well as a deliberative vote. It is declared for the avoidance of doubt that notwithstanding that an Office Bearer may hold more than one office he will be entitled to only one vote as a Councillor.

- 2.3 Any five Councillors present at meetings of the Council will form a quorum.

- 2.4 A Council meeting will only be properly constituted where all Councillors have been given notice of the meeting and the business to be discussed at the meeting.

#### Election of the Council

- 2.5 The Captain and the Vice Captain will each serve in those roles for a period of two years from appointment and will not thereafter be eligible for re-election for a period of 2 years save that the Vice Captain will in the normal course of events succeed the Captain as Captain of the Club.

- 2.6 Councillors will serve on the Council for a period of 3 years from election and will not be eligible for re-election until the expiry of 1 year. Where a serving member of Council is elected as Vice Captain or Captain he will serve as Vice Captain and/or Captain for the period/periods specified in rule 2.5 notwithstanding the provisions contained in this rule.

- 2.7 The election of the Captain, Vice Captain and Councillors will take place at the Spring General Meeting. All Ordinary and Life Members are entitled to make nominations.



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

Nominations for elections will be intimated in writing to the Secretary not less than 4 weeks before the date of the Spring General Meeting, and will be signed by the proposing and seconding members and countersigned by the nominee confirming his willingness to stand for election. The Secretary will intimate such nominations to the Ordinary Members and Life Members with the notice convening the Spring General Meeting and will post the nominations on the Club notice board. In the event of any contested election, the votes of the Ordinary Members and Life Members will be taken by ballot at the meeting under the supervision of the Chairman of the meeting, each Ordinary Member and Life Member having as many votes as there are vacant offices. In the event of there being insufficient nominations put forward in the aforementioned manner to fill the vacancies which exist nominations will be accepted from the floor of the meeting.

2.8 In the event of a vacancy occurring in the council, the Council will have power to co-opt an Ordinary Member or Life Member. Any appointment so made will be intimated to the next general meeting and the co-opted member will thereafter be entitled to remain as a Councillor for the remainder of the period for which the replaced Councillor was elected. At no time will the membership of Council comprise in excess of twenty per cent co-opted members.

#### **Powers of the Council**

2.9 The Council will have power to make such Byelaws as they deem necessary or expedient for the proper management of the club and such Byelaws will be binding on all members until altered or repealed by the Council or by a general meeting. Such Byelaws will be displayed on the Club notice board and will be available from the Secretary on request.

2.10 Councillors acting in good faith will not incur any personal liability in damages in respect of their acting as Councillors.

2.11 The Council will have power to borrow at interest on the security of the Club property or otherwise, such sum or sums of money as they may from time to time determine necessary for the proper administration of the club, or they may issue debentures to members for the whole or part of the said sums or grant guarantees therefore to the lender, which debentures or guarantees will bind the club and the funds and property thereof in repayment of the sums due and any interest thereon and expenses to the lender.

2.12 The Council will have power to adopt committees, whether of Councillors or other members, to assist in the management of the Club with powers vested in them by the Council and including the power to appoint from their number a chairman. The Captain and the Secretary will be members of such committees ex officiis. The names of the members of and the purpose of such committees will be displayed on the Club notice board.

#### **Election and Duties of Secretary, Treasurer and Golf Secretary**



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

2.13 A Secretary and Treasurer will be elected annually at the Spring General Meeting and will be eligible for re-election. The Council will nominate suitable persons as Secretary and Treasurer, who may or may not be Ordinary Members and that on such conditions as they may from time to time determine. Their nomination will be intimated to Ordinary Members and Life Members with the notice convening the meeting.

2.14 The Secretary will attend all meetings of the Club and of the Council and other committees thereof and will keep minutes of all such meetings.

2.15 The Secretary unless otherwise directed by the Council, will exercise a general supervision over the Club staff and the routine management and administration of the Club and will carry out such duties or tasks as the Council may from time to time direct.

2.16 The Treasurer will be responsible for the receipt and payment of all monies due to or by the Club and will keep full and correct records of the financial affairs and intromissions of the Club.

2.17 A Golf Secretary will be elected annually at the Spring General Meeting and will be eligible for re-election. The council will nominate an Ordinary Member or Life Member as Golf Secretary and that on such conditions as they may from time to time determine. His nomination will be intimated to Ordinary Members and Life Members with the notice convening the meeting.

2.18 The Golf Secretary will organise all Club golf matches and meetings.

#### **Financial Accounts**

2.19 The Council will submit to the Spring General Meeting in each year a detailed statement of the accounts of the Club for the year ending on the 31st of December prior to the Spring General Meeting. The accounts will have been certified by a Chartered Accountant appointed by the Council and an abstract thereof will be sent to all members with the notice convening the Spring General Meeting.

#### **Complaints**

2.20 All complaints regarding the management of the Club or the conduct of its staff will be made in writing to the secretary for submission to the council.

#### **Profits**

2.21 The club is a non profit-making organisation all profits and surpluses will be used to maintain or improve the Club's facilities. No profit or surplus will be distributed other than to another non profit-making body or to eligible ordinary members and life members on winding up or dissolution of the club.

### **3. MEMBERSHIP**



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

#### Categories

3.1 Membership of the club will be divided into the following categories: -

Honorary members  
Life members  
Ordinary Members  
Junior Members  
Country Members  
Associate Members  
Temporary Members

So long as the Club has a licence under the licencing (Scotland) Act 2005, there must always be at least 25 members.

3.2 All categories of Members will conform to the rules and Bye-laws of the Club. Only Ordinary Members whose subscriptions are properly paid up, and Life Members, will have any vote in the affairs of the Club. All other categories of Member will have no vote.

#### Honorary Members

3.3 The Council will have power to admit as Honorary Members distinguished persons who are not members of the Club to whom they consider that the privileges of the club should be extended. Honorary Members will not be required to pay any entry money or annual subscription and will have no vote in the affairs of the Club. So long as the Club has a licence under the licencing (Scotland) Act 2005 Honorary Members will be allowed only temporary participation in the activity which is the prime purpose of the Club.

#### Ordinary Members

3.4 A candidate for admission as an Ordinary Member, a Junior Member and a Country Member will be at least 18 years old and will be proposed and seconded by Ordinary Members or Life Members and supported by three other Ordinary Members. A candidate will be well known to the proposer and seconder and supporters, all of whom will be satisfied that in all respects the candidate is a suitable person to become a Member of the Club. Alternatively, a candidate for admission will satisfy Council, following appropriate enquiries, that he is a suitable person to be a member of the club.

3.5 Each nomination for admission will be considered by the Council, and if approved, the candidate's details will be displayed on the club notice board by the Secretary. Any objections to the nomination must be made in writing to the Secretary within one month of the date of displaying of the nomination on the Club notice board. If no objections are received the candidate will be invited to become a Member when he has paid the entry money, if any, and the appropriate part of the annual subscription.

3.6 In the event of objection being made to a nomination, that nomination will be referred back to the Council at its first meeting after the expiry of the one-month period. If the Council consider that the objections are sufficient not to admit the candidate to membership, they will



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

ask the proposer to withdraw the nomination. In the event of the proposer declining to withdraw the nomination the Council will refuse the nomination. The Council need give no reasons for refusing to admit a candidate to membership. The name of any such candidate may not be resubmitted until an interval of three years has elapsed.

#### **Life Members**

3.7 On the recommendation of Council an Ordinary Member of the club may be elected a life member at any general meeting and any member so elected will thereafter not be required to pay an annual subscription or any special payment for such life membership. So long as the club has a licence under the licencing (Scotland) Act 2005 life members will be allowed only temporary participation in the activity which is the prime purpose of the Club.

#### **Junior Members**

3.8 Any person admitted as a member who is under the age of 30 will be a Junior Member and will pay such reduced level of entry money and annual subscription as may be approved at any General meeting. A Junior Member will cease to be a junior member on the 1st of January immediately following his 30th birthday at which time the Junior Member will have the right to become an Ordinary Member should he so wish.

#### **Country Members**

3.9 Any person admitted as a member whose principal residence is for the time being more than 100 miles from the Club premises in Perth will be a Country Member and will pay such reduced level of entry money and annual subscription as may be approved at a General meeting. Should the principal residence of any Country Member at any time change to the effect that it is no longer more than 100 miles from the Club premises in Perth, that Country Member will cease to be a Country Member on the 1st of January immediately following the date of change of his principal residence at which time the Country Member will have the right to become an Ordinary Member should he so wish.

#### **Associate Members**

3.10 The Council will have power to admit to Associate Membership the spouses (the latter are over 18 years at the time of admission) of existing Ordinary Members and Life Members. Associate membership will cease on the resignation or expulsion from the club of that Ordinary Member or Life Member for any reason whatsoever. However, the surviving spouse of an Ordinary Member or Life Member will be entitled to admission as an Associate Member subject to Council's approval.

3.11 Applications for associate membership will be supported by the spouse of the nominee or in the case of a surviving spouse by any other Ordinary member or Life member and will be made in writing to the Council through the Secretary.

3.12 The number of Associate Members will not exceed, at any time, 30% of the total membership of the club.

#### **Temporary Members**



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

3.13 The Council will have the power to admit to Temporary Membership golfers not ordinarily resident in Perth or Perthshire who book overnight accommodation in the Club premises to facilitate their playing at golf courses nearby. The Temporary Membership will last only for the period the golfer is booked into the overnight accommodation.

3.14 Applications for Temporary Membership will be made in writing to the Secretary at the time of booking for submission to the Council and will specify the golf course or courses to be played.

3.15 A rejected Candidate for admission as a Member of the Club will not be admitted as a temporary member.

#### **Entry money and Subscription**

3.16 Each Member on admission will have his election notified to him in writing by the Secretary and will pay as entry money such sum as may from time to time be approved at a general meeting of Ordinary Members and Life Members.

3.17 The annual subscription of each category of Members will be that amount approved at the Autumn General Meeting of Ordinary Members and Life Members for the following calendar year and will be payable in advance on the 1st of January in that year or by such instalments together with such additional percentage as the Council may determine. In the event of Council deciding on such instalments this will be intimated in the notice to all Members calling for the annual subscription.

3.18 No person who has been elected a Member with the exception of Life Members will be admitted to the privileges of the Club or the right to vote at General Meetings until his entry money and subscription have been paid and any person failing to pay the due entry money and annual subscription within three months of election will be regarded as having declined membership.

#### **Resignation**

3.19 A Member wishing to resign membership will give notice in writing to the Secretary before the 31st of December. In default of such notice the Member will be liable for the subscription for the following year.

3.20 A Member who has resigned Membership may be reinstated to Membership by the Council if the Council, on an application for reinstatement being made to them, and after notice of such application has been made to all Councillors, consider that the circumstances justify such reinstatement. A Member so reinstated will not be required to pay entry money but will pay the annual subscription or a portion thereof according to the date of reinstatement.

#### **Expulsion**

3.21 The Council will have power to expel from the Club any member who infringes any of the Rules of the Club or whose annual subscription or any instalment thereof is 3 months in arrears or whose conduct either in or out of the Club is such as appears to the council to



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

endanger the character, interest or good order of the club provided that 3/4 of the whole Council concur in a resolution for his expulsion after having given the Member concerned an opportunity of making such representations to them as he sees fit. Notwithstanding expulsion an expelled Member will remain liable for paying any monies including outstanding subscription properly due to the Club.

#### **4. PROPERTY**

4.1 All property and assets, whether heritable or moveable, belonging to the Club from time to time will be vested in the Council elected for the time being as Trustees for the club.

4.2 The full assets of the Club will belong equally to all Ordinary Members and Life Members during Membership but the right and interest of every such Member will be personal and limited to himself and will expire with his membership and will not be assignable or arrestable or pass to his executors or assignees. Declaring that, save for the dissolution provision aftermentioned individual members or groups of members will not have the right to call for a splitting and distribution of the assets of the club.

4.3 All persons ceasing to be Members of the Club from whatever cause will ipso facto forfeit all right or claim to the property and funds of the Club.

4.4 Save for judicial or such other lawful intervention as may apply the Club will not be wound up or dissolved unless at least 80% of the total Ordinary and Life membership of the club vote at a properly constituted General meeting in favour of a properly tabled Resolution seeking the winding up and/or dissolution of the Club.

4.5 In the event of the winding up and dissolution of the Club the assets will be divided equally amongst Ordinary Members and Life Members who at the date of the resolution to wind up or dissolve the Club have been members for not less than 5 consecutive years.

#### **5. VISITORS**

##### **Members of Affiliated Clubs**

5.1 All Members of any other Club with which the Council has entered into a reciprocal arrangement will at all times be admitted to the Club without subscription, but subject to the rules and Bye-laws of the Club. This provision will apply if and so long as such other Clubs extend the same rights and privileges to members of this Club.

5.2 All such persons will, on entry to the Club, sign the book specially provided for the purpose within the entrance hall of the Club.

##### **Guests**

5.3 Any Member may bring into the Club guests subject to such Bye-laws as the Council from time to time enact and will be responsible for the conduct of such guests. A Member will upon the admission of each guest enter his name and the name and address of the guest in a book kept for this purpose within the entrance hall of the Club. A guest will not be supplied with



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

excisable liquor unless on the invitation and in the company of a Member and will not remain in the Club except when the host Member is there. A rejected candidate for admission as a Member of the Club will not be admitted as a guest.

#### **6. MEETINGS**

##### **General Meetings**

###### **Spring and Autumn General Meetings**

6.1 The Spring General Meeting will be held in the month of May in each year on a date to be set by the Council. The Autumn General Meeting will be held in the month of October in each year on a date to be set by the Council. 10 Ordinary Members and/or Life Members present will form a quorum at either the Spring and Autumn General Meetings.

6.2 In the event of any Member wishing to present a Motion before a General Meeting then they will give written intimation of any motion to be proposed to the Secretary not less than four weeks before the meeting and details of the Motion will be sent with the Notice convening the Meeting.

###### **Special General Meetings**

6.3 A Special General Meeting may be convened by the Council on their own resolution or on a written requisition to them signed by not less than Fifteen Ordinary Members and/or Life Members not being Members of Council. Twenty four Ordinary members and/or Life Members present will be required to constitute a Special General Meeting and no Resolution will be valid unless it obtains the concurrence of three fourths of those present at the meeting.

###### **Notice of General Meetings**

6.4 Notices convening General Meetings will be sent out to all Members two weeks before the date of the Meeting and will state the business to be brought forward for discussion at that Meeting.

###### **Conduct of General Meetings**

6.5 At the General Meetings the Captain will take the Chair or in his absence the Vice Captain or in his absence a Councillor to be appointed by the remainder of Council. The chairman will have a casting vote as well as a deliberative vote.

6.6 Voting by proxy is not allowed at any General Meeting.

6.7 A copy of the draft Minute of all General Meetings will be sent to all Members within four weeks of the meeting and will be presented to the following General Meeting for the approval of the Members.

###### **Golf Meetings**



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

6.8 In each year the Council will set such golf meetings as are deemed appropriate and will specify the nature and format of such meetings and the trophies to be played for. Members whose entry money or annual subscription is unpaid are not eligible to play for any Club Trophy.

#### **7. SALE OF LIQUOR**

7.1 The hours for sale and supply of excisable liquors at the Club will be such as are laid down by the Council from time to time and in any event will at all times conform to the requirements of Statute or other regulations.

7.2 No alcoholic liquor will be sold or supplied in the Club to any person under 18.

7.3 No alcoholic liquor will be sold or supplied in the Club premises for consumption off the premises except to a Member of the Club in person for consumption by him or to a person holding a licence or a wholesaler's excise for the sale of such liquor.

7.4 No councillor and no Manager or other Member of staff of the Club will have any personal interest in the sale of excisable liquors in the Club premises or in the profits arising from such sale.

#### **8. ALTERATION IN THE RULES**

8.1 The intimation of any Motion or Resolution affecting the Constitution or Rules of the Club or any Bye-law thereof as promulgated by the Council and to be proposed at a General Meeting will be sent in writing to the Secretary not less than four weeks before the date of such General Meeting. The Secretary will send a copy of such Motion or Resolution with the Notice convening the General Meeting.

#### **9. NOTICES TO MEMBERS**

9.1 It is the responsibility of every Member to inform the Secretary of any change of address including e-mail address required for receipt of information, notification of Meetings and annual subscription notices, which information, notification and notices the Secretary will despatch by second class post, e-mail or equivalent. The Club will not accept any liability should a member fail to receive communications due to an outdated address.

10. In these Rules, where appropriate, the singular will include the plural, and the masculine will include the feminine.

#### **BYE-LAW**

The following Bye-law was made by the Council of the Club on the 8th of February 2008 and, in terms of rule 2.9, is binding on all members.

#### **CHARITABLE GIVING**



## **THE ROYAL PERTH GOLFING SOCIETY AND COUNTY AND CITY CLUB**

### **RULES**

- (a) Club funds will not be used to make donations to charitable causes, unless sanctioned by a General Meeting of Members
- (b) Members will not use the list of Members to solicit donations to charitable causes
- (c) On cause shown, Council have the right to permit members to solicit donations to charitable causes by display on the notice board or a suitable container on the bar counter provided such display is restricted to one calendar month.