

Bath Motor Club Limited

Bye Laws

1. TITLE:

The name of the Club shall be "Bath Motor Club Limited "hereafter referred to as "The Club".

2. OBJECTS:

- a. To further interest in motoring and motor sport.
- b. To provide Members with information, advice and assistance on matters connected with motoring and motor sport.
- c. To watch the local administration of the laws and regulations affecting motoring and motor sport and to report any proposed action or scheme to Motorsport UK.
- d. To promote motor competitions in accordance with the requirements of Motorsport UK
- e. To arrange social and other meetings.
- f. To afford Members such benefits and privileges as it may be possible to arrange.

3. MEMBERSHIP:

- a. Vice Presidents
- b. Honorary Members
- d. Ordinary Members
- e. Provisional Members

4. CONSTITUTION:

The Constitution of the Club is expressed in legal form in the Memorandum and Articles of Association, which may be inspected by arrangement with the Secretary. The Bye Laws contain extracts from the Memorandum and Articles of Association and also contain more detailed provisions about the conduct of the Club's affairs.

5. MANAGEMENT:

The authority and responsibility for the transaction of the business of the Club and for its management shall be vested in a Committee, who, in addition to the powers and authorities by these Bye Laws expressly conferred on them, may exercise all powers and do all acts in furtherance of the objects for which the Club is established, other than those hereby expressly directed or required to be exercised or done by the Club in General Meeting.

6. ELECTION OF OFFICERS:

The President of the Club, the Chairman, Treasurer, Secretary, Competition Secretary, and the committee shall be elected at the Annual General Meeting. Subject to termination of office by resignation or otherwise, they shall remain in such office until their successors are appointed at the next AGM following their appointment. The Committee have power to co-opt other members to fill a casual vacancy. The retiring officers and other members of the Committee shall be eligible for re-election.

7. COMMITTEE:

The Committee shall consist of the officers, together with a minimum of four other members. Six members of the Committee shall constitute a quorum. Nominations of Candidates for election to the Committee must be received by the Secretary before the AGM with an intimation in writing signed by each member nominated that he or she is willing to serve. Nominations of candidates shall be signed by a Member proposing them. The Committee shall have the power to appoint a Sub-Committee of not less than three persons to meet on its behalf in respect of any matter which is specifically referred to such a Sub-Committee.

8. MEETINGS OF COMMITTEE:

The Committee shall meet whenever summoned by the Secretary, who may convene a meeting of his/her own accord, or shall do so by direction of the Chairman, or on a requisition signed by one half of the Committee.

9. ABSENCE FROM COMMITTEE:

Any Member of the Committee who shall without notification to the Secretary absent himself /herself from three consecutive Committee Meetings, may be asked to resign his/her position upon the Committee.

10. DUTIES OF SECRETARY:

It shall be the duty of the Secretary to attend in person or by deputy all meetings of the Club and all meetings of the Committee and to or by deputy take minutes of the proceedings. Such minutes shall be recorded and presented for confirmation for the following meeting.

11. BANKING:

All monies belonging to the Club shall be banked in the club account and all payments made will be authorised either by the Club Treasurer, Secretary and/or the Chairman.

12. ELECTION OF MEMBERS:

Application for membership of the Club shall be submitted to the membership Secretary and the election of such candidates shall be at the discretion of the Committee.

13. VOTING AT COMMITTEE MEETINGS:

Each Committee Member present at a meeting of the Committee shall be entitled to exercise one vote. The Chairman shall have a second or casting vote. The Committee shall vote by ballot if any Committee Member present so demands. A vote of one third against any applicant for membership shall exclude from membership.

14. SUBSCRIPTIONS:

Subscriptions are determined by the Committee and published in the Club Magazine.

15. PAYMENT OF SUBSCRIPTIONS:

All subscriptions due to the Club are payable on the 1st September each year.

16. NEW MEMBERS:

Any candidate for membership of the club who subscription has been accepted by the membership secretary shall become a provisional member of the club. Provisional membership of any candidate shall only hold good until the next meeting of the committee. After acceptance of the application by the committee the member is afforded Ordinary membership status. Provisional members are afforded the same benefits as ordinary membership.

17. NON-PAYMENT:

All Members of the Club who have not paid their subscription within two clear months of the date on which it became due shall be notified of the fact, and one month thereafter any Member who has still failed to pay his/her subscription may, unless sufficient reason be shown to the satisfaction of the Committee, be taken off the Register of Members forthwith. No member whose subscription is in arrear shall be eligible to take part in any competitions promoted by the Club or held under the General Competition Rules of the MSA. Persons who are not Members, but who come regularly to Club meetings will be asked by the General Secretary to become Members. On refusal, the Committee may take action at its discretion.

18. RESIGNATION:

Any Member ceasing, voluntarily or otherwise, to be a member of the club, shall thereafter cease to have any claim upon the property of the club, or to enjoy any privileges of membership, but he or she shall remain liable for the payment of any debts due to the club from him or her.

19. USE OF CLUB NAME AND ADDRESS:

The name and/or address of the Club shall not be given by a Member for any trade, advertising, or business purpose, or in connection with any legal proceedings or in correspondence intended for publication, unless express permission has been given by the Committee. All Committee Members and Bath Motor Club promoted Event Officials have the authority to use the Club name and address. In the event of contravention of this Bye Law, the Committee shall investigate and take any necessary action against the Club Member or Members concerned.

20. HONORARY VICE-PRESIDENTS AND HONORARY MEMBERS:

The Committee may elect as Honorary Member any persons for their capacities. The Committee may elect as Honorary Vice-President any member of the Club whose contribution to the Club has been of particular value. Vice Presidents and honorary members are afforded the same privileges as an ordinary Member. Honorary Vice Presidents and honorary members are subject to re-election each year.

21. EXPULSION OF MEMBERS:

It shall be the duty of the committee if at any time they shall be of the opinion that the interests of the club so require, by letter to invite any member to withdraw from the club within a time specified in such letter, and in default of such withdraw to submit the question of his expulsion to a meeting of the committee to be held within six weeks after the date of such letter. Members of the committee shall be given at least 7 days' notice that a question of withdraw or expulsion is to be discussed at a meeting of the committee. The member whose expulsion is under consideration shall be given at least 7 days' notice of such a meeting and shall be allowed to offer an explanation of his or her conduct verbally or in writing and if two thirds of the members present shall then vote for his expulsion, he shall thereupon cease to be a member of the club.

22. THE ANNUAL GENERAL MEETING:

The Annual General Meeting of the Club shall be held in the month of October, or as soon thereafter as may conveniently be arranged, in each year upon a date and at a time to be fixed by the Committee. The Annual General Meeting shall: -

- a. Receive from the Committee a full statement of accounts, duly audited, showing the receipts and expenditure for the year ending 31 August.
- b. Receive from the Committee a report of the activities of the Club during the said year.
- c. Elect the President, the Chairman, Secretary, Treasurer, Competition Secretary of the Club.
- d. Elect the Committee.
- e. Settle any remuneration for the officers of the Club and the accountants.
- f. Decide on any resolution which may be duly submitted to the meeting as hereinafter provided. 10% of members holding a minimum of 12 months membership shall form a quorum.

23. EXTRAORDINARY GENERAL MEETING:

An Extraordinary General Meeting may be convened by direction of the Committee, or on a requisition to the Secretary stating the business for which the Extraordinary General Meeting is required and signed by not less than 10% of the Members. If the meeting so requisitioned be not convened within twenty-one days, the said 10% of Members may convene such meeting. 10% of Members shall form a quorum. At least 21 days' notice of all General Meetings shall be given, but the non-receipt of such notice by any Member shall not invalidate the proceedings.

24. AGENDA:

When Members wish a matter to be discussed at a General Meeting, the text of such matter signed by at least two Members shall be forwarded to the Secretary at least fourteen days before the date of such meeting so that it may be included in the agenda. A copy of the agenda shall be sent to each Member at least five days prior to the meeting, but the fact that any Member has not received a copy of the agenda shall not invalidate the proceedings. No business which is not included in the agenda shall be discussed at the meeting unless every Member present is in favour thereof. Should the proposer of any motion fail to move a resolution in respect of the relevant item on the agenda then any other Member shall be entitled to do so.

25. VOTING:

Each Member present at a meeting of the Club has one vote, the Chairman having a second or casting vote. A poll may be called for, either on or before the result of a show of hands, by the Chairman, three members, or 10% of the members. In the event of a poll being demanded the meeting shall be adjourned to a date one month later, or as near to that date as can be conveniently arranged. It is not possible to arrange for postal voting, but those who cannot be present may appoint a fellow member to vote on their behalf, by means of a proxy vote. An ordinary resolution is considered passed by a majority vote of those members present (either in person or by proxy)

26. RIGHT TO BE PRESENT: No-one can take part (vote) in General Meetings unless he/she has been duly elected as a Member of the Club and has paid his/her subscriptions according to these Bye-Laws.

27. OBSERVANCE AND INTERPRETATION OF BYE LAWS:

Every Member binds himself/herself to abide by the Bye Laws of the Club and also by any modification thereof made in conformity with such Bye Laws, and also to accept as final and binding the decision of the Committee in all cases of dispute or disagreement as to the interpretation of these Bye Laws.

28. ALTERATION OF BYE LAWS:

These Bye Laws may only be altered by a resolution passed at a General Meeting. Details of the proposed alteration must be given in the Notice of the Meeting.

29. EVENTS: All motor competitions promoted by the Club shall be held under the General Regulations of Motorsport UK and in accordance with any other requirements of the Motorsport UK.

30. SAFEGUARDING POLICY: The Club Safeguarding Policy is available on the Club website www.bathmotorclub.co.uk

31. GENERAL DATA PROTECTION (GDPR): The Club GDPR Policy is available on the Club website www.bathmotorclub.co.uk

32. ENVIRONMENTAL POLICY: The Club Environmental Policy is available on the Club website www.bathmotorclub.co.uk

33. SOCIAL MEDIA: The Club takes guidance from the Motorsport UK policy which is available on <https://www.motorsportuk.org/wp-content/uploads/2020/08/2021-03-17-Motorsport-UK-Social-Media-Policy.pdf>

34. EQUALITY, DIVERSITY AND INCLUSION POLICY: The Club takes guidance from the Motorsport UK policy which is available on <https://www.motorsportuk.org/wp-content/uploads/2020/08/2021-03-17-Motorsport-UK-Equality-Diversity-Policy.pdf>

35. COPIES OF BYE LAWS:

A copy of the club Bye-Laws will be made available from the Club Secretary upon request.

36. DISSOLUTION:

The Club may be put into liquidation by passing a Special Resolution. Any surplus funds arising in a liquidation would be distributed to the Members in accordance with the statutory provisions, by the liquidator.